

Visalia City Council Agenda

For the regular meeting of: MONDAY, March 2, 2009

Location: City Hall Council Chambers, 707 W. Acequia, Visalia CA 93291

Mayor: Jesus J. Gamboa
Vice Mayor: Bob Link
Council Member: Greg Collins
Council Member: Donald K. Landers
Council Member: Amy Shuklian

All items listed under the Consent Calendar are considered to be routine and will be enacted by one motion. If anyone desires discussion on any item on the Consent Calendar, please contact the City Clerk who will then request that Council make the item part of the regular agenda.

5:00 p.m.

5:00 p.m.

INTRODUCTION: Police Department Employees of the Year

Detective Brian Young, VPD Officer of the Year

Detective Osvaldo Dominguez, VPD Latino Officer of the Year

Reserve Officer Jim Jolly, VPD Reserve Officer of the Year

Administrative Technician Shawna Kneeland, Civilian Employee of the Year

Communications Operator Betty Shewey, Communications Operator of the Year

WORK SESSION AND ACTION ITEMS (as described)

5:15 p.m.

Public Comment on Work Session and Closed Session Items -

5:10 p.m.

1. Presentation on Census 2010 including update from Census Bureau Representative Dolores Gallegos, presentation of a proclamation, and report on City of Visalia's preparation for community outreach for the 2010 Census.

5:20 p.m.

2. Presentation/update on California High Speed Train by representatives of High Speed Rail Authority

The time listed for each work session item is an estimate of the time the Council will address that portion of the agenda. Members of the public should be aware that the estimated times may vary. Any items not completed prior to Closed Session may be continued to the evening session at the discretion of the Council.

ITEMS OF INTEREST

CLOSED SESSION

6:00 p.m. (Or, immediately following Work Session)

3. Conference with Legal Counsel – Anticipated Litigation
Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9: two potential cases
4. Conference with Labor Negotiators (GC 54957.6)
Agency Designated Representatives: Eric Frost, Steve Salomon, Janice Avila
Employee Organization: All Employee Groups
5. a. Conference with Real Property Negotiators (G.C. §54956.8)
Property: 1616 North Shirk
Under Negotiation: To be discussed: price, terms and conditions for inclusion in a potential purchase.
Negotiating Parties: Steve Salomon, Andrew Benelli, Phil Kneeland
- b. Conference with Real Property Negotiators (GC 54956.8)
Property: (APN 085-010-096)
Negotiators: Steve Salomon, Mike Olmos, Sam Sciacca
Under Negotiation: Terms and conditions of potential lease agreement

REGULAR SESSION

7:00 p.m.

PLEDGE OF ALLEGIANCE

INVOCATION – Pastor Chad Stuart, Visalia Seventh Day Adventist Church

SPECIAL PRESENTATIONS/RECOGNITION: Present Proclamation for American Red Cross Month

CITIZENS REQUESTS - This is the time for members of the public to comment on any matter within the jurisdiction of the Visalia City Council. This is also the public's opportunity to request that a Consent Calendar item be removed from that section and made a regular agenda item for discussion purposes. Comments related to Regular or Public Hearing Items listed on this agenda will be heard at the time the item is discussed or at the time the Public Hearing is opened for comment. 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. In fairness to all who wish to speak tonight, each speaker from the public will be allowed three minutes (speaker timing lights mounted on the lectern will notify you with a flashing red light when your time has expired). Please begin your comments by stating and spelling your name and providing your street name and city.

6. INFORMATION ITEMS - (No action required) Receive Planning Commission Action Agenda for the meeting of February 23, 2009

CHANGES TO THE AGENDA/ITEMS TO BE PULLED FOR DISCUSSION

7. CONSENT CALENDAR - Consent Calendar items are considered routine and will be enacted by a single vote of the Council with no discussion. For a Consent Calendar item to be discussed, or voted upon individually, it must be removed at the request of the Council.
 - a) Authorization to read ordinances by title only.
 - b) Approve the FY08 State Homeland Security Grant Program to the Visalia Fire Department in the amount of \$59,135.
 - c) Authorization to accept federal funds from a grant being sought by the Tulare County Office of Education that would provide the Visalia Police Department up to \$466,098 over a four year period for the purpose of reducing/preventing school violence in the City of Visalia.
 - d) Authorization to record the final parcel map of Tentative Parcel Map 2005-20, located at 400 West Mineral King Avenue. (APN: 094-312-001, 002, 003, 004, 005, 010, 017 & 094-311-015, 016, 017, 018).
 - e) Authorization to award the contract to construct Parking Lot No. 45 at 409 E. Murray Avenue (located between Bridge Street and Santa Fe Street) to Serna Construction, Inc. in the amount of \$81,375.44.
 - f) Second reading and adoption of Ordinance for Zoning Text Amendment No. 2008-12: A request by Copeland Properties to amend Zoning Ordinance Section 17.18.050 by amending Line 709 to conditionally allow drug store/pharmacy retail in the C-R (Regional Commercial Zone). **Ordinance No. 2009-02 Required.**
 - g) Authorize the application for a State of California Land and Water Conservation Fund grant in the amount of \$100,000 to construct a ten foot wide asphalt path along Modoc Ditch between the St. John's River Trail and Court Street in the northeast part of the City. **Resolution 2009-07 required.**
 - h) Authorization for leasehold improvements to be done by The Creative Center to install fencing around City property located at Bridge and Race Streets.
8. Award contract for the purchase of twelve (12) new marked Police patrol vehicles to the Gropetti Automotive Group in the amount of \$498,221, and award contract for an additional four (4) new marked Police patrol vehicles to the Wondries Fleet Group in the amount of \$166,272 from in-stock inventory.
9. *This public hearing is rescheduled to April 6, 2009.* Public Hearing – a) General Plan Amendment No. 2008-11: A request by Visalia Unified School District to amend the 129,000 Population Urban Development Boundary to include the project site, and to change the General Plan land use designation on 160 acres from Urban Reserve to Public Institutional. b) Annexation No. 2007-03 (Akers-Riggan NW): A request by Visalia Unified School District to

annex land and right-of-way totaling approximately 160 acres into the City limits of Visalia.
c) Detachment of property from County Service Area No. 1. The site is located on the northwest corner of Akers Street and Riggin Avenue. APN: 077-100-097, 098.

10. Authorize staff to issue a Request for Proposals (RFP) to conduct a Downtown Traffic Circulation Study.
11. Continued discussion on the scope of Visalia's General Plan Update and direction for staff to develop a scope of work for the update.

REPORT ON ACTIONS TAKEN IN CLOSED SESSION

REPORT OF CLOSED SESSION MATTERS FINALIZED BETWEEN COUNCIL MEETINGS

Upcoming Council Meetings

- Monday, March 16, 2009, Work Session 4:00 p.m. Regular Meeting 7:00 p.m., Council Chambers, 707 W. Acequia, Visalia
- Thursday, March 19, 2009, 5:00 p.m. Joint Meeting with the Board of Supervisors, Convention Center, 303 E. Acequia, Visalia
- Monday, March 30, 2009, 5:00 p.m. Joint Meeting with the Parks & Recreation Commission, Convention Center, 303 E. Acequia.

Note: Meeting dates/times are subject to change, check posted agenda for correct details.

In compliance with the American Disabilities Act, if you need special assistance to participate in meetings call (559) 713-4512 48-hours in advance of the meeting. For Hearing-Impaired - Call (559) 713-4900 (TDD) 48-hours in advance of the scheduled meeting time to request signing services.

Any written materials relating to an item on this agenda submitted to the Council after distribution of the agenda packet are available for public inspection in the Office of the City Clerk, 425 E. Oak Street, Visalia, CA 93291, during normal business hours.

City of Visalia Agenda Item Transmittal

Meeting Date: March 2, 2009

Agenda Item Number (Assigned by City Clerk): 1

Agenda Item Wording: Presentation on Census 2010 including update from Census Bureau Representative Dolores Gallegos, presentation of a proclamation, and report on City of Visalia's preparation for community outreach for the 2010 Census.

Deadline for Action: March 2, 2009

Submitting Department: Administration

Contact Name and Phone Number: Nancy Loliva, 713-4535.

Department Recommendation: That the Visalia City Council accept an update from Census Bureau Representative Dolores Gallegos, a report on the City of Visalia's preparation for community outreach for the 2010 Census, and present a proclamation to Ms. Gallegos on behalf of the Census Bureau declaring March 2, 2009 as 2010 Census Partner Day and encouraging Visalia citizens to support census takers to ensure an accurate count.

Summary/background: Census Day is April 1, 2010. The City has begun working with local Census Bureau Representatives in preparation for the 2010 Census. An accurate census count is vital to the City and its residents. More than \$300 billion per year in federal and state funding is allocated to states and communities based on census data, and an accurate count is essential to a full and fair distribution of funding to our community.

Community Outreach

The City of Visalia has begun developing strategies for community outreach to ensure an accurate census count. Working with local Census Bureau Representative Dolores Gallegos, Community Relations Manager Nancy Loliva will act as the chairperson of the Complete Count Committee, and will oversee subcommittees with representation from government, education, faith- and community-based organizations, media, and business. City staff representatives from Planning, Parks & Recreation, Code Enforcement and Public Safety will also participate in the work of subcommittees to reach populations where access is an issue. Once subcommittees have been established, trainings will be held, and regularly scheduled meetings will monitor assigned tasks and activities. The first meeting is scheduled for April. Plans for activities surrounding questionnaire delivery days and Census Day activities, as well as plans for Non-

For action by:

City Council
 Redev. Agency Bd.
 Cap. Impr. Corp.
 VPFA

For placement on which agenda:

Work Session
 Closed Session

Regular Session:

Consent Calendar
 Regular Item
 Public Hearing

Est. Time (Min.): _____

Review:

Dept. Head _____
(Initials & date required)

Finance _____
City Atty _____
(Initials & date required or N/A)

City Mgr _____
(Initials Required)

If report is being re-routed after revisions leave date of initials if no significant change has affected Finance or City Attorney Review.

response Follow-up and Census Coverage Measurement will be finalized in January 2010. Countdown to Census Day activities will be scheduled for January through March, 2010.

The City will use the following methods for placement of Census Messages: California Water statements; regular placement in Inside City Hall newsletters; segments of the local cable affiliate program, "Visalia Today"; public service announcements on local English/Spanish/Southeast Asian radio markets; promotional advertisements on local transit routes; outreach to faith-based, service and non-profit organizations and schools; use of Alert TC system to encourage citizen participation in completing Census surveys; and the development of a web page on the City's website and notices in local media with an ongoing schedule of outreach activities and pertinent information related to the Census 2010. In addition, an outreach booth will be developed and used at all major events.

Visalia has the highest population of hard-to-reach individuals, primarily Hispanic, within both Tulare and Kings counties. Census maps highlighting these populations will be used in outreach efforts. Prior to the dissemination of forms, the Census Bureau Specialist will work closely with the Liaison, the sub-committees and the community to develop strategies to reach these individuals. Other activities include the verification of addresses provided by the U.S. Post Office by the enumerators; door-to-door outreach by the enumerators among targeted areas with hard-to-reach populations; dissemination of letters to all parents of students enrolled in Visalia schools and outreach in Spanish will be done extensively among migrant groups and Title 1 schools.

In the FY 09-10 Budget, \$15,000 has been allocated for use for outreach activities for Census 2010. The funds will come from Account No. 0011-10101-551000 – Professional and Specialized Services account.

Prior Council/Board Actions: NA

Committee/Commission Review and Actions: NA

Alternatives: None recommended.

Attachments: NA

Recommended Motion (and Alternative Motions if expected):

Accept an update from Census Bureau Representative Dolores Gallegos and report on the City of Visalia's preparation for community outreach for the 2010 Census and present a proclamation.

Environmental Assessment Status

CEQA Review:

NEPA Review:

Tracking Information: *(Staff must list/include appropriate review, assessment, appointment and contract dates and other information that needs to be followed up on at a future date)*

City of Visalia Agenda Item Transmittal

Meeting Date: March 2, 2009

Agenda Item Number (Assigned by City Clerk): 2

Agenda Item Wording: Presentation/update on California High Speed Train by representatives of High Speed Rail Authority

Deadline for Action: n/a

Submitting Department: Community Development

Contact Name and Phone Number: Michael Olmos, Assistant City Manager, 713-4332, Chris Tavarez, Management Analyst, 713-4540

Discussion:

Representatives from the High Speed Rail Authority (HSRA) with will update Council on the development of the High Speed Train system. In 2008 voters approved a bond that has enabled the HSRA to begin implementation of the proposed rail system from Northern California to Southern California.

