CITY COUNCIL AGENDA
PORTERVILLE, CALIFORNIA
APRIL 19, 2005 6:00 P.M.

Call to Order
Roll Call

ORAL COMMUNICATIONS
This is the opportunity to address the Council on any matter scheduled for Closed Session.

CLOSED SESSION:

A. Closed Session Pursuant to:
   1- Government Code Section 54956.9(b) - Conference with Legal Counsel - Anticipated Litigation: One Case.

7:00 P.M. RECONVENE OPEN SESSION

REPORT ON ANY ACTION TAKEN IN CLOSED SESSION

Pledge of Allegiance Led by Council Member Kelly West
Invocation

PROCLAMATION
   Iris Festival Day - April 23, 2005
   Arbor Day - April 29, 2005

PRESENTATION
   City Manager’s Featured Projects for the Month of April, 2005

ORAL COMMUNICATIONS
This is the opportunity to address the Council on any matter of interest, whether on the agenda or not. Please address all items not scheduled for public hearing at this time.

CONSENT CALENDAR
   All Consent Calendar Items are considered routine and will be enacted in one motion. There will be no separate discussion of these matters unless a request is made, in which event the item will be removed from the Consent Calendar.

1. Approval of City Council Minutes of March 29, 2005
2. Claim - Michael C. Schmidt
Re: A claim against the City for towing a vehicle for being parked longer than 72 hours on a City street. Mr. Schmidt is claiming he moved the vehicle but it was still towed. The amount being claimed is $300, plus additional charges after April 15, 2005.

3. Claim - Dora E. Torres
Re: A claim against the City for property damage caused by a pothole in the roadway on Poplar Avenue east of 661 W. Poplar Avenue. Ms. Torres is claiming her tire rim was damaged. The amount being claimed is $1,960.00.

4. Scada Equipment Upgrades
Re: Authorizing staff to begin negotiations with Tesco Controls, Inc. to upgrade the Wastewater Treatment Facility’s System Control and Data Acquisition (SCADA) equipment which monitors the “mission critical” equipment at the treatment plant.

5. Acceptance of the Indiana Street Reconstruction Project - Putnam Avenue to Morton Avenue
Re: Accepting the Project by Halopoff & Sons, Inc. for the reconstruction of Indiana Street to arterial standards from Putnam Avenue to Thurman Avenue, and authorizing the filing of the Notice of Completion.

6. Acceptance of Improvements - Meadowoods, Phase 3 Subdivision (Nicholson & Smee LLC - Gary Smee)
Re: Accepting public improvements by Subdivider Nicholson and Smee for maintenance and authorizing the filing of the Notice of Completion.

7. Acceptance of Improvements - River Springs, Phase 3 Subdivision (G.W. Homes, Inc. - Greg Woodard)
Re: Accepting public improvements by Subdivider G.W. Homes, Inc. for maintenance and authorizing staff to record the Notice of Completion.

8. Acquisition of Right of Way - Property Located at Apn 261-080-012 – Owner Roy A. Macomber – Date Avenue Street Project
Re: Authorizing staff to begin escrow for purchase of real property located at APN 261-080-012, to make payment to property owner Roy A. Macomber in the amount of $56,000, and to authorize the Mayor to sign all necessary documents.

9. Intent to Set a Public Hearing for Reimbursement Agreements for Concrete Improvement Construction by the City - Indiana Street Reconstruction Project
Re: Setting May 17, 2005 as the date for the public hearing for the establishment of the concrete reimbursement fee and authorizing staff to notify all affected property owners.

10. Intent to Set a Public Hearing for Sewer and Solid Waste Collection and Disposal Service Fees
Re: Setting June 7, 2005 as the date for the public hearing to adopt new residential and commercial sewer rates, and setting June 21, 2005 as the date for the public hearing to adopt a new solid waste service fee.

11. Approval for Community Civic Event - Porterville Unified School District, Porterville Celebrates Reading, April 23, 2005
Re: Approving event to be held on April 23, from 8:30 a.m. to 2:30 p.m. at the Porterville Fair Grounds, subject to stated restrictions.

Re: Approving multi-day event from April 29 to May 1, 2005 including a parade down Main Street and a Fiesta with Beer Garden at the Municipal Ball Park on Olive Avenue, subject to stated restrictions.

Re: Approving car show to take place on May 7, 2005 from 9:00 a.m. to 4:00 p.m. in the northern section of Veterans’ Park, subject to stated restrictions.

14. Approval for Community Civic Event - National Farm Workers Service Center, Dia De Las Madres, May 8, 2005
Re: Approving event, without street closure, on May 8, 2005 at the Municipal Ball Park on Olive Avenue, subject to stated restrictions.

15. Approval for Community Civic Event - Madera Air Races-Model Airplane Acrobatic Contest- May 13 through 15, 2005
Re: Denying model airplane acrobatic contest event requested for May 13 through May 15, 2005 due to safety concerns expressed by several City departments, and directing staff to notify applicant.

Re: Approving annual event to be held from May 18 through May 22, 2005, with street closures generally involving Olive Avenue from Third Street to Plano Street; Garden Avenue from Fig Street to Plano Street; and Plano Street from Garden Street to Olive Avenue, subject to stated restrictions.

