

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

**December 20, 2016**

**A closed session meeting of the City Council, City of Tulare was held on Tuesday, December 20, 2016, at 6:00 p.m., in the Tulare Public Library & Council Chambers, 491 North “M” Street.**

**COUNCIL PRESENT:** Carlton Jones, Maritsa Castellanoz, David Macedo, Greg Nunley, Jose Sigala

**STAFF PRESENT:** Paul Melikian, David Hale, Fred Ynclan, Janice Avila, Darlene Thompson, Roxanne Yoder

**I. CALL TO ORDER CLOSED SESSION**

Mayor Jones called the closed session to order at 6:00 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 citizen comments presented.

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

Mayor Jones adjourned to closed session at 6:01 p.m., for items as stated on the agenda.

- (a) 54957.6b Conference with Labor Negotiators  
Represented/Unrepresented employee(s): Police Officers Association;  
Negotiators: Paul Melikian, Janice Avila, Darlene Thompson, and Wes Hensley
- (b) 54957(b)(1) – Public Employee Performance Evaluation/Public Employee Appointment: City Manager

**A regular session meeting of the City Council, City of Tulare was held on Tuesday, December 20, 2016, 2016, at 7:00 p.m., in the Tulare Public Library & Council Chambers, 491 North “M” Street.**

**COUNCIL PRESENT:** Carlton Jones, Maritsa Castellanoz, David Macedo, Greg Nunley, Jose Sigala

**STUDENTS ABSENT:** Mirian Espinoza, Ashley Logue, Yash Bhakta

**STAFF PRESENT:** Paul Melikian, David Hale, Fred Ynclan, Willard Epps, Janice Avila, Darlene Thompson, Joe Carlini, Rob Hunt, Michael Miller, Steve Bonville, Nick Bartsch, Traci Myers, Roxanne Yoder

#### **IV. RECONVENE CLOSED SESSION**

Mayor Jones reconvened from closed session at 7:07 p.m.

#### **V. CLOSED SESSION REPORT (if any)**

City Attorney David Haled advised there was no reportable action.

#### **VI. ADJOURN CLOSED SESSION**

Mayor Jones adjourned closed session at 7:07 p.m.

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

Mayor Jones called the regular meeting to order at 7:07 p.m.

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

Vice Mayor Castellanoz led the Pledge of Allegiance, and an invocation was given by Pastor Gamble.

#### **IX. CITIZEN COMMENTS**

Mayor Jones 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.

There were no citizen comments presented.

#### **X. COMMUNICATIONS**

- (1) Communication from Dr. Edward T. Henry, DVM (retired) and Member, Board of Public Utilities requesting support of Groundwater Sustainability Agency Alternate Board Member Phil Smith to fill vacancy created by former Council Member Craig Vejvoda when considering Council Representative appointments under General Business City Manager Item 2 b.** Mr. Henry addressed the Council regarding his communication and on behalf of the Board of Public Utilities in support of Phil Smith being considered for appointment.

**XI. CONSENT CALENDAR:**

It was moved by Vice Mayor Castellanoz, seconded by Council Member Macedo, and unanimously carried 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 December 6, 2016 special/regular meeting(s).
- (3) Approve the cancellation of Tulare City Council meeting scheduled for Tuesday, January 3, 2017, due to the holiday season and subsequent city closures.
- (4) Receive informational report on current City of Tulare, City Council 2016/2017 travel budget.
- (5) Review and approve the project scopes and budgets for two new transportation and utility projects on 'I' St. between San Joaquin Avenue and Pleasant Avenue and on Owens Street between 'E' Street and 'I' Street (est. project cost \$3,289,677), and Prosperity Avenue at Blackstone Avenue (est. project cost \$290,000).
- (6) Conditionally approve the Parcel Map filed by Holmes Properties, LLC for the division of land located at the south side of Bardsley Avenue, east of Laspina Street for recordation, and accept all easements and dedications offered to the City subject to receipt of the signed parcel map, all fees, and other required items prior to February 20, 2017.
- (7) **Adopt Resolution 16-61 authorizing the installation of an all-way stop at the intersection of Sonora Avenue and Pratt Street.** Council Member Sigala pulled the item to seek an amendment to the Resolution recognizing the efforts of school officials and parents to bring this matter to the attention of the City. Representatives and parents from the school addressed the Council thanking them for this consideration. With no further discussion, it was moved by Council Member Sigala, seconded by Vice Mayor Castellanoz and unanimously carried to adopt Resolution 16-61 as amended.
- (8) **Accept the Grant Deed for public street purposes from Thomas F. Jones, for right of way located at the southeast corner of Prosperity Avenue and Oaks Street, and authorization for the City Manager or his designee to sign a Certificate of Acceptance.**
- (9) **Accept the Grant Deed for public street purposes from Calpernia Rush for right of way located at the northwest corner of Prosperity Avenue and Oaks Street, and authorize the City Manager or his designee to sign the Certificate of Acceptance.**

- (10) **Accept the Grant Deed for public street purposes from Matthew Rivera for right of way located at the northeast corner of Prosperity Avenue and Oaks Street, and authorize the City Manager or his designee to sign the Certificate of Acceptance.**
- (11) **Adopt Resolution of Intention 16-62 to set January 17, 2017, as a public hearing to consider initiating proceedings for Landscape Maintenance District 2016-01 for Sierra Vista No. 2 Subdivision.**
- (12) **Receive, review, and file the Monthly Investment Report for October 2016.**
- (13) **Award Bid 17-607 to Will Tiesiera Ford in the amount of \$176,883.66 for the purchase of six (6) 2017 Ford Police Interceptor Patrol Vehicles.**
- (14) **Award Bid 17-609 to Will Tiesiera Ford in the amount of \$90,941.67 for the purchase of three (3) 2017 Ford Police Interceptor Canine Utility Vehicles.**

## **XII. SCHEDULED CITIZEN OR GROUP PRESENTATIONS**

There were no items for this section of the agenda.