The Central Valley portion of the High Speed Train system will be one of the first segments built, and will be utilized as the "trial" segment for equipment and operations.

The City has remained actively engaged with the HSRA and their consultants in their work to choose a rail alignment and station location to serve the Tulare-Kings County region. Other affected jurisdictions, including the City of Tulare, County of Tulare and Tulare County Association of Governments are becoming more engaged in the process and a strong regional collaboration is taking shape.

City staff has met several times in recent weeks with representatives of URS Corporation, consultants on the high speed train system for HSRA. We have discussed the growing regional interest in the high speed train project, especially in potential station locations in our region. We are also discussing preparation of transit oriented development (TOD) concept plans for a station location(s) in our region.

City staff will continue to be actively engaged in the high speed train process. In addition, staff will continue to work with TCAG, City of Tulare, County and other local stakeholders to establish regional support and cooperation in the high speed train planning process with focus on a local station location.

For action by:

City Council
 Redev. Agency Bd.
 Cap. Impr. Corp.
 VPFA

For placement on which agenda:

Work Session
 Closed Session

Regular Session:

Consent Calendar
 Regular Item
 Public Hearing

Est. Time (Min.): 20.

Review:

Dept. Head _____
(Initials & date required)

Finance _____ N/A
City Atty _____ N/A
(Initials & date required or N/A)

City Mgr _____
(Initials Required)

If report is being re-routed after revisions leave date of initials if no significant change has affected Finance or City Attorney Review.

Prior Council/Board Actions:

n/a

Attachments:

none

Recommended Motion (and Alternative Motions if expected):

Information and discussion only.

Environmental Assessment Status

CEQA Review: N/A

NEPA Review: N/A

Tracking Information: *(Staff must list/include appropriate review, assessment, appointment and contract dates and other information that needs to be followed up on at a future date)*

none

Copies of this report have been provided to:

ACTION

Item #6

PLANNING COMMISSION AGENDA

CHAIRPERSON:
Lawrence Segrue



VICE CHAIRPERSON:
Adam Peck

COMMISSIONERS PRESENT: Lawrence Segrue, Adam Peck, Terese Lane, Roland Soltesz, Vincent Salinas

MONDAY FEBRUARY 23, 2009; 7:00 P.M., CITY HALL WEST, 707 WEST ACEQUIA, VISALIA CA

- 7:00 TO 7:00 1. THE PLEDGE OF ALLEGIANCE
- 7:00 TO 7:01 2. CITIZEN'S REQUESTS - The Commission requests that a 5-minute time limit be observed for requests. Please note that issues raised under Citizen's Requests are informational only and the Commission will not take action at this time.
- No one spoke
- 7:01 TO 7:01 3. CITY PLANNER AGENDA COMMENTS – No comments
- 7:01 TO 7:01 4. CHANGES TO THE AGENDA – No changes
- 7:01 TO 7:01 5. CONSENT CALENDAR - All items under the consent calendar are to be considered routine and will be enacted by one motion. For any discussion of an item on the consent calendar, it will be removed at the request of the Commission and made a part of the regular agenda.
- No items on consent calendar
- 7:01 TO 9:41 6. PUBLIC HEARING—Teresa Nickell/Paul Scheibel, continued from 02/09/09
- Approved as recommended with conditions added ** (Peck, Salinas) 5-0
- Reopen: 7:21
Close: 8:21
Spoke:
1. Sandra Stephenson
 2. Mike Todd
 3. Mark May
 4. Dennis Davis
 5. Barbara Boyle
 6. Rollan Westly
- Break:
9:41-9:54
- a. Conditional Use Permit No. 2009-10: is a request by Derivi Construction and Architecture, Inc. to amend Conditional Use Permit No. 401 to allow the renovation of an existing 19,030 sq. ft. racquet and tennis club facility to be expanded to 32,931 sq. ft. on 4.82 acres in the R-1-6 (Single-family Residential – 6,000 sq. ft. minimum lot size) zone. The site is located at 909 North Demaree Street. (APN: 085-212-019)
- b. Variance No. 2009-01: is a request by Derivi Construction and Architecture, Inc. to allow an increase in building height from 35 feet to 44 feet for the purpose of allowing the renovation of an existing 19,030 sq. ft. racquet and tennis club facility on 4.82 acres in the R-1-6 (Single-family Residential – 6,000 sq. ft. minimum lot size) zone. The site is located at 909 North Demaree Street. (APN: 085-212-019).

**

- No power equipment operating before 7am weekdays 9 am weekends or after 7pm
- Maintain 10' screen device along south and west side of project perimeter
- Red stripe west side of Demaree from north property line to Nickolas Street.

9:54 TO 10:05

Approved As recommended (Soltesz, Pecks) 5-0

Open: 9:55
Close: 10:03

Spoke:
1. Monty Cox
2. Lyle Munch

7. PUBLIC HEARING – Paul Bernal

Conditional Use Permit No. 2009-15: A request by the City of Visalia Transit Division, (Canby Architecture, Agent), to expand the existing transit center with 12 bus bays, pedestrian bus shelters, outdoor plaza, and a future 2,100 square foot office/retail building to be located on the southeast corner of the site. The site is zoned CDT (Central Business District) and is located at 425 East Oak Street. (APN: 094-285-008)

10:05 TO 10:12

Approved as recommended (Peck, Lane) 5-0

Open: 10:10
Close: 10:11

Spoke:
1. Andrew Farley

8. PUBLIC HEARING – Teresa Nickell/Paul Scheibel

Conditional Use Permit No. 2009-16: is a request by Andrew Farley to allow a martial arts studio in the C-S (Service Commercial) zone. The site is located at 1525 East Acequia Court, Suite B. (APN: 098-300-014)

10:12 TO 10:42

Approved as recommended (Salinas, Soltesz) 5-0

Open: 10:30
Close: 10:40

Spoke:
1. Larry Luis
2. Berry Smith

9. PUBLIC HEARING – Paul Bernal

Variance No. 2007-17: A request by Fontana Ranches to allow a variance from the standard 30-foot front building and landscaping setbacks in Design District F in the PA (Professional Administrative Office). The site is located on the southeast corner of Akers Street and Noble Avenue. APN: 087-470-005, 006, 007

10:42 TO 10:49

10. DIRECTOR'S REPORT/PLANNING COMMISSION DISCUSSION:

1. Paul Scheibel filled in for Fred Brusuelas who was at joint KDH Long Range Planning meeting with City Council
2. Andy Chamberlain out of hospital and doing well
3. General Plan update
4. Housing Element Background Report Nearing Completion. Anticipate Completion by end of February
5. SEASP EIR Scoping Session 3/4/09 @ 3PM, Council Chambers

The Planning Commission meeting may end no later than 11:00 P.M. Any unfinished business may be continued to a future date and time to be determined by the Commission at this meeting. The Planning Commission routinely visits the project sites listed on the agenda.

For the hearing impaired, if signing is desired, please call (559) 713-4359 twenty-four (24) hours in advance of the scheduled meeting time to request these services. For the visually impaired, if enlarged print or Braille copy is desired, please call (559) 713-4359 for this assistance in advance of the meeting and such services will be provided as soon as possible following the meeting.

**THE NEXT REGULAR MEETING WILL BE HELD ON MONDAY, MARCH 9, 2009
AT THE VISALIA CONVENTION CENTER, 303 E. ACEQUIA, VISALIA**

10:49 TO 10:49

Motion to Adjourn (Peck, Segrue) 5-0

**City of Visalia
Agenda Item Transmittal**

Meeting Date: March 2, 2009

Agenda Item Number (Assigned by City Clerk): 7b

Agenda Item Wording: Accept the FY08 State Homeland Security Grant Award to the Visalia Fire Department in the amount of \$59,135.00.

Deadline for Action: N/A

Submitting Department: Fire Department

Contact Name and Phone Number:
Battalion Chief Kevin Gildea 713-4225

Department Recommendation: The Fire Department recommends that the City Council approve the \$59,135.00 FY08 State Homeland Security Grant award to the Visalia Fire Department. This grant does not require any matching funds. These funds will be utilized for Haz Mat Team training and Haz Mat equipment.

Summary/background: The Visalia Fire Department has participated in the Homeland Security Grant Program since its inception in 2001. During this time we have received over \$300,000 in Homeland Security Grant funding. These funds have gone to support our preparedness for many issues related to Emergency Preparedness including; Hazardous Materials, Technical Rescue and National Incident Management System Training. This funding source has greatly enhanced our ability to be prepared for any type of disaster that may impact our community. In addition, all of these grants are non-matching and have not had an impact on the General Fund.

The Tulare County Office of Emergency Services manages the grant process and they have a grant application period similar to many other types of grants. There is an Approval Authority consisting of four Public Safety Department Heads and the County OES Manager. They evaluate the grant requests and make approvals based on the needs in the Operational Area.

Every year the Homeland Security Grant Program offers different categories to provide funding. We evaluate our needs and compare to the categories that are available, and request the equipment and/or training that is most needed by our department. This year we were approved for training related to Haz Mat atmospheric monitoring, which is a very important element of successful Haz Mat emergency mitigation. \$18,235 of the grant will be applied towards the

For action by:

City Council
 Redev. Agency Bd.
 Cap. Impr. Corp.
 VPFA

For placement on which agenda:

Work Session
 Closed Session

Regular Session:

Consent Calendar
 Regular Item
 Public Hearing

Est. Time (Min.): 10

Review:

Dept. Head _____
(Initials & date required)

Finance _____
City Atty _____
(Initials & date required or N/A)

City Mgr _____
(Initials Required)

If report is being re-routed after revisions leave date of initials if no significant change has affected Finance or City Attorney Review.

training which will cover the instruction and any related overtime expenditures. There will be no impact to the General Fund to cover any of the training costs. In addition, we received approval for several different types of Haz Mat equipment totaling \$40,900. This included monitoring, decontamination and product identification equipment. The monitoring equipment is used to assess chemical levels in the atmosphere and to also identify those chemicals. The decontamination equipment is used to safely remove chemicals from people who have been exposed to dangerous chemicals. The equipment that we will receive this year will enhance the decon equipment that we already utilize. The identification equipment will replace the very old identification equipment that we already utilize. Product identification is very important to ensure the safety of emergency responders and also citizens who may have been exposed to the chemical. All of these items are critical in Haz Mat mitigation and if not received through the grant process would be items that we would need to purchase with General Fund monies.

Prior Council/Board Actions: N/A

Committee/Commission Review and Actions: N/A

Alternatives: N/A

Attachments: Training Approval Letter and Equipment Approval Letter

Recommended Motion (and Alternative Motions if expected): To accept the FY08 State Homeland Security Grant Award to the Visalia Fire Department in the amount of \$59,135.

Environmental Assessment Status

CEQA Review:

NEPA Review:

Tracking Information: *(Staff must list/include appropriate review, assessment, appointment and contract dates and other information that needs to be followed up on at a future date)*

Copies of this report have been provided to: N/A

City of Visalia Agenda Item Transmittal

Meeting Date: March 2, 2009

Agenda Item Number (Assigned by City Clerk): 7c

Agenda Item Wording: Authorization to accept federal funds from a grant being sought by the Tulare County Office of Education. The Visalia Police Department would receive \$466,098 over a four year period of the \$6 million grant, 8%, if awarded.

Deadline for Action: N/A

Submitting Department: Police Department

Contact Name and Phone Number: Bob Carden, Chief of Police xt. 4210 or Steve Puder, Lt. xt. 4036

Department Recommendation: Grant authorization to accept grant funds if awarded.

Summary/background: The Tulare County Office of Education has identified the Visalia Police Department as a collaborative partner in the Safe Schools/Healthy Students Grant Initiative. The focus of the grant includes five elements:

- Element 1: Safe school environments and violence prevention activities.
- Element 2: Alcohol and other drug prevention activities.
- Element 3: Student behavioral, social, and emotional supports.
- Element 4: Mental health services.
- Element 5: Early childhood social and emotional learning programs.

This grant, being authored and submitted by the Tulare County Office of Education, has the potential to bring \$1.5 million per year in Federal funds to Tulare County, totaling approximately \$6 million over the four year life of the grant. It is being submitted through the United States Department of Education, United States Department of Health and Human Services, and the United States Department of Justice.