17. Resolution Approving the Filing of Application for the Summer Food Service Program
Re: Approving filing of grant application, with no matching funds required, for meal program for children from low-income households.

18. Fire Act Grant Application 2005
Re: Approval to apply for a $150,000 FEMA Grant for firefighter equipment, with a local match of $15,000 from the Fire Department’s “Firefighting and Rescue Equipment Replacement Fund.

A Council Meeting Recess Will Occur at 8:30 p.m., or as Close to That Time as Possible

PUBLIC HEARING

19. Continued - Construction of Concrete Improvements on Henderson Avenue Street Project
Re: Continuing public hearing on authorizing staff to commence construction of improvements, the cost of which the City can recover from property owners upon said owners pulling a building permit valued at $15,000 or more within a two year period, and authorizing staff to setting public hearing prior to the establishment of a fee.

20. Reimbursement Agreements for Concrete Improvements Constructed by the City - Granite Hills Streets Reconstruction, Phase 2, and Milo Street Reconstruction Projects
Re: Approving resolutions implementing Development Charges for Construction of Curbs, Gutters, Sidewalks, and Drive Approaches, which require reimbursement from property owners upon applying for building permit(s) with a valuation of $15,000 or more within a two-year period.

21. General Plan Amendment 1-2005 (Number Changed to 1-2005(A)) and Zone Change 1-2005 (Camarena)
Re: Consideration of General Plan Amendment and Zone Change from C-3 (Heavy Commercial) to R-3 (Multiple Family Residential) for 4 parcels located on the west side of Sunnyside Street, extending south of Belleview Avenue.

22. Increasing Fees in Accordance with the Mitigation Fee Act and Annual Adjustment of Fees by Application of the ENR Cost Index
Re: Approving proposed increases in the Hillside Development Trunk Line Sewer Fees; Hillside Development Water Trunk Fees; Transportation Impact Fees; and Parks Impact Fees.

SECOND READINGS
23. Ordinance 1666, Taxicab/Vehicle for Hire

SCHEDULED MATTERS
24. "D" Overlay Site Review 1-2005
Re: Consideration of approving a “D” Overlay Site Review of a 10,311± sq. ft. single story dialysis building to be located generally at the northwest corner of Pearson Drive and Cleveland Avenue.

25. Water Conservation Plan
Re: Approving the City moving to Phase II on May 1, 2005 during which voluntary water conservation is requested, setting a public hearing for June 7, 2005 to review Water Conservation Report, and if warranted, move into Phase III for June through August 2005.

26. Public Transit System Operational Modifications
Re: Considering modifications to Fixed Routes 2 and 5; adding a Route 7 to accommodate the new Porterville Adult School location; adjusting operations on Routes 6 and 7 to an hourly basis, alternating 1 bus between the 2 routes; extending the hours of operation from 7:00 a.m. to 7:00 p.m., Monday through Friday, and from 9:00 a.m. to 5:00 p.m. on Saturday; reducing Demand-Response hours to 7:00 a.m. to 9:00 p.m., Monday through Friday and maintaining Saturday service as is.

27. Transit Bus Advertising
Re: Consideration of advertising program, the revenue from would remain in Transit Fund to cover operational costs, and to approve agreement with consultant, The Kaltoft Company, for the fee of 40% of ad revenue generated.

28. General Plan Update Advisory Committee Appointments
Re: Approving appointments of fourteen individuals representing various community organizations, pursuant to the direction of Council on November 16, 2004 and February 1, 2005.

29. Set Adjourned Meetings
Re: Selecting dates and times for Adjourned Council Meetings to discuss Citywide Fee and Cost Analysis Study and the Annual Budget Review.

30. Consideration of Request for Letter of Support for Congressional Appropriations Request
Re: Consideration of Letter of Support regarding federal appropriation to fund approximately $2,300,000 in expenses to finalize negotiations for Tule River Indian Tribe’s federally reserved water rights and for initial feasibility studies for a reservoir on the Reservation.

31. Interim Financial Status Reports
Re: Accepting quarterly report on financial status for the 3rd Fiscal Quarter ended March 31, 2005.

32. Compliance Procedures for SB 564 and SB 866 and Resolution of Affirmation of Investment Policy
Re: Adopting a resolution accepting the Statement of Investment Policy in accordance with Senate Bills 564 and 866 which requires the City Treasurer to annually prepare and submit to the Governing Body a written Statement of Investment Policy, as well as quarterly reports on pooled money invested.

33. Quarterly Portfolio Summary
Re: Accepting the quarterly Portfolio Summary in accordance with Senate Bills 564 and 866.

ORAL COMMUNICATIONS

OTHER MATTERS

CLOSED SESSION
Any Closed Session Items not completed prior to 7:00 p.m. will be considered at this time.

ADJOURNMENT - to the meeting of May 3, 2005 at 6:00 p.m.

In compliance with the Americans with Disabilities Act and the California Ralph M. Brown Act, if you need special assistance to participate in this meeting, or to be able to access this agenda and documents in the agenda packet, please contact the Deputy City Clerk at (559) 782-7442. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting and/or provision of an appropriate alternative format of the agenda and documents in the agenda packet.