

AGENDA

**TULARE CITY COUNCIL
TUESDAY, DECEMBER 5, 2017
Work 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, 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 WORK 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. DOWNTOWN DISTRICT POLICY

- (1) Review and discuss status of the City of Tulare's Downtown economic development efforts and provide direction to staff regarding further research and preparation of policy or operational changes in the City's approach to Downtown as appropriate.

IV. ADJOURN WORK SESSION

7:00 p.m.

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.

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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 November 21, 2017 regular meeting(s).
- (3) Award Bid 18-639 to Giant Chevrolet of Visalia in the amount of \$51,884.23 for the purchase of two (2) 2018 Double Cab Half Ton Long Wheelbase Pickup Trucks, for the Parks Department.

X. SCHEDULED CITIZEN OR GROUP PRESENTATIONS

XI. MAYOR'S REPORT

XII. STUDENT REPORTS

XIII. 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 17-11** amending certain provisions in the Tulare City Municipal Code Title 5 Business Regulations, Chapter 5.96 Medical Marijuana Dispensaries, Section 5.96.016 (Ban of non-medical marijuana dispensaries) and Section 5.96.230 (Ban of non-medical marijuana mobile dispensaries); and to **pass-to-print Ordinance 17-12** amending certain provisions in Title 7 Health & Sanitation, Chapter 7.48 Public Use/Consumption of Medical Marijuana, Section 7.48.010 (Purpose and Intent), Section 7.48.020 (Definitions) and Section 7.48.030 (Regulation applicable to public use/consumption of medical/recreational marijuana).
- b. Public Hearing to **pass-to-print Ordinance 17-13** repealing Tulare City Municipal Code Chapters 6.12 (Animals), 6.14 (Division of Animal Control; Tulare Animal Services Facility; Operation and Regulations) and 6.16 (Dogs, Control of Animals) of Title 6, and replacing Chapter 6.12 (City Animal Ordinance); and to **Adopt Resolution 17-58** approving an Updated Fee Schedule for the Division of Animal Services.

Public Hearing Item 1c, at the request of staff and to preserve notice, is to be continued to Tuesday, December 19, 2017 by motion of the Council:

- c. Public Hearing to **adopt Ordinance 17-10 and Resolution 17-59** authorizing the City to enter into a Lease Agreement with the City of Tulare Public Financing Authority for purposes of issuing 2018 Lease Revenue Bonds (Refunding and Capital Facilities Projects), in the aggregate principal amount of not to exceed \$30,000,000; the bonds will used predominantly to refinance the outstanding 2008 Lease Revenue Bonds for savings and will also be used to provide approximately \$2.5 million for street improvements.
- (2) Finance
- a. **Adopt Ordinance 17-09** authorizing an amendment to the Contract between the City of Tulare and the Board of Administration of the California Public Employees' Retirement System to provide for changes to include employee cost-sharing of City's PERS cost.

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(3) Community Development:

- a. Council consideration and direction to staff on a request by Joseph Fernandes for annexation of 17.5 acres of vacant land (APNs 184-110-016, 017 & 018).

(4) City Attorney

- a. Discussion of current City Council travel budget policy, the potential need for policy amendment(s), and potential formation of separate discretionary spending fund or allocation of a portion from travel fund for discretionary use; and direction to staff regarding same.

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

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

- (a) 54956.8b Conference with Real Property Negotiators
Property: Located in Tulare California APN's # 170-241-011, #170-241-012, #170-242-016, #170-242-017
Under Negotiation: Price, terms, conditions for purchase and development agreements
Negotiating Parties: Joseph Carlini, Steve Bonville, Josh McDonnell, Heather N. Phillips

XVI. RECONVENE CLOSED SESSION

XVII. CLOSED SESSION REPORT (if any)

XVIII. ADJOURN REGULAR MEETING

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, 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.]