The Tulare County Office of Education is the lead educational agency for this grant. The Visalia Police Department, along with the Visalia Unified School District, the Tulare County Probation

For action by:

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Est. Time (Min.): _____

Review:

Dept. Head _____
(Initials & date required)

Finance _____
City Atty _____
(Initials & date required or N/A)

City Mgr _____
(Initials Required)

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Department and the Tulare County Mental Health Department, has been identified as a grant partner. The Police Department will be responsible for providing support that leads to a safe school environment and the reduction of violence on school campuses, grades K thru 12. The Visalia Police Department will receive approximately \$116,500 per year, or \$466,098 over a four year period as a result of our participation

The Department is recommending that these funds be used to expand the Youth Services Bureau by hiring one full-time police officer. The newly appointed officer would develop expertise aimed at creating a safer environment at all schools in the City of Visalia. This officer would be responsible for identifying issues, conditions, behaviors, and/or structures that contribute to unsafe school environments and violence in schools, and will propose strategies that will address identified issues and ultimately result in reduced levels of violence. Review and evaluation of school critical incident response procedures will also be addressed in order to ensure the Department's readiness should an incident be forthcoming. The officer will receive training on "Detection and Prevention of School Violence" and will develop a training program in cooperation with school officials, leading to additional local training for educational providers and law enforcement officers.

Currently, when Youth Service Officers are away from their assigned campuses, another Youth Service Officer from a different campus is tasked with providing coverage to both locations, which can create a void at their primary school site. This issue will be resolved as the additional Youth Service Officer will have responsibility for assisting those locations when assigned officers are called away because of other duty obligations. This will ensure uninterrupted police coverage and increased security as a result of such circumstances.

It is anticipated that all expenses will be funded by the grant with the exception of approximately \$4,200 in equipment and approximately \$2,100 in ongoing training costs. This grant does not require an ongoing obligation to fund the position upon grant expiration. Upon expiration of the grant, if funds are not available to continue the position, or continuance of the position thru attrition is not an option, the position will be eliminated.

Prior Council/Board Actions: N/A

Committee/Commission Review and Actions: N/A

Alternatives: Not authorize acceptance of the grant.

Attachments:

Financial Impact

Funding Source: Federal Safe Schools/Healthy Students Grant Funds \$466,098
Required Equipment & Training from PD budget \$12,600
Account Number: 0011-21204-540100

Budget Recap: Total Estimated cost: \$ 12,600 New Revenue:\$ 466,098
Amount Budgeted: \$ 0 Lost Revenue:\$ 0
New funding required:\$ 12,600 New Personnel:\$ 478,698
Council Policy Change: Yes No

Recommended Motion (and Alternative Motions if expected):

I move to authorize acceptance of \$466,098 from the "Safe Schools/Healthy Students" federal government grant. If awarded under the terms of the grant, the Visalia Police Department would provide a Youth Service Officer for the purpose of reducing/preventing violence on school campuses in the City of Visalia.

Environmental Assessment Status

CEQA Review:

NEPA Review:

Tracking Information: (*Staff must list/include appropriate review, assessment, appointment and contract dates and other information that needs to be followed up on at a future date*)

Copies of this report have been provided to:

**City of Visalia
Agenda Item Transmittal**

Meeting Date: March 2, 2009

Agenda Item Number (Assigned by City Clerk): 7d

Agenda Item Wording: Authorization to record the final parcel map of Tentative Parcel Map 2005-20, located at 400 West Mineral King Avenue. (APN: 094-312-001, 002, 003, 004, 005, 010, 017 & 094-311-015, 016, 017, 018)

Deadline for Action: N/A

Submitting Department: Community Development/Engineering Division

Contact Name and Phone Number:

Chris Young, Assistant Community Dev. Director - 713-4392
Adrian Rubalcaba - 713-4271

Department Recommendation: Staff recommends that City Council approve the recordation of the final parcel map of Tentative Parcel Map 2005-20 located at 400 West Mineral King Avenue. (APN: 094-312-001, 002, 003, 004, 005, 010, 017 & 094-311-015, 016, 017, 018)

Summary/background: The final parcel map is combining 11 lots totaling 10.23 acres into one parcel as part of the approved development of Phase One, the north expansion, for Kaweah Delta Health Care District (KDHCD). The intent is to reduce potential boundary conflicts throughout new development. Conditional Use Permit No. 2004-44 was approved by Planning Commission for Phase One, consisting of an approximately 200,000 square foot expansion to the north side of the existing hospital building. This building is now constructed and will soon be occupied.

The City and KDHCD have been working together for years to enhance and expand facilities downtown and have entered into a memorandum of understanding for parking mitigation and a joint powers agreement to assist in facilitating the overall Master Plan. As part of conditions of approval, a 25 foot easement is being granted to the City for vehicular access onto Acequia Avenue and a portion of the alley within their boundary lines is to be abandoned per this map.

Prior Council/Board Actions: City Council approved General Plan Amendment No. 2002-17 on February 18, 2003, an amendment to the Conservation, Open Space, Recreation, and Parks Element of the General Plan to remove Kaweah Park as a designated mini-park and to amend the Waterways Policies to allow a 15 foot setback along Mill Creek. City Council approved removal of property location from the Local Register of Historic Structures on February 3, 2003.

For action by:

City Council
 Redev. Agency Bd.
 Cap. Impr. Corp.
 VPFA

For placement on which agenda:

Work Session
 Closed Session

Regular Session:

Consent Calendar
 Regular Item
 Public Hearing

Est. Time (Min.): 1

Review:

Dept. Head _____
(Initials & date required)

Finance _____
City Atty _____
(Initials & date required or N/A)

City Mgr _____
(Initials Required)

If report is being re-routed after revisions leave date of initials if no significant change has affected Finance or City Attorney Review.

Committee/Commission Review and Actions: Tentative Parcel Map 2005-20 was approved by the Planning Commission on July 25, 2005. Conditional Use Permit No. 2004-44 was approved by the Planning Commission in December 2004. Variance No. 2003-06 was approved by Planning Commission in May 2003. Historic Preservation Advisory Committee approved HPAC Item No. 2002-10 on December 11, 2002. Said Committee/Commission reviews and actions are in correlation to the Hospital expansion and Master Plan.

Alternatives: N/A

Attachments: Location Map, Exhibit A

Recommended Motion (and Alternative Motions if expected):

"I move to authorize recordation of the final parcel map of Tentative Parcel Map 2005-20."

Environmental Assessment Status

CEQA Review:

NEPA Review:

Tracking Information: *(Staff must list/include appropriate review, assessment, appointment and contract dates and other information that needs to be followed up on at a future date)*

Copies of this report have been provided to:

**City of Visalia
Agenda Item Transmittal**

Meeting Date: March 2, 2009

Agenda Item Number (Assigned by City Clerk): 7e

Agenda Item Wording: Requesting authorization to award the contract to construct Parking Lot No. 45 at 409 E. Murray Avenue (located between Bridge Street and Santa Fe Street) to Serna Construction, Inc. in the amount of \$ 81,375.44.

Project No 6111-00000-720000-0-9695

Deadline for Action: March 2, 2009

Submitting Department: Community Dev. Department
Engineering Division

Contact Name and Phone Number:

Greg Dais, Associate Engineer - 713-4164
Adam Ennis, Engineering Services Manager - 713-4323
Chris Young, Assistant Community Dev. Director: 713-4392

Department Recommendation and Summary: Staff recommends that the City Council award a contract to the lowest responsible bidder, Serna Construction, Inc. (of Fresno) to construct this parking lot. The contract amount for Parking Lot No. 45 is \$81,375.44.

This project will incorporate a number of "green design" elements and will serve to demonstrate the feasibility of implementing these practices. The City will be able to monitor the performance of these design elements. This project will include drought tolerant landscaping, solar powered irrigation controls, solar powered lighting, and a pervious concrete (heat reflective) parking lot surface.

The City purchased this property (located on the south side of Murray Avenue between Bridge Street and Santa Fe Street) on June 20, 2006. The existing house located on the property was removed in March of 2007. The project will consist of constructing a parking lot on the vacant lot (see attached vicinity map). Parking In-lieu funds will be used to fund construction. This project will add eighteen (18) standard parking stalls, three (3) compact stalls and one (1) handicap accessible stall. Construction involves stripping the vacant parcel, relocating/reconstructing an existing wood fence along the west property line, constructing a concrete block wall along the east property line and installing the parking lot and alley improvements (paving, landscaping, lighting, striping, curbing, etc.).

On February 6, 2009 the City of Visalia received eleven (11) bids for this parking lot improvement project. The results of the bid are as shown.

For action by:

City Council
 Redev. Agency Bd.
 Cap. Impr. Corp.
 VPFA

For placement on which agenda:

Work Session
 Closed Session

Regular Session:

Consent Calendar
 Regular Item
 Public Hearing

Est. Time (Min.): _____

Review:

Dept. Head _____
(Initials & date required)

Finance _____
City Atty _____
(Initials & date required or N/A)

City Mgr _____
(Initials Required)

If report is being re-routed after revisions leave date of initials if no significant change has affected Finance or City Attorney Review.

	<u>Bidder Name</u>	<u>Location</u>	<u>Bid Amount</u>
1.	Serna Construction	Fresno	\$81,375.44
2.	Seal Rite Paving	Clovis	\$90,364.00
3.	Elite Landscaping, Inc.	Clovis	\$90,428.70
4.	Brar Construction	Madera	\$99,781.00
5.	Central Valley Asphalt	Lindsay	\$100,314.00
6.	Mark Hoffman General Engineering	Tulare	\$101,549.32
7.	Sierra Range	Visalia	\$104,244.11
8.	Yarbs Enterprise	Fresno	\$104,900.00
9.	R. J. Berry Jr., Inc.	Selma	\$106,622.00
10.	Lee's Paving	Visalia	\$133,687.00
11.	Lockwood General Engineering	Visalia	\$159,338.00

The Engineer's Estimate for construction is \$99,022.00.

One of the primary goals of this project is to provide public parking in the area and to supplement the existing on-street parking. Family Health Care, Delta Nursing & Rehabilitation Center, Buckman-Mitchell Building, Mission Care Group Facilities and Dave's automotive shop are businesses in the immediate area which could use the new parking lot.

The parking lot is going to be constructed with pervious concrete (instead of asphalt). Pervious concrete pavement is a unique and effective material to meet growing environmental demands. By capturing rainwater and allowing it to seep into the ground, pervious concrete is instrumental in recharging groundwater, reducing storm water runoff, and meeting U.S. Environmental Protection Agency (EPA) storm water regulations. The use of pervious concrete is among the Best Management Practices (BMP) recommended by the EPA. The City is also proposing to utilize solar lighting for the parking lot.

The City did an alternate bid to complete the parking lot in asphalt concrete instead of pervious concrete. The bid amount for asphalt concrete is \$70,675.56.

Serna Construction has constructed similar projects (with an asphalt surface) recently including two parking lots built for the Fresno Unified School District. City staff has verified Serna's references and received favorable comments back regarding the company's performance. Employees of All-West Construction (Serna's subcontractor) are certified technicians in pervious concrete. All-West will install the pervious concrete.

Prior Council/Board Actions: On September 15, 2008, City Council authorized staff to Advertise the Parking Lot without the requirement for payment of prevailing wage.

Committee/Commission Review and Actions: On January 12, 2009 Planning Commission for approved a Conditional Use Permit No. 2009-01 for the project

Alternatives: Reject all bids and re-advertise
Construct parking lot using asphalt instead of pervious concrete

Attachments: Exhibit A - Project location sketch, Exhibit B – Contractors bid list

Recommended Motion (and Alternative Motions if expected):

Move to award a contract for the construction of Parking Lot No. 45 located at 409 E. Murray Avenue generally between Bridge Street and Santa Fe Street to Serna Construction, Inc. of Fresno in the amount of \$81,375.44.