## **XIII. MAYOR'S REPORT**

There were no items for this section of the agenda.

## **XIV. STUDENT REPORTS**

There were no items for this section of the agenda.

## **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 adopt Resolution 16-63 approving the 2015-2016 Consolidated Annual Performance and Evaluation Report (CAPER) providing information on the progress and status of projects administered by the City using CDBG funds and authorize the City Manager to submit the CAPER to the Department of Housing and Urban Development (HUD) on behalf of the City of Tulare.** Community Development Deputy Director Traci Myers provided a report for the Council's review and consideration. Mayor Jones opened the public hearing at 7:34 p.m., with no public comment he closed the public hearing at 7:34 p.m. Following a brief discussion, it was moved by Council Member Macedo,

seconded by Council Member Nunley and unanimously carried to adopt Resolution 16-63 as presented.

- b. **Public Hearing to pass-to-print Ordinance 16-13 amending Title 7 Chapter 7.64 to the City code of the City of Tulare, Storm Water, of the Tulare Municipal Code, revising current references to the “Storm Water Surface Water Management” Utility to be consistent with current practices set forth in the Hydrological Enterprise Program. The proposed revisions also establish criteria for the City’s enforcement of storm water quality standards required by the National Pollutant Discharge Elimination System (NPDES) Storm Water Permit.** Public Works Director Joe Carlini provided a report for the Council’s review and consideration. Mayor Jones opened the public hearing at 7:38 p.m., with no public comment he closed the public hearing at 7:38 p.m. With no further discussion, it was moved by Council Member Macedo, seconded by Vice Mayor Castellanoz and unanimously carried to pass-to-print Ordinance 16-13 as presented.
- c. **Public Hearing to pass-to-print Ordinance 16-14 repealing and reenacting Chapter 4.04 of the Tulare Municipal Code relating to the adoption of the 2016 California Building Codes.** Community Development Director Rob Hunt provided a report for the Council’s review and consideration. Mayor Jones opened the public hearing at 7:40 p.m., following a brief comment from Community Development Deputy Director Traci Myers regarding no objections from Building Industry Authority; he closed the public hearing at 7:41 p.m. With a brief clarification regarding conflict concerns discussed, it was moved by Vice Mayor Castellanoz, seconded by Council Member Sigala and unanimously carried to pass-to-print Ordinance 16-14 as presented.

**(2) City Manager:**

- a. **Receive and review the upcoming budget dates.** Interim City Manager Paul Melikian provided a brief update on the process for the upcoming budget and respective meeting dates.
- b. **Review, discussion, selection and update of City Council Representation on outside agency Boards and Committees List.** Upon review and discussion the Council, by concurrence, selected the following members to serve on the boards/committees as noted, or interest thereto:

David Macedo – Agri Center Board Liaison  
 Jose Sigala & Maritsa Castellanoz (alt.) - Council of Cities  
 Maritsa Castellanoz – Chamber Board  
 Maritsa Castellanoz & David Macedo (alt.) – TCAG  
 Carlton Jones – *Interest in LAFCO alternate position*  
 Greg Nunley – Tulare Downtown Assoc.  
 Jose Sigala & David Macedo (alt.) – TCEDC

Maritsa Castellanoz – City Health Ins. Committee  
 Carlton Jones – City Investment Committee  
 Carlton Jones – Teens on Board Liaison  
 Jose Sigala & Greg Nunley - TID Joint Committee  
 \*Jose Sigala & Greg Nunley – GSA Board  
 Jose Sigala – *Interest in SSJV Air Board*

It was moved by Mayor Jones, seconded by Vice Mayor Castellanoz and unanimously carried to appoint Council Members Sigala & Nunley to the GSA Board.

- c. Consideration of reappointment/appointment of Committee on Aging Members, Housing & Building Appeals Board Members and Police Review Board Members.** Interim City Manager Paul Melikian provided a brief report for the Council's review and consideration. Without further discussion, it was moved by Council Member Macedo, seconded by Council Member Sigala and unanimously carried to reappoint Jan Lazarus, Patrick Isherwood and Albert Aguilar to the Housing and Building Appeals Board; it was further moved by Vice Mayor Castellanoz, seconded by Council Member Sigala and unanimously carried to reappoint/appoint Jackie Zupp, Albert Lemus and Priscilla Musgrove to the Committee on Aging. Following discussion it was moved by Council Member Sigala, seconded by Vice Mayor Castellanoz and unanimously carried to reappoint John Avila, Gene Chavez, Elva Strawn, Maria Grijalva, Jennifer Rodriguez, Howard Stroman and Joe R. Espinoza, Sr. to the Citizen Complaint Police Review Board and direct the Chief Deputy City Clerk to draft a list of all current Board, Commission & Committee Members and their respective Districts.

**XVI. COUNCIL/STAFF UPDATES, REPORTS OR ITEMS OF INTEREST – GC 54954.2(a)(2)**

**XVII. ADJOURN REGULAR MEETING**

Mayor Jones adjourned the regular meeting at 8:33 p.m.

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

**ATTEST:**

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