

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

October 3, 2017

A regular session meeting of the City Council, City of Tulare was held on Tuesday, October 3, 2017, 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 PRESENT: Wilmar Lazo, Palwinder Dhillon and Lasha Nunez

STAFF PRESENT: Joe Carlini, Heather Phillips, Willard Epps, Barry Jones, Steve Bonville, Rob Hunt, Josh McDonnell, Michael Miller, Darlene Thompson, Trisha Whitfield, Roxanne Yoder

I. CALL TO ORDER REGULAR SESSION

Mayor Jones called the regular meeting to order at 7:01 p.m.

II. PLEDGE OF ALLEGIAND AND INVOCATION

Ted Smalley led the Pledge of Allegiance and an invocation was given by Pastor Sunderland.

III. 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.

Pam Fyock addressed the Council thanking the City for their support with the fair this year. She further went on to commend Chief Hensley's service.

Ben Brubaker addressed the Council with concerns over recent events, including those involving Chief Hensley.

Stephen Harrell addressed the Council in support of Chief Hensley.

Linda Martin addressed the Council regarding the Soroptomist's 2nd Annual Wine & Shop Event.

Alex Guterrez addressed the Council in support of a letter to the state for an audit of the hospital.

Jeff Blagg, Eric Shirk, Matt Weaver and Alberto Aguilar addressed the Council in support of Chief Hensley.

George Apostolopoulos addressed the Council seeking consideration of adding another PACE program in the City of Tulare.

IV. COMMUNICATIONS

There were no items for this section of the agenda.

V. CONSENT CALENDAR:

It was moved by Council Member Macedo, seconded by Council Member Sigala and unanimously carried that the items on the Consent Calendar be approved as presented with the exception of item(s) 3 & 4.

- (1) **Authorization to read ordinances by title only.**
- (2) **Approve minutes of September 19, 2017 regular meeting(s).**
- (3) **Approve the proposed project budget worksheets to be submitted as an amendment to the PY 2017/18 Community Development Block Grant (CDBG) Annual Action Plan to add specific activities and projects and direct staff to send the 30 day notice for the public hearing to amend said plan.** Council Member Nunley pulled the item to inquire about the Fire vehicle purchase. Fire Chief Willard Epps responded thereto. Following discussion, it was moved by Council Member Sigala, seconded by Vice Mayor Castellanoz and unanimously carried to approve as presented.
- (4) **Adopt Ordinance 17-07 approving Zone Amendment No. 720, changing the existing zoning from the C-3 (Retail Commercial) and R-M-2 (Multi-Family Residential) zone districts to the R-1-6 (Single Family Residential, 6,000 square foot minimum lot size) zone district (The Greens at Oak Creek, Great Valley Land Builders, LLC., applicant).** Council Member Nunley pulled the item to recuse himself due to property ownership and stepped out of the meeting. With no further discussion, it was moved by Council Member Sigala, seconded by Vice Mayor Castellanoz and carried 4 to 0 (Council Member Nunley recused) to adopt Ordinance 17-07, as presented.
- (5) **Approve the final map and short-term deferred improvement agreement for phase 7 of the Pleasant Oak subdivision, and accept all easements and dedications offered to the City.**

- (6) **Adopt Resolution 17-44 accepting a donation from the City of Clovis Fire Department of a 1979 Chevy Bruin Commercial vehicle for the purpose of replacement of Tulare City Fire Departments current Urban Search and Rescue truck.**
- (7) **Receive, review, and file the Monthly Investment Report for August 2017.**

VI. SCHEDULED CITIZEN OR GROUP PRESENTATIONS

- (1) **Presentation by staff from the Tulare County Association of Governments regarding the 2018 Regional Transportation Plan (RTP) / Sustainable Communities Strategy (SCS) scenario development.** TCAG Executive Director Ted Smalley presented information on the 2018 Regional Transportation Plan, Sustainable Communities Strategy scenario development for the Council's review and consideration.

VII. MAYOR'S REPORT

There were no items for this section of the agenda.

VIII. STUDENT REPORTS

Wilmar Lazo, Palwinder Dhillon and Lasha Nunez introduced themselves and reported on various school related activities.

IX. 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) Engineering/Project Management:

- a. **Receive an update on Senate Bill No. 1 (SB 1) – Transportation Funding.** City Manager Joe Carlini introduced the item and Nick Bartsch, Senior Project Manager, who provided a brief report and invited TCAG Executive Director Ted Smalley to provide a PowerPoint slide presentation reviewing specifics associated with SB 1.

(2) City Manager:

- a. **Consideration by Council Member David Macedo for the appointment of one member to the City of Tulare Measure I Oversight Committee.** City Manager Joe Carlini provided a brief report for the Council's consideration.

Following the report Council Member Macedo selected Wayne Ross to serve as his appointment to the Measure I Oversight Committee.

- b. Review, discussion and provide direction to staff regarding the removal and appointment process for members to City of Tulare Planning Commission, consideration of declaring seats vacant and soliciting applications for same.** City Manager Joe Carlini provided a brief report for the Council's review and consideration. Council Member Nunley expressed a desire to reduce the membership from seven members to five. Council Member Sigala noted that he would like to see representation from all districts. Vice Mayor Castellanoz expressed the importance of experience of applicants/members. Council Member Macedo would like to see reorganization through attrition. City Attorney Heather Phillips cautioned that there might be legal issues surrounding the reduction in membership and legal review will need to occur to ensure that proper notification of the proposed action is made. Following discussion, it was moved by Council Member Macedo, seconded by Council Member Sigala and unanimously carried to continue the item to allow legal review by the City Attorney. The item will be reagendaized in timely manner to provide further Council review and direction with consideration to terms expiring December 31.
- c. Consideration of a letter from the Tulare City Council to the Chairman of the State Audit Committee to perform a formal audit on the Tulare Local Healthcare District Hospital bonds and operations.** Following a lengthy discussion by Council it was moved by Council Member Macedo, seconded by Vice Mayor Castellanoz to continue this item to invite the Hospital Board to a joint meeting at 6 p.m. to discuss and receive direction on the matter.

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

The Council discussed adding a closed session and open session on the E85 agreement for the October 17 meeting. The Council approved by consensus.

Council Member Sigala requested that staff return to Council at a future meeting with a funding plan for the reallocated Measure R set aside funding of \$100,000. The Council approved by consensus.

Council Member Sigala requested Council support an item for the next agenda urging the Tulare County Board of Supervisors to establish a commission on the status of women and girls in the County. This request was not approved.

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

Mayor Jones advised that the closed session item was no longer necessary.

- (a) 54956.9(5) Conference with Legal Counsel – Anticipated Litigation
Case name unspecified: Disclosure would jeopardize service of process or existing settlement negotiations

XII. RECONVENE FROM CLOSED SESSION

XIII. CLOSED SESSION REPORT (if any)

XIV. ADJOURN REGULAR MEETING

Mayor Jones adjourned the regular meeting at 9:19 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