Financial Impact

Funding Source:

Account Number: 6111-00000-720000-0-9695

Budget Recap:

Total Estimated cost:	\$99,022	New Revenue:	\$ N/A
Amount Budgeted:	\$141,260	Lost Revenue:	\$ N/A
New funding required:	\$0	New Personnel:	\$ N/A
Council Policy Change:	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	

Environmental Assessment Status

CEQA Review: Categorical Exemption completed

NEPA Review: Not required

Tracking Information: *(Staff must list/include appropriate review, assessment, appointment and contract dates and other information that needs to be followed up on at a future date)*

Copies of this report have been provided to:

PROJECT NO.: 6111-00000-720000-0-9895
 PROJECT TITLE: PARKING LOT NO. 45 (409 E. MURRAY AVE.) IMPROVEMENTS

ITEMS	UNIT	QTY	ENGINEERS ESTIMATE		Serna Construction, Inc. Fresno		Seal Rite Paving Clovis		Elite Landscaping, Inc. Clovis		Brar Construction Madara		Central Valley Asphalt Lindsay	
			UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL
BASE BID														
Mobilization & Demobilization	L.S.	1	\$ 2,000.00	\$ 2,000.00		\$ 4,000.00		\$ 5,275.66		\$ 3,400.00		\$ -		\$ 500.00
Clearing and Grubbing	L.S.	1	\$ 1,800.00	\$ 1,800.00		\$ 1,000.00		\$ 2,575.00		\$ 2,000.00		\$ 2,700.00		\$ 2,500.00
Earthwork	L.S.	1	\$ 4,000.00	\$ 3,200.00		\$ 2,000.00		\$ 6,720.42		\$ 6,790.00		\$ 5,145.00		\$ 7,680.00
Traffic Control	L.S.	1	\$ 1,200.00	\$ 1,200.00		\$ 500.00		\$ 3,080.00		\$ 1,500.00		\$ 3,750.00		\$ 500.00
Demo Concrete & Wood Fence East Side	L.S.	1	\$ 2,500.00	\$ 2,500.00		\$ 2,000.00		\$ 2,375.18		\$ 900.00		\$ 480.00		\$ 4,800.00
Relocate Wood Fence West Side	L.S.	1	\$ 1,200.00	\$ 1,200.00		\$ 400.00		\$ 1,856.40		\$ 1,550.00		\$ 960.00		\$ 1,500.00
2" Asphalt Concrete	Ton	13	\$ 70.00	\$ 910.00	\$ 184.616	\$ 2,400.01	\$ 133.90	\$ 1,740.70	\$ 95.00	\$ 1,235.00	\$ 145.00	\$ 1,885.00	\$ 441.00	\$ 5,733.00
6" Aggregate Base, Class II	Ton	38	\$ 40.00	\$ 1,520.00	\$ 38.843	\$ 1,476.03	\$ 51.50	\$ 1,957.00	\$ 30.00	\$ 1,140.00	\$ 25.00	\$ 950.00	\$ 142.00	\$ 5,396.00
Solar Parking Lot Light installation to include footing	E.A.	4	\$ 2,000.00	\$ 8,000.00	\$ 1,600.000	\$ 6,400.00	\$ 1,841.22	\$ 7,364.88	\$ 1,400.00	\$ 5,600.00	\$ 1,750.00	\$ 7,000.00	\$ 1,550.00	\$ 6,200.00
Concrete Curb and Gutter	L.F.	8	\$ 20.00	\$ 160.00	\$ 15.000	\$ 120.00	\$ 21.20	\$ 169.60	\$ 25.00	\$ 200.00	\$ 30.00	\$ 240.00	\$ 17.50	\$ 140.00
Concrete Landscape Curb	L.F.	102	\$ 16.00	\$ 1,632.00	\$ 10.000	\$ 1,020.00	\$ 16.96	\$ 1,729.92	\$ 6.00	\$ 612.00	\$ 13.00	\$ 1,326.00	\$ 17.30	\$ 1,764.60
Concrete Drive Approach	S.F.	382	\$ 15.00	\$ 5,730.00	\$ 4.750	\$ 1,814.50	\$ 6.19	\$ 2,364.58	\$ 3.25	\$ 1,241.50	\$ 6.00	\$ 2,292.00	\$ 11.00	\$ 4,202.00
Concrete Sidewalk	S.F.	398	\$ 10.00	\$ 3,980.00	\$ 2.600	\$ 1,034.80	\$ 4.11	\$ 1,635.78	\$ 2.90	\$ 1,154.20	\$ 3.50	\$ 1,393.00	\$ 3.00	\$ 1,194.00
24" Concrete V-Gutter	S.F.	130	\$ 12.00	\$ 1,560.00	\$ 10.000	\$ 1,300.00	\$ 7.04	\$ 915.20	\$ 3.10	\$ 403.00	\$ 3.50	\$ 455.00	\$ 7.85	\$ 1,020.50
Pervious Concrete and Base	S.F.	7000	\$ 6.50	\$ 45,500.00	\$ 4.900	\$ 34,300.00	\$ 4.31	\$ 30,170.00	\$ 6.61	\$ 46,270.00	\$ 7.05	\$ 49,350.00	\$ 5.45	\$ 38,150.00
Concrete Wheel Stop	E.A.	22	\$ 30.00	\$ 660.00	\$ 30.000	\$ 660.00	\$ 46.35	\$ 1,019.70	\$ 35.00	\$ 770.00	\$ 62.50	\$ 1,375.00	\$ 50.00	\$ 1,100.00
6" Block Wall	L.F.	103	\$ 70.00	\$ 7,210.00	\$ 67.962	\$ 7,000.09	\$ 95.72	\$ 9,859.16	\$ 75.00	\$ 7,725.00	\$ 90.00	\$ 9,270.00	\$ 87.85	\$ 9,048.55
3" Block Wall	L.F.	19	\$ 40.00	\$ 760.00	\$ 52.632	\$ 1,000.01	\$ 56.88	\$ 1,050.72	\$ 52.00	\$ 988.00	\$ 90.00	\$ 1,710.00	\$ 52.45	\$ 1,000.35
Landscaping and Irrigation	L.S.	1	\$ 6,000.00	\$ 6,000.00		\$ 11,800.00		\$ 6,572.00		\$ 6,350.00		\$ 9,000.00		\$ 7,335.00
Signing, Striping, and Marking	L.S.	1	\$ 3,500.00	\$ 3,500.00		\$ 1,150.00		\$ 1,892.10		\$ 600.00		\$ 500.00		\$ 550.00
BASE BID TOTAL				\$ 99,022.00		\$ 81,375.44		\$ 90,364.00		\$ 90,428.70		\$ 99,781.00		\$ 100,314.00
ALTERNATE BID														
2" Asphalt Concrete	Ton	85	\$ 70.00	\$ 5,950.00	\$ 164.706	\$ 14,000.01	\$ 142.60	\$ 12,121.00	\$ 95.00	\$ 8,075.00	\$ 145.00	\$ 12,325.00	\$ 107.50	\$ 9,137.50
4" Aggregate Base, Class II	Ton	163	\$ 40.00	\$ 6,520.00	\$ 44.172	\$ 7,200.04	\$ 46.29	\$ 7,545.27	\$ 30.00	\$ 4,890.00	\$ 29.00	\$ 4,727.00	\$ 36.45	\$ 5,941.35
30" Concrete V-Gutter	S.F.	255	\$ 12.00	\$ 3,060.00	\$ 4.314	\$ 1,100.07	\$ 6.85	\$ 1,746.75	\$ 8.75	\$ 2,231.25	\$ 6.50	\$ 1,657.50	\$ 6.00	\$ 1,530.00
6" Redwood Header	L.F.	243	\$ 9.00	\$ 2,187.00	\$ 5.350	\$ 1,300.00	\$ 10.30	\$ 2,502.90	\$ 4.00	\$ 972.00	\$ 5.00	\$ 1,215.00	\$ 2.10	\$ 510.30
ALTERNATE BID TOTAL				\$ 17,717.00		\$ 23,600.12		\$ 23,915.92		\$ 16,168.25		\$ 19,924.50		\$ 17,119.15

City of Visalia Agenda Item Transmittal

Meeting Date: March 2, 2009

Agenda Item Number (Assigned by City Clerk): 7f

Agenda Item Wording: Second reading of Ordinance 2009-02, for Zoning Text Amendment (ZTA) No. 2008-12: A request by Copeland Properties to amend Zoning Ordinance section 17.18.050 by amending Line 709 to conditionally allow drug store/pharmacy retail in the C-R (Regional Commercial) Zone.

Deadline for Action: N/A

Submitting Department: Community Development/ Planning

Contact Name and Phone Number: Paul Scheibel, AICP, Planning Services Manager, 713-4369

Department Recommendation

It is recommended that the City Council conduct the second reading of Ordinance 2009-02, approving ZTA 2008-12.

Background Discussion

On February 9, 2009, the City Council introduced the Ordinance to approve ZTA 2008-12. The vote was 4-0-0 (Council member Landers absent).

The action was forwarded to the City Council pursuant to the Planning Commission's recommendation to approve the ZTA. The City Council discussion affirmed the Planning Commission's findings that allowing such businesses in the C-R zone would be similar to and supportive of other uses already allowed in the C-R zone. Further, the Planning Commission found that conditionally allowing this use could provide needed daily needs retail service to the residential uses and to the educational uses that are proximate to the Mooney Boulevard Corridor.

The applicant, Copeland's Properties, intends to re-locate the Rite-Aid drug store that is presently at 2733 So. Mooney Blvd. to the former Copeland's Sporting Goods building at 1100 So. Mooney Blvd. The Copeland's building is more suitable to rite-Aids business needs due to the smaller building size and its walking proximity to both the College of the Sequoias campus and the Beverly Glen neighborhood. The applicant intends to file a conditional use permit (CUP) application for the relocation to 1100 So. Mooney Blvd. if the ZTA is approved. The Planning Commission and City staff were made aware of the applicant's intent, and this Zoning Text Amendment will allow the Rite-Aid relocation to be considered through a Conditional Use Permit.

Prior Council/Board Actions:

For action by:

City Council
 Redev. Agency Bd.
 Cap. Impr. Corp.
 VPFA

For placement on which agenda:

Work Session
 Closed Session

Regular Session:

Consent Calendar
 Regular Item
 Public Hearing

Est. Time (Min.): 5

Review:

Dept. Head

Finance

City Atty

City Mgr

January 12, 2009- Planning Commission adopts resolution No. 2009-03, recommending approval of ZTA 2008-12
February 9, 2009- City Council introduces Ordinance No. 2009-02, approving ZTA 2008-12 for first reading.

Committee/Commission Review and Actions: N/A

Attachments:
Ordinance 2009-02

Recommended Motion (and Alternative Motions if expected):

I move to approve Ordinance 2009-02 for second reading, to approve Zoning Text Amendment (ZTA) 2008-12, adding drug store/pharmacy as a conditionally allowed use in the C-R zone.

Tracking Information: *(Staff must list/include appropriate review, assessment, appointment and contract dates and other information that needs to be followed up on at a future date)*

ORDINANCE NO. 2009-02

AMENDING SECTION 17.18.050 OF THE CITY OF VISALIA ZONING ORDINANCE PERTAINING TO LINE 709 TO CONDITIONALLY ALLOW DRUG STORE/PHARMACY RETAIL IN THE C-R (REGIONAL RETAIL COMMERCIAL) ZONE.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF VISALIA

Section 1: The Planning Commission of the City of Visalia has recommended that the City Council amend Section 17.18.050 to add drug stores and pharmacies with or without drive-thrus, and could include general retail merchandise sales as a "Conditional" use in the C-R (Regional Commercial) Zone; and

Section 2: The Zoning Matrix Line 709 is hereby amended to add drug stores and pharmacies with or without drive-thrus, to include general retail merchandise sales as a "Conditional" use in the C-R (Regional Commercial) Zone; and

**City of Visalia
Agenda Item Transmittal**

Meeting Date: March 2, 2009

Agenda Item Number (Assigned by City Clerk): 7g

Agenda Item Wording: Adopt Resolution 2009-07 authorizing the application for a State of California Land and Water Conservation Fund grant in the amount of \$100,000 to construct a ten foot wide asphalt path along Modoc Ditch between the St. John's River Trail and Court St. in the northeast part of the City.

Deadline for Action: March 2, 2009

Submitting Department: Park and Recreation Department

Contact Name and Phone Number: Paul Shepard 713-4209

Department Recommendation: Authorize the submission of an application for a State of California Land and Water Conservation Fund grant in the amount of \$100,000 to construct a ten foot wide asphalt path along Modoc Ditch between the St. John's River Trail and Court St. in the northeast part of the City.

Summary/background: Staff recommends that the Council adopt Resolution 2009-07 authorizing the application for a grant from the Land and Water Conservation Fund in the amount of \$100,000 to construct a ten foot wide asphalt path, irrigation and landscaping for approximately one half mile along Modoc Ditch between the St. John's River Trail and Court St. The California Parks and Recreation Department administers the grant program. Grant applications are due in March, and if successful contracts for funding would be available in September 2009.

The City has completed acquisition of approximately one acre of riparian set back along Modoc Ditch between Riverbend Park and the old Santa Fe RR alignment. The proposed project will construct a multi-purpose trail on the north side of Modoc Ditch and irrigation and landscaping. An asphalt trail already exists between Court St. and Dinuba Blvd. This existing trail ends just north of intersection of Ferguson Ave and Dinuba Blvd. where the new Food 4 Less shopping center is. The long range goal is to continue the trail on the west side of Dinuba Blvd. along Modoc Ditch.

The grant provides up to 50% of the project cost, so the \$100,000 grant is one half of a \$200,000 trail project. If the grant is successful, staff recommends using Measure R funds for

For action by:

City Council
 Redev. Agency Bd.
 Cap. Impr. Corp.
 VPFA

For placement on which agenda:

Work Session
 Closed Session

Regular Session:

Consent Calendar
 Regular Item
 Public Hearing

Est. Time (Min.): _____

Review:

Dept. Head _____
(Initials & date required)

Finance _____
City Atty _____
(Initials & date required or N/A)

City Mgr _____
(Initials Required)

If report is being re-routed after revisions leave date of initials if no significant change has affected Finance or City Attorney Review.

the City's \$100,000 match. The City has \$1.5 million of Measure R funds designated for Modoc Ditch trail improvements.

Prior Council/Board Actions:

Committee/Commission Review and Actions: The Bicycle, Pedestrian and Waterway Trails committee supports the application for trail grants along waterways.

Alternatives: No action.

Attachments: Site maps.

Recommended Motion (and Alternative Motions if expected): Adopt Resolution 2009-07 authorizing the application for a grant from the State of California Land and Water Conservation Fund in the amount of \$100,000 to construct a ten foot wide asphalt path along Modoc Ditch between the St. John's River Trail and Court St.

Environmental Assessment Status

CEQA Review: Yes

NEPA Review:

Tracking Information: *(Staff must list/include appropriate review, assessment, appointment and contract dates and other information that needs to be followed up on at a future date)*

Copies of this report have been provided to:

**RESOLUTION OF THE CITY OF VISALIA
APPROVING THE APPLICATION FOR LAND
AND WATER CONSERVATION FUND
MODOC DITCH TRAIL PROJECT**

WHEREAS, the Congress under Public Law 88-578 has authorized the establishment of a federal Land and Water Conservation Fund Grant-In-Aid program, providing Matching funds to the State of California and its political subdivisions for acquiring lands and developing Facilities for public outdoor recreation purposes; and

WHEREAS, the California Department of Parks and Recreation is responsible for administration of the program in the State, setting up necessary rules and procedures governing Applications by local agencies under the program; and

WHEREAS, said adopted procedures established by the State Department of Parks and Recreation require the Applicant to certify by resolution the approval of Applications and the availability of eligible Matching funds prior to submission of said Applications to the State; and

WHEREAS, the proposed Modoc Ditch Trail Project is consistent with the most recent *California Outdoor Recreation Plan (CORP)*; and

WHEREAS, the Project must be compatible with the land use plans of those jurisdictions immediately surrounding Project;

NOW, THEREFORE, BE IT RESOLVED that the City of Visalia City Council hereby:

1. Approves the filing of an Application for Land and Water Conservation Fund assistance; and
2. Certifies that said agency has Matching funds from eligible source(s) and can finance 100 percent of the Project, which up to half may be reimbursed; and
3. Certifies that the Project is compatible with the land use plans of those jurisdictions immediately surrounding the Project; and
4. Appoints the City Manager as agent of the Applicant to conduct all negotiations and execute and submit all documents, including, but not limited to, Applications, contracts, amendments, payment requests, and compliance with all applicable current state and federal laws which may be necessary for the completion of the aforementioned Project.

Approved and Adopted on the 2nd day of March, 2009.

I, the undersigned, hereby certify that the foregoing Resolution was duly adopted by the City of Visalia City Council following a roll call vote:

Ayes
Noes
Absent

(Clerk)

City of Visalia Agenda Item Transmittal

Meeting Date: March 2, 2009

Agenda Item Number (Assigned by City Clerk): 7h

Agenda Item Wording: Authorization for leasehold improvements to be done by The Creative Center to install fencing around City property located at Bridge and Race Streets.

Deadline for Action: n/a

Submitting Department: Community Development

Contact Name and Phone Number: Chris Tavarez, Management Analyst, 713-4540, Michael Olmos, Assistant City Manager 713-4332

Recommendation:

Staff recommends that Council authorize The Creative Center to proceed with plans for a seven foot ornamental fence in Ice House Park (City owned) around four buildings including the Ice House Theatre and a portion of a parking lot used by staff and clients of The Creative Center.

Discussion:

The Creative Center occupies four buildings at Bridge and Race Streets. Their lease agreement requires them to spend \$15,000 in improvements for every five year period. The current agreement is in place until February 28, 2010 at which time a 20 year extension may be exercised. The lessee has no intention of moving and has expressed thankfulness for this lease. The proposed fence is proposed to be done in a way that keeps the "spirit and theme of the historical preservation" of the site and maintaining open space for public recreational use. There would be approximately 12 parking spaces outside the proposed gated area that would be accessible for public use. The Creative Center Board of Directors has requested this project to provide:

1. Improved security for all users of the facilities in Ice House Park
2. Increased protection for buildings and improvements
3. Reduction of vandalism
4. Safer gathering place for adults with disabilities and staff
5. Safer venue for community members

The fence will be made of decorative wrought iron and will be 7' tall. With Council approval the Creative Center can proceed with the proposed improvements at no cost to the City.

Prior Council/Board Actions:

n/a

For action by:

City Council
 Redev. Agency Bd.
 Cap. Impr. Corp.
 VPFA

For placement on which agenda:

Work Session
 Closed Session

Regular Session:

Consent Calendar
 Regular Item
 Public Hearing

Est. Time (Min.): 1

Review:

Dept. Head _____
(Initials & date required)

Finance _____ N/A
City Atty _____ N/A
(Initials & date required or N/A)

City Mgr _____
(Initials Required)

If report is being re-routed after revisions leave date of initials if no significant change has affected Finance or City Attorney Review.

Attachments:

2/3/2009 Letter from The Creative Center

Recommended Motion (and Alternative Motions if expected):

I move to authorize The Creative Center to construct the proposed ornamental fence project on City owned property at Bridge and Race Streets known as Ice House Park.

Environmental Assessment Status

CEQA Review: N/A

NEPA Review: N/A

Tracking Information: *(Staff must list/include appropriate review, assessment, appointment and contract dates and other information that needs to be followed up on at a future date)*

Bailey Hagar, Executive Director of The Creative Center – notification of Council's approval/disapproval

Copies of this report have been provided to:

February 3, 2009



Mr. Mike Olmos, Assistant City Manager
City of Visalia
425 East Oak Avenue
Visalia, CA 93291

RE: Proposed Fencing Project for The Creative Center (Located in Ice House Park)

Dear Mr. Olmos:

RECOMMENDATION:

The Creative Center Facilities Committee and Administration, and in agreement with the Visalia Community Players Board of Directors, The Creative Center Board of Directors has approved a fencing project designed to provide the following:

1. improved security for all users of the facilities in Ice House Park,
2. increased protection for the valuable buildings and adjacent improvements in Ice House Park, and
3. a dramatic reduction in vandalism and the significant ongoing costs of repairs related thereto
4. a safe gathering place for 95 adults with disabilities that are served by 18 staff daily, Monday through Friday, year round
5. a safer venue for community members to attend and enjoy performing and visual arts productions at a very modest cost.

PROPOSED PROJECT:

The Creative Center proposes to install a 7' ornamental black steel fence around its facilities including a portion of the east parking lot that is used routinely for staff parking and for recreational activities for our clients. Attached is a rough map of the proposed fence line and gates. We believe that this project would beautify and better protect the property and be in keeping with the spirit and theme of the historical preservation of this site as well as maintaining adequate space for public recreational use.

ZONING AND USE PERMIT FACTORS:

1. Ice House Park is zoned Quasi-public which would permit a seven-foot fence to be constructed with no setback required, with a "No Fee Permit" issued by the City of Visalia subject to review by the Historical Preservation Committee.
2. There would be no change in the current use permit.

ADJUSTMENT TO PROPOSED PROJECT RELATED TO CITY ADMINISTRATION CONCERN ABOUT PUBLIC PARKING:

In consideration of City Administration's concern about fencing public parking, we have suggested a compromise that includes fencing only that part of the parking lot that is used daily, Monday through Friday, for

- a. parking by The Creative Center Staff
- b. parking The Creative Center vans (3),
- c. parking occasionally during the day by Visalia Community Players at the Ice House Theatre
- d. a gathering place and recreational area by the 95 students served.

We have also indicated a segment of green space between The Creative Center Foundation office building and The Creative Center’s Life Skills Center, both fronting on Bridge Street, that would provide a social gathering area for our personnel as well as an emergency (fire, etc.) gathering area. (See attached rendering of proposed fence line.)

SUMMARY:

Through a series of long term leases, The Creative Center has occupied the facilities located in Ice House Park for thirty-one years. The Visalia Community Players have been in the Ice House Theatre even longer under similar agreements. During that time period, many improvement projects have been carried out by these lessees, primarily at their own expense. However, the buildings and adjacent facilities as well as the Ice House Park all belong to the City of Visalia.

Speaking for The Creative Center, in addition to our “\$1.00 per year lease agreement,” we are required to expend \$15,000 in improvements in every five year period. Our agreement also calls on us to maintain the areas around our buildings and to insure the buildings against property damage/loss. We are so grateful to have this agreement with the City.

The Creative Center has expended approximately \$170,300 in property improvements and general building upkeep over the past 10 years plus buildings moved onto the site valued at approximately \$222,000. We have also expended in excess of \$15,000 in repairs related to vandalism during that same period. We currently insure the City’s buildings against property damage/loss as follows at a current annual premium of \$6,200:

1. Building at 606 N. Bridge	\$147,900
2. Building at 614 N. Bridge	97,600
3. Building at 618 N. Bridge	125,000
4. Buildings at 410 E. Race	<u>600,000</u>
TOTAL VALUE INSURED PROPERTIES:	\$970,500

Included in the vandalism incidents referenced above are events such as:

- 1. Gallery windows broken with a slingshot
- 2. Office windows broken, vandalism, multiple times
- 3. Water heater closet and water heater stolen; water heater closet damaged
- 4. A car abandoned and set on fire in the parking lot adjacent to Ice House Theatre
- 5. Tiles on Foundation office roof damaged
- 6. Lawn sprinkler system damaged multiple times
- 7. Graffiti abatement multiple times
- 8. Security light damage
- 9. Program vehicle break in and glass damage via vandalism

10. Ceramics classroom break-in, petty theft
11. Staff car break-ins and theft of personal items
12. Visitor car break-ins and theft of personal items

In the month of November 2008 alone, the following occurred:

1. November 7 – Telephone wiring to Life Skills Building was discovered vandalized and repairs were quickly made. Local vendor was asked to fabricate and install a “cage” to provide protection for all the exterior connections which has been accomplished.
2. November 10 – Exhaust fan was stolen from the roof of the kiln room.
3. November 12 – Someone unsuccessfully attempted to break into the Gallery.

Additional measures have been installed on the rear entrance door to deter future attempts.

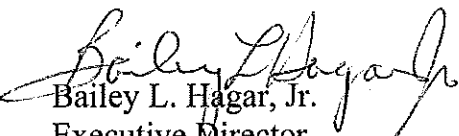
4. November 17 – Discovered a broken window in the Life Skills Building (following installation of the “cage” over the weekend.

Much of the damage noted above was apparently inflicted by the neighborhood children and youths that frequent Ice House Park after our business hours and on weekends.

Additionally, many homeless people and/or temporary residents gather in various locations in Ice House Park at all hours, night and day, and because there are no restroom facilities, they urinate and defecate on our buildings, sidewalks and lawn areas. Some have been observed doing so during our operational hours (8:00 a.m. – 4:00 p.m., Mon. – Fri.) and are often unresponsive to staff reaction to their activities. We have contacted the Visalia Parks and Recreation Department as well as Visalia Police Department liaisons from time to time for assistance and they have been helpful, most of the time, after the fact, because of the sheer nature of the problem.

Please contact me with any questions or concerns. We highly value our relationship with the City of Visalia and your ongoing support of this program.





Respectfully submitted,


Bailey L. Hagar, Jr.
Executive Director

1 Attachment: Rendering of Proposed Project Fence Line



E Grove Ave

- Pedestrian Gate 
- Double Pedestrian Gate 
- Automobile Gate 
- Garbage Dumpster 

N Bridge St

N SANTA FE ST.



E Race Ave



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City of Visalia
Agenda Item Transmittal

Meeting Date: March 2, 2009

Agenda Item Number (Assigned by City Clerk): 8

Agenda Item Wording: Award contract for the purchase of twelve (12) new marked Police patrol vehicles to the Groppetti Automotive Group in the amount of \$498,221, and award contract for an additional four (4) new marked Police patrol vehicles to the Wondries Fleet Group in the amount of \$166,272 from in-stock inventory.

Deadline for Action: None

Submitting Department: Police Department

Contact Name and Phone Number: Police Chief Bob Carden, ext. 4215, Fleet Manager Mike Morgantini, ext. 4255, Captain Glen Newsom, ext. 4227

Department Recommendation: The Police Department recommends that the City Council award a contract for the purchase of twelve (12) new marked Police patrol vehicles to the Groppetti Automotive Group for the amount of \$498,221. Additionally, the Police Department recommends that four (4) new marked Police patrol vehicles be purchased from Wondries Fleet Group's current inventory for the amount of \$166,272.

Summary/background: The Police Department is planning to purchase sixteen (16) new marked Police patrol units. Twelve (12) of these vehicles are scheduled replacement vehicles, having been evaluated by the City's Fleet Services as exceeding their useful patrol lifecycle. Four (4) are new vehicles added to the fleet as part of the Measure T sales tax initiative allocation. All vehicles were reviewed as part of the City of Visalia Budget for FY 08/09. Funding for the twelve (12) replacement vehicles comes from the Vehicle Replacement Fund (5012). Funding for the additional four (4) vehicles comes from the Public Safety Measure T Fund (1121).

When purchasing vehicles, the City attempts to identify dealerships that can meet "State Bid" pricing and equipment specifications. In addition, finding a local dealership that meets these criteria is preferable. The Police Department is recommending that the twelve replacement vehicles be purchased locally from Groppetti Automotive and the remaining four Measure "T" vehicles be purchased from Wondries Fleet Group in Alhambra in order to meet pending staffing additions. Wondries Fleet Group currently has vehicles in stock, while Groppetti Automotive may need up to six months to order and deliver the vehicles. Groppetti Automotive has quoted a price of \$41,518, which is \$40 less than the bid offered by Wondries Fleet Group. This price includes equipment modifications, sales tax and delivery fees. The bids fall in line with "State Bid" pricing and equipment specifications and the Department's additional request that the vehicles be able to use alternative fuel (E-85).

For action by:

City Council
 Redev. Agency Bd.
 Cap. Impr. Corp.
 VPFA

For placement on which agenda:

Work Session
 Closed Session

Regular Session:

Consent Calendar
 Regular Item
 Public Hearing

Est. Time (Min.): 15

Review:

Dept. Head _____

Finance _____

City Atty _____

City Mgr _____

The Police Department has been tasked with determining what alternatives, if any, can be found to delay replacement costs of these vehicles, taking into consideration the current condition of the vehicles being replaced and any adverse impacts that might result from the action taken.

The Police Department has participated in a “Personalized Vehicle Program” since its approval by Council in 1976. This program operates on the premise that vehicles that are assigned to employees within Visalia’s “fully justified” urban boundary, will last longer and will provide economic as well as additional policing benefits to the community. (Vehicles that are taken outside of the justified urban boundary require approval of the Chief of Police and City Manager.) Vehicles that are part of the “Personalized Vehicle Program” should have an extended useful patrol life over the vehicles in a “line car” fleet system used for the same purpose. This report will attempt to evaluate this premise, based on data available, examining the on-going replacement cost associated with the longevity of the vehicle as well as any collateral policing benefits.

The police vehicles currently identified for replacement are on average 10.25 years old, with an average mileage of 105,000 miles. They are no longer a viable alternative for patrol use; however, it may still be possible to get additional mileage from them by recycling them to other departments within the City, where operation of the vehicles does not rise to the challenges of police patrol. The following provides current data on the patrol vehicles currently being replaced:

Average age of vehicle	10.25 years
Average mileage of vehicles	105,330 miles
Lifetime average operational cost (includes gas, oil, parts and labor)	\$39,880.00
Average miles per gallon	11.5 mpg
Average miles driven per year	10,276 miles
Average miles per month	856 miles
Average work days per month	17
Average miles driven per day	50.4

Because of the size of the “Personalized Vehicle Program” fleet, the City could choose to delay the purchase of additional patrol vehicles this year, but only if the Department returned to a “line car” fleet system. Doing so could reduce our current total of 103 patrol vehicles by 28 vehicles. Officers in the Patrol Division would no longer be individually assigned vehicles and lower mileage vehicles would be placed in storage until higher mileage vehicles, reassigned to the vehicle pool at each District station, reached their maximum operational life. Vehicles would continue to be replaced from the storage pool until fully depleted when, once again, vehicles would need to be purchased and probably no later than the FY 10/11 operating budget. This year, however, the \$498,000 for the twelve replacement vehicles and possibly the \$166,000 for the Measure “T” vehicles would be retained in the vehicle replacement fund.

While this alternative is possible, it appears the ongoing costs associated with returning to the “line car” replacement system will increase. In a recent survey conducted of municipal police agencies utilizing the “line car” concept, the Department found that the average replacement longevity for patrol line vehicles in other departments varied from 3 to 6 years, with an average replacement of 89,500 miles and 4.4 years. The City is currently getting 10.25 years and 105,000 miles on average before vehicles are replaced or recycled.

The Department currently has 37 cars assigned to officers in special assignments. These specialties include assignments such as K-9, Gang Enforcement, Commercial Policing, DUI Team, Youth Services, and Patrol Command. The number of vehicles assigned to personnel in special assignments could be

reduced to 31 by directing that the DUI Unit utilize “line cars” if the decision is made to pursue this option. The Department is recommending against reducing car assignments further in the other specialty areas due to assignment specific needs.

Should Council decide to move towards the “line car” concept, the Department, after consultation with the City’s Fleet Services, recommends that no less than 44 patrol units be identified as line cars; 22 vehicles stationed at each District. This should ensure that the Department currently has enough “line cars” to meet minimum patrol staffing levels taking into account overlapping shifts, vehicles needed for special details, police reserve patrols, training, inclement weather, and other associated transportation needs such as travel to court and DMV hearings.

In determining on-going costs, the Department consulted with both the Finance Department and Fleet Services. Using the aforementioned patrol vehicle allocations and based on an optimistic scenario that line vehicles would last 5 years and “assigned vehicles” would remain the same, it is anticipated that the Department would eventually replace 8.8 “line cars” and 3.02 “assigned vehicles” each year; a total of 11.81 replacement vehicles annually. The Department is currently replacing 10.05 patrol vehicles a year on average under the “Personalized Vehicle Program”. It is anticipated that the “line car” scenario would result in an average of 1.77 more cars being purchased annually. This is represented in the following table:

Vehicle Replacement Schedule

<i>Current Vehicle Fleet</i>		<i>Alternative Fleet Option</i>	
Personally Assigned Vehicles	103	Personally Assigned Vehicles	31
Line Vehicles	<u>0</u>	Line Vehicles Needed	<u>44</u>
Total Vehicles Required	103	Total Vehicles Required	75
PAV	103 Vehicles ÷ 10.25 Yrs. Avg. Life = 10.05 Vehicles Replaced Annually		10.05
PAV	31 Vehicles ÷ 10.25 Yrs. Avg. Life = 3.02		
Line	44 Vehicles ÷ 5 Yrs. Avg. Life = <u>8.80</u>		
	Vehicles replaced annually		= 11.82

Other considerations that should be considered as part of the decision to change our current vehicle program would be collateral impacts with not having a “Personalized Vehicle Program”. These impacts are provided for Council’s review in the following paragraphs:

1. The ability for officers to respond directly to an emergency during a call-out would be curtailed. As an example, officers currently carry their equipment in their vehicle. In the event an officer is called back to work due to an emergency, they can be directly deployed to the incident from home, as opposed to having to respond to headquarters or a sub-station to collect equipment.
2. The Visalia Police Department has developed an Emergency Deployment Plan that allows for maximum deployment in the event of a critical incident requiring such deployment (an example would be evacuation because of flooding, earthquake or some other type of large critical incident). The Emergency Deployment Plan provides the Department flexibility to deploy all

personnel into two 12-hour shifts. The ability to activate a large number of officers to any given emergency is always impacted by the amount of equipment available. The Personalized Patrol Vehicle Program affords the Department this type of flexibility. Reducing vehicles would significantly impact this type of response. While the officers would still respond in the event of such an emergency, the vehicles and associated equipment available to utilize responding personnel would be significantly reduced.

3. The benefit of parking marked patrol vehicles in various residential areas throughout the City, as an additional deterrent to crime would be eliminated. Comments from residents indicate that they appreciate the additional security this option offers.
4. Officers driving their assigned vehicles while commuting to and from work have been involved in arrests, issued citations, and provided a quick response to on-duty officers who were in need of assistance. Recently, an off-duty officer traveling home identified and subsequently stopped a vehicle containing homicide suspects who were fleeing from the scene of the crime. It is also not uncommon for our officers to happen upon a stranded motorist or a traffic collision and offer assistance. The ability to have emergency equipment readily available to address and find a safe resolution to these types of events would be curtailed.
5. Personal accountability and pride in equipment provided is greatly enhanced with the “Personalized Vehicle Program”, which works under the premise of “one vehicle – one driver”. Officers take specific pride in the fact that our City provides them with a patrol vehicle in which they can take personal interest. The officers recognize that they will have their assigned vehicle for a long period of time and as such, demonstrate a high level of personal accountability in ensuring that the equipment is cared for and properly maintained.

Conclusion:

The Police Department is very mindful of the current economic climate and has taken significant steps to reduce costs and increase efficiencies. Much of this has been accomplished by holding open vacant positions and reducing purchases where possible.

The Personalized Vehicle Program is a valuable tool in our policing response. The Police Department believes that the program has enhanced policing services since its inception and is a benefit to our community. Since Visalia adopted this program in the late 1970’s, other local cities have recognized the benefits of this type of program. These jurisdictions include Tulare, Porterville, Dinuba, Farmersville, Exeter, Lindsay Woodlake, Clovis, Bakersfield, Lemoore and Fresno County.

It is the Police Department’s recommendation that the “Personalized Vehicle Program” be continued and that we move forward with the purchase of the vehicles as approved in the FY 08/09 operating budget.

Prior Council/Board Actions: None

Committee/Commission Review and Actions:

Alternatives:

Attachments: Squared Off or Fully Justified Urban Area Boundary Map of Visalia

Recommended Motion (and Alternative Motions if expected):

I move that the City Council award a contract for the purchase of twelve (12) new marked Police patrol vehicles to the Groppetti Automotive Group in the amount of \$498,221 and purchase four (4) new marked Police Patrol vehicles from the Wondries Fleet Group in the amount of \$166,272.

Environmental Assessment Status

CEQA Review: N/A

NEPA Review: N/A

Tracking Information: *(Staff must list/include appropriate review, assessment, appointment and contract dates and other information that needs to be followed up on at a future date)*

**City of Visalia
Agenda Item Transmittal**

Meeting Date: March 2, 2009

Agenda Item Number (Assigned by City Clerk): 10

Agenda Item Wording: Authorize staff to issue a Request for Proposals to conduct a Downtown Transportation Circulation Study.

Deadline for Action: None

Submitting Department: Community Development Department/
Engineering Division

Contact Name and Phone Number:

Chris Young, Assistant Director of Community Dev. 713-4392
Eric Bons, Senior Civil Engineer 713-4350

Department Recommendation: City staff recommends that the City Council authorize staff to issue a Request for Proposals (RFP) to conduct a Downtown Transportation Circulation Study. Staff also requests that Council authorize the expenditure (not to exceed \$135,000) to pay for a Downtown Transportation Circulation Study. Following completion of the RFP process, staff will return to Council with a recommendation to award to the most qualified proposer, including cost for services.

Overview: This item was presented to Council on February 9, 2009. The 2 -2 (Link, Shuklian – yes; Collins, Gamboa –no) Council vote which resulted in the item not being approved. Councilmembers Link and Landers have asked that this item be placed on the March 2, 2009 Council Agenda for reconsideration.

Summary/Analysis: Maintaining and improving transportation circulation is vital to sustaining current businesses and attracting desirable development to the downtown in the future. To accomplish this goal, it is essential that we develop a comprehensive long range plan. Some projects (future over crossings, rail crossings, interchanges, corridor improvements, light rail, bus rapid transit, etc.) will require years of planning and coordination with Caltrans, the CPUC, TCAG and community groups. This study would analyze, and make specific recommendations regarding transportation circulation, on-street parking, signal coordination corridors, bike lanes and mass transit (both bus and rail) in the downtown. These specific recommendations would help to form a plan for current and long-range improvements that could be incorporated into the City's future Capital Improvement Programs (some potentially funded by Measure R). Without this study, it will be extremely difficult for staff to appropriately determine future development requirements and project needs.

For action by:

City Council
 Redev. Agency Bd.
 Cap. Impr. Corp.
 VPFA

For placement on which agenda:

Work Session
 Closed Session

Regular Session:

Consent Calendar
 Regular Item
 Public Hearing

Est. Time (Min.): 3

Review:

Dept. Head _____
(Initials & date required)

Finance _____
City Atty _____
(Initials & date required or N/A)

City Mgr _____
(Initials Required)

If report is being re-routed after revisions leave date of initials if no significant change has affected Finance or City Attorney Review.

Recent developments such as the Kaweah Delta Health Care District Expansion, the new Buckman-Mitchell Company Building, the increased seating in Recreation Park Stadium, and traffic circulation modifications such as the Acequia Avenue Two-way Conversion have impacted transportation circulation in the downtown. Future projects like the Santa Fe Overcrossing (at Highway 198), the Santa Fe widening, the Ben Maddox Bridge Improvements (at Highway 198), the extension of Burke Street (from Roosevelt to Houston Avenues), the Transit Center Expansion, the new Civic Center, redevelopment of City owned property in the west downtown, interchanges/overcrossings of the 198 and the continuation of the Kaweah Delta Health Care District's Master Planned Expansion will significantly impact circulation in the future.

City staff has responded to numerous inquires from, and had discussions with, residents, members of the Downtown Visalians, and other groups regarding transportation and on-street parking in the downtown. They have suggested that there is a need for a comprehensive study to examine and identify the current and future needs related to downtown transportation circulation, and on-street parking. Interest has also been expressed to have the study examine, discuss and make recommendations regarding mass transit (rail and bus) and specific improvements to the City's Bikeway Plan in the downtown area. Considering these requests and considering the recent growth, redevelopment and revitalization of the downtown, City staff recommends that a comprehensive transportation circulation study be performed. Information gathered by this study would also be used in the upcoming update to the City's Circulation Element of the General Plan. Staff recommends the study area (see Exhibit "A") be bounded by;

- Noble Street on the south,
- Ben Maddox Way on the east,
- Goshen Avenue on the north between Ben Maddox Way and Burke Street,
- Murray Avenue on the north between Burke Street and Giddings Street,
- Giddings Street on the west between Murray Avenue and Center Avenue,
- then projecting west with Center Avenue as a north boundary between Giddings Street and Hall Street,
- Hall Street on the west between Center Avenue and Main Street,
- Main Street as the south boundary between Hall Street and Giddings Street, and
- Giddings Street as the west boundary between Main Street and Noble Avenue.

The revised scope of services (see Exhibit "B") is designed to provide a comprehensive analysis of the downtown area and provide specific recommendations addressing the transportation circulation and on-street parking for the present and projected future conditions. As part of the process of developing the final report, the selected consultant will be required to include a public outreach component to ensure the final report considers all the pertinent issues pertaining to the downtown area. City staff will give all available recent traffic count and other available information to the consultant, and perform as many of the needed counts as possible "in-house" in order to minimize the cost of the study.

Funding Sources: The cost of the study will be split between the Central Visalia Redevelopment Area Fund (1931), and the Downtown Visalia Redevelopment Area Fund (1921). The Board of Directors of the Property and Business Improvement District (PBID) support the need for this study and will fund \$5,000 toward the cost of the study (see Exhibit "C").

Alternatives: 1. Delay the release of the RFP until financial conditions improve.
2. Incorporate this into a comprehensive General Plan Update (Circulation Element).

Attachments: EXHIBIT "A" – Location Map – Study Boundaries
EXHIBIT "B" - DRAFT Scope of Services
EXHIBIT "C" – Letter of Support from PBID

Recommended Motion (and Alternative Motions if expected): The motion is to authorize City staff to issue a Request for Proposals to conduct a Downtown Transportation Circulation Study. Move to allocate an amount not to exceed \$135,000 to fund the study.

Tracking Information: *(Staff must list/include appropriate review, assessment, appointment and contract dates and other information that needs to be followed up on at a future date)*
City to Execute contracts once contractor has completed requirements

EXHIBIT "A"

Location Map - Study Boundaries

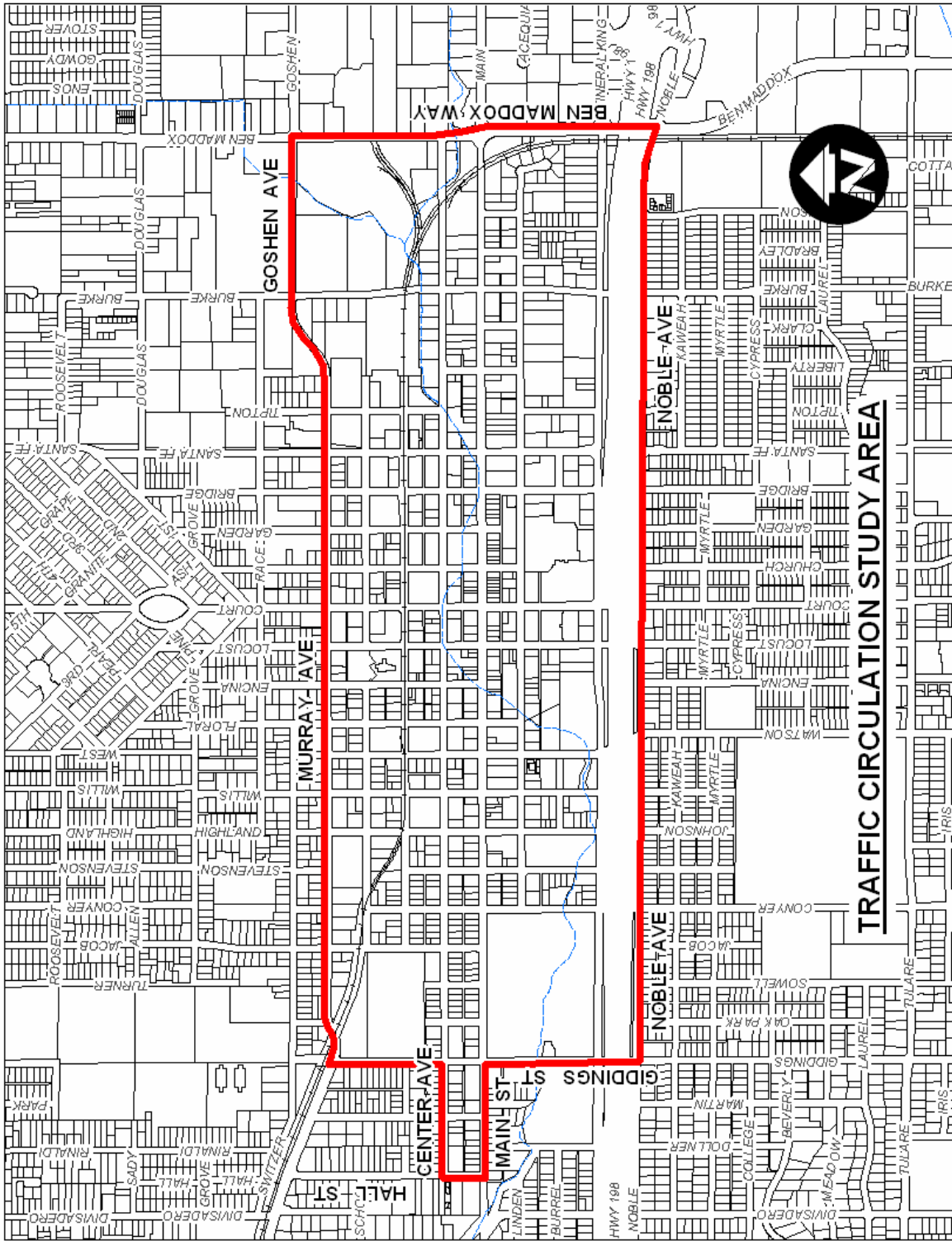


EXHIBIT “B”

DRAFT Scope of Services

1. The Transportation Circulation Study shall analyze current traffic volumes, and future traffic volumes for the years 2020 and 2030 based on the current Zoning Ordinance and General Plan.
2. The report shall include specific recommendations to improve or mitigate current and future transportation circulation in Downtown Visalia.
3. The study shall analyze, discuss and make specific recommendations regarding current and future on-street parking needs.
4. The study area (downtown Visalia) is bounded by;
 - Noble Street on the south,
 - Ben Maddox Way on the east,
 - Goshen Avenue on the north between Ben Maddox Way and Burke Street,
 - Murray Avenue on the north between Burke Street and Giddings Street,
 - Giddings Street on the west between Murray Avenue and Center Avenue,
 - then projecting west with Center Avenue as a north boundary between Giddings Street and Hall Street,
 - Hall Street on the west between Center Avenue and Main Street,
 - Main Street as the south boundary between Hall Street and Giddings Street, and
 - Giddings Street as the west boundary between Main Street and Noble Avenue.
5. The study will analyze, discuss and make specific recommendations regarding current and future mass transit (bus and rail) uses and opportunities.
6. Study will also include a comprehensive analysis of and specific recommendations for improvements to the City’s Bikeway Plan (focusing on the downtown area).
7. The study must analyze and discuss the impacts of possible street closures (West Street between Mineral King and Acequia, and Willis Street between Mineral King and Acequia).
8. The study should analyze and discuss the possible conversion of Center Avenue from one-way to two-way traffic where it presently exists as one-way westbound between Bridge Street and Hall Street.
9. Consideration must be given to all currently planned Capital Improvement Program Projects. For example these would include the new bridge over SR 198 at Santa Fe St., the Ben Maddox Bridge (at the 198) improvements.
10. Study shall specifically include an analysis of a possible expansion of the Santa Fe Corridor to four lanes of travel between Noble Avenue and Race Avenue.
11. Consideration must be given to the extension of Burke Street between Roosevelt Avenue and Houston Avenue and the increased traffic on Burke St. thru the downtown.
12. The Downtown area is significantly changing in land uses. Traffic projections and recommended solutions must consider what uses will likely exist in the years 2020 and 2030. Consideration must be given to the recommendations in the “East Visalia Downtown Master plan”.

13. Scope of services to include at least two public meetings to gather input from all interested parties. The selected consultant shall specifically solicit input from current and potential stakeholders including, but not limited to, downtown business and property owners (within the study area), Kaweah Delta Medical Center, the Downtown Alliance, Visalia Chamber of Commerce, Tulare Kings Hispanic Chamber of Commerce, Caltrans, Downtown Visalians, the Visalia Unified School District and Tulare County.
14. The transportation circulation study shall be completed one year after the notice to proceed has been issued by the City of Visalia.
15. The services shall consider and provide recommendations for additional on-street parking in the downtown area currently and in the future. Study shall also include a recommended implementation schedule.
16. The consultant shall provide the City with a detailed project schedule of their process to complete the study and the associated milestone dates. The project schedule shall identify;
 - The proposed public input/out-reach meetings,
 - Any meetings with City staff for project updates
 - Identify milestone dates for submittal dates and review dates.
 - Draft report to be submitted to the City with a presentation to City Council comments and City Council input.
 - Date of final report submittal and presentation of final report to City Council.
17. The final report shall include but is not limited to;
 - An executive summary
 - All the data used to analyze the project area,
 - A discussion of method and how the data was used to derive the final recommendations,
 - All recommendations shall be accompanied by an outline of how to reach the recommendations.
 - A discussion of alternatives to provide the funding for the implementation of the recommendations.
 - Twelve bound copies of the final report and an electronic copy of the final report shall be presented to the City.

EXHIBIT "C"

Letter of Support



104 South Church Street
Visalia, CA 93291
Phone: 559 732-7757
Fax: 559 732-7750
Email: info@comcomvisalia.com

*Working together to enhance
Downtown Visalia.*

DOWNTOWN VISALIA
ALLIANCE – PBID III

BOARD OF DIRECTORS

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Tami Crawford
Tom Gaeba
Tom Link
Vernon Earr
William Martin

January 28, 2009

Jesus Gamboa, Mayor
City of Visalia
315 E. Acequia Avenue
Visalia, CA 93291

RE: Parking and Traffic Circulation Study

Dear Mayor Gamboa and Members of City Council:

At the monthly meeting in January, members of the Board of Directors of the Property and Business Improvement District (PBID), voted to contribute \$5,000 toward the proposed Downtown Parking and Traffic Circulation Study.

As stewards of the downtown, we continue to work with you to ensure circulation throughout the area is convenient, safe for pedestrians, welcomes visitors and protects business interests. Traffic circulation and parking must be well planned for all our partners that rely on convenient transportation corridors throughout the central business district.

Thank you in advance for your support of this very important study and for encouraging our continued partnership.

Sincerely,
William Martin
Chairman

**City of Visalia
Agenda Item Transmittal**

Meeting Date: March 2, 2009

Agenda Item Number (Assigned by City Clerk): 11

Agenda Item Wording: Continued discussion on the scope of Visalia's General Plan Update.

Deadline for Action: N.A.

Submitting Department: Community Development Dept. – Planning Division

Contact Name and Phone Number:

Brandon Smith, AICP, Senior Planner 713-4636
Paul Scheibel, AICP, Planning Services Manager, 713-4369

Department Recommendation:

It is recommended that the City Council:

1. Consider information distributed at the City Council retreat regarding the comprehensive and focused approaches to the General Plan Update, and information in this report regarding a hybrid approach to the General Plan Update.
2. Direct staff to return with a scope of work for a General Plan Update as determined by the City Council based on the above options, including a multi-year budget, and a mechanism to recover proportionate cost of the update from future development.

The Council has the option to authorize any of the three approaches; however a comprehensive update has been recommended by staff and most closely matches the City Council's original direction of May 2008.

Background: At the retreat held on January 23 and 24, 2009, the City Council considered two approaches for how the City's General Plan should be updated. Discussion held at the retreat emphasized the differences between a "comprehensive" update which would provide opportunity to recast the vision in a new contemporary General Plan with new goals and priorities, and a "focused" update which would continue with the existing General Plan and its goals and policies while focusing on Planning issues pertaining to growth management.

Input from the Council members and community members resulted in a wide range of current issues that could potentially be examined in a General Plan update. Among the land use issues discussed were emerging trends in commercial development, Smart Growth strategies, and in-fill and mixed-use development strategies. Concerns were also raised regarding the narrow scope of issues targeted in the focused update and the high costs associated with the comprehensive update.

For action by:

City Council
 Redev. Agency Bd.
 Cap. Impr. Corp.
 VPFA

For placement on which agenda:

Work Session
 Closed Session

Regular Session:

Consent Calendar
 Regular Item
 Public Hearing

Est. Time (Min.) 45 min.

Review:

Dept. Head _____
(Initials & date required)

Finance _____
City Atty _____
(Initials & date required or N/A)

City Mgr _____
(Initials Required)

If report is being re-routed after revisions leave date of initials if no significant change has affected Finance or City Attorney Review.

Council members expressed interest to continue discussion on the matter, and directed staff to explore an alternative approach to the General Plan Update which combines the advantages of both the comprehensive and focused updates.

Work Programs for General Plan Update: In summary, there are three possible approaches for pursuing a General Plan Update.

Two of these approaches, the Comprehensive Update and the Focus Update, have been discussed extensively by the City Council. The staff report of the City Council retreat, attached to this report, provides a work program for each approach and comparison of these two approaches.

A third approach is a Hybrid General Plan Update. This a “hybrid” approach is a modified comprehensive update that draws the strong points from the other two options and also reduces costs by doing limited updates primarily by staff to certain General Plan Elements. The concept was introduced at the City Council retreat, and staff was directed to provide more discussion in the form of a work program. The following exploratory work program has been prepared to reflect many of the key points and suggestions made by the City Council during the retreat.

Hybrid Update Work Program

The Hybrid approach could be an update to the most critical Elements of the General Plan: Land Use (1991), Circulation (2001), Conservation and Open Space (1989). The resulting product of the hybrid approach would be scaled down in size from the full comprehensive update (which would simultaneously update all six required Elements into a single document). Yet, the scope of this update would consider current issues and trends in the City of Visalia in addition to the growth management issues for the 129,000 population boundary and beyond.

The following considerations discussed at the retreat would have a strong bearing as to the scope of a “hybrid” approach:

- Focus on Land Use and Circulation Elements. These are the two General Plan Elements that most directly impact development patterns. Priority consideration should be given to focusing resources to these Elements in a selected work program.
- Retain core tenants of the 2020 Plan. The heart of the current 2020 Plan rests on several key concepts which should be carried over into the updated plan. These concepts include
 - growth rings as a primary growth management tool,
 - concentric growth pattern from the Core Area,
 - commitment to preserving the Downtown and the broader Core Area,
 - maintaining Visalia’s role as a regional commercial & industrial center, and
 - the preservation of agricultural viability.
- Consider new topics to incorporate into the City’s vision. The City should consider new issues which have arisen in the last 20 years since adoption of the 2020 Plan. Addressing these issues will result in a contemporary planning framework which the City can utilize into the next 20 years toward the year 2030. These concepts include:
 - Consider outward growth and land use policies beyond the 129,000 Population UDB. This could include establishment of the next development ring beyond the 129,000 (as may be modified) UDB, with land use and circulation patterns, locations of sites for parks, schools, trails, open space and other institutional uses, and implementation criteria for population, timing and current UDB buildout.
 - Greater implementation of mixed-use development, resulting in higher densities and reduced traffic,
 - Policies that manage greenhouse gas emissions, climate change, resource conservation, and groundwater sustainability,

- Designation of a high speed rail station with nearby transit-oriented development,
 - Explore use of edge boundaries at Highway 99 & St. John's River,
 - Incorporate pertinent objectives derived from Senate Bill 375 and Blueprint efforts, and
 - Others as determined by the City Council and Review Committee.
- Evaluate measures for efficient residential development & growth boundary expansion. New measures would be explored and existing measures would be re-evaluated pertaining to infill development, residential densities within existing City limits, and Smart Growth principles. The criteria for the expanding to a future growth boundary would be re-evaluated based on the intended outcome of new measures. An outcome would be changing the thresholds to extend the life of the 129,000 Population Boundary, whose growth areas are mostly undeveloped at this time. Included in this analysis could be consideration of phasing of development in the 129,000 UDB to enable the current inventory of approved but not developed residential lots to be reduced.
 - Consider current land use trends and development patterns for development of new land use policy initiatives. Topics discussed previously at the City Council level include the Mooney Blvd. regional commercial corridor, Dinuba Blvd. commercial corridor, BRP zone policies, office conversion sites, consideration of a beltway or other community transportation network, and agriculture land mitigation.
 - Update Conservation, Open Space, Recreation & Parks Element to reflect new land use policies and recent accomplishments. This Element is a key document relative to land use and development. It will warrant revision to address parks, recreational trails, waterways, and agriculture, open space preservation strategies closely associated with residential growth and City demographic trends. Existing park standards for developing neighborhoods will be evaluated and updated.
 - Noise and Safety Element Updates are secondary priority, to be completed after Land Use & Circulation. The Noise and Safety Elements are among the most outdated Elements, yet the City has been able to successfully implement significant programs not reflected in them. On that basis, updating these Elements could be a secondary priority to be undertaken after completion of the other more pressing Elements.
 - New Program EIR. The General Plan Update must include an update to the Program EIR. Such an update would address new thresholds of significance that have evolved since the last Program EIR was certified in 1991. In addition, the update must incorporate "carbon footprint" reductions, energy and water conservation mandates, and other associated regulations that are emerging from recently enacted state laws such as AB 32 (Greenhouse Gasses) and SB 375 (Sustainable Growth).

Staff and participation requirements: Work on the hybrid update would be completed by in-house City staff and by consultants in specialized fields.

The Land Use and Circulation Elements, and Program EIR Update, should be accomplished by an experienced and well qualified professional planning team with a proved successful track record familiar with contemporary planning techniques, current legislation, and mechanisms for legal defensibility. One full-time staff equivalent would be assigned in the roles of being a liaison, overseeing meetings with the Council-appointed Review Committee, information gathering, public noticing, and report preparation. Assistance would be provided from other City staff as needed and the Council-appointed Review Committee.

The Conservation and Open Space Element, being a less technical and more policy-based plan, could be completed in-house and with the assistance of the Parks & Recreation

Commission. The Noise Element would be completed in-house with assistance from a field expert familiar with sound-level measuring and attenuation. The Safety Element would be completed in-house, drawing primarily from Planning and Public Safety resources.

Timing: The work program presents a phased approach for completing the General Plan update. The most essential component and driving force of the Update would be revisions to the Land Use Element, Circulation Element, and Program EIR. Staff anticipates that this phase would take approximately three to four years – up to a one year shorter than conducting a full comprehensive update, due to two elements receiving only limited updates and due to the possible retention of some material in the current 2020 Plan. This is about eighteen months longer than a focus update

Updates to the Conservation and Open Space Elements would overlap with those of the Land Use and Circulation Elements to ensure the greatest amount of consistency among the documents. Some work could be performed immediately, while other work may be dependant on the land uses and policies derived from Land Use Element efforts.

The Noise and Safety Elements are utilized less frequently and are therefore have a lesser priority in the General Plan Update. These Elements can be updated at any point in time; however they are required by law to be consistent with other required General Plan Elements. In conjunction with the Land Use, Circulation, Conservation and Open Space Elements, these two elements will be minimally updated to be consistent with other elements. Noise and Safety updates will be prepared primarily by City staff and will focus primarily on informational updates and internal consistency.

Financing for General Plan Update

Each of the three approaches for General Plan Update carries a different price tag. Specific costs for each approach are unknown and would be based on several factors, particularly the cost proposals provided by consultants. Final costs will be determined from responses to a Request For Proposal and negotiation with finalists. Estimated costs are summarized below:

Focus Update:	\$500,000
Hybrid Update:	\$1,000,000
Comprehensive Update:	\$1,500,000

These estimates are provided for reference purposes only. Costs for the General Plan update will not be finally determined until an RFP process is completed for the consultant services to be utilized for the selected process.

A portion of the General Plan Update is currently funded in the 2008/09 and 2009/10 years of the Capital Improvement Program project list. In the 2008/09 year, there has been \$100,000 budgeted for the General Plan Update. There is an additional \$250,000 budgeted in 2008/09 which is frozen until the 2008/09 Mid-Year Budget Review. There is also \$350,000 budgeted in the 2009/10 year.

An update to the Conservation and Open Space Elements has also been budgeted in the CIP project list. If these elements are updated under the Comprehensive or Hybrid approach, then funding could also be pulled from this budget.

In addition to budgeted amounts, there is approximately \$193,000 immediately available for the General Plan Update which has been collect through General Plan Maintenance Fees. These fees were enacted by the City Council in 2004, and are assessed with new annexations on a per acre basis. However, the amount collected has been far below projections since annexation activity saw a sharp decline beginning in 2006.

To help recoup the General Plan Maintenance Fees that was projected with the once strong annexation activity, a method for recouping proportionate costs from future development will be recommended by staff.

Next Steps: After an approach for a General Plan Update is selected, the next step will be to complete a scope of work and undertake the RFP process. City staff will meet with the Council-appointed General Plan Update Review Committee to complete the scope of work. The scope will include principal tasks to be accomplished in the General Plan Update and a detailed phasing plan with timeline. The final agreement with the consulting team will be structured to enable the City to temporarily delay or terminate the General Plan work depending on the financial condition of the City. The scope of work prepared with the General Plan Update Committee will be reviewed with Council prior to release of an RFP.

Prior Council/Board Actions: The City Council previously discussed the General Plan Update at the City Council retreat held on January 23 and 24, 2009. The staff report for this item is attached.

Committee/Commission Review and Actions: N.A.

Alternatives: As described herein.

Attachments:

- Exhibit "A" – Staff report from City Council Retreat, January 23-24, 2009

Alternative Motions:

I move to

- 1) Have staff return with a scope of work for a Comprehensive General Plan Update, including a multi-year budget, and a mechanism to recover proportionate cost of the update from future development.
- 2) Have staff return with a scope of work for a Focused General Plan Update, including a multi-year budget, and a mechanism to recover proportionate cost of the update from future development.
- 3) Have staff return with a scope of work for a Hybrid General Plan Update, including a multi-year budget, and a mechanism to recover proportionate cost of the update from future development.

Environmental Assessment Status

CEQA Review: NA

NEPA Review: NA

Tracking Information: *(Staff must list/include appropriate review, assessment, appointment and contract dates and other information that needs to be followed up on at a future date)*

Copies of this report have been provided to: General Plan Review Committee members