CITY COUNCIL AGENDA
PORTERVILLE, CALIFORNIA
JULY 5, 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(c) - Conference with Legal Counsel - Anticipated Litigation: One Case.
   2- Government Code Section 54956.9(b) - Conference with Legal Counsel - Anticipated Litigation: Three Cases.

7:00 P.M. RECONVENE OPEN SESSION
REPORT ON ANY ACTION TAKEN IN CLOSED SESSION

Pledge of Allegiance Led by Mayor Kelly West
Invocation

PROCLAMATION
Recognition of Howard Smith
Recognition of Patrick Hayes

PRESENTATION
Employee of the Month - Wendy Miller

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 May 10, 2005, May 17, 2005, and June 7, 2005
2. Acceptance of Final Subdivision Map - Meadow Breeze, Phase 2 Subdivision (Nicholson & Smee, LLC)
Re: Approving final map of Meadow Breeze, Phase Two Subdivision, located generally south of Castle Avenue, east of Salisbury Street, and north of Pamela Avenue; accepting all offers of dedication and vacation; and authorizing City Clerk to record said map.

3. Amendment to Traffic Resolution No. 10-2001 - Intersection Safety Improvement - Temporary Designation of Morton Avenue and Mathew Street as a 4-Way Stop Intersection
Re: Amending resolution to temporarily designate intersection as a 4-Way Stop to alleviate traffic congestion caused by Henderson Avenue Reconstruction Project.

4. Reimbursement for Construction of Master Plan Facilities - Holy Cross Church
Re: Approving reimbursement of $190,177.60 to Holy Cross Church for installation of 1,717 lineal feet of reinforced concrete pipe, storm drain structures, asphalt trench patching and other related work located between Castle Avenue and North Grand and Newcomb St. intersection.

5. Ratification of Congestion Mitigation Air Quality (CMAQ) Projects
Re: Ratification of projects for $700,000 grant application consisting of a traffic signal at Olive Avenue and Mathew Street; a traffic signal at Newcomb Street and Westfield Avenue; a roundabout at Main Street and College Avenue; and Newcomb Street Shoulder work.

Re: Authorizing Memorandum of Understanding between Tulare County and City of Porterville to comply with requirements for Homeland Security Grant funding.

7. Adoption of Annual Appropriation Limit
Re: Approving resolution adopting appropriation limit of $34,813,941, pursuant to the guidelines established by the State Department of Finance.

8. Airport Lease - Lot 46A
Re: Approving assignment of Lease Agreement between the City of Porterville and Donald and Loretta Swenson to Robert Baranek.

9. August 2, 2005 City Council Meeting to be held at Porterville Memorial Auditorium, Frank “Buck” Shaffer Theatre
Re: Ratifying relocation of City Council Meeting, at a cost of $575.00, to accommodate anticipated large public participation for public hearing on County island annexation issue.

9a. Authorization to Negotiate for Site Cleanup at 216 East Orange Avenue
Re: Authorizing staff to negotiate with Bowen Engineering and Robert Volmer Excavation for asbestos removal, demolition and cleanup for a cost not to exceed $10,000.

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

   Re: Adopting resolution confirming Advisory Board report to constitute the levy of an assessment.

11. Canyon Springs Estates Tentative Subdivision Map (Contour Development Inc.)
    Re: Approving tentative subdivision map for division of approximate 67.42± acre vacant parcel zoned R-1 (One-Family Zone) into a 230± lot single family residential subdivision located on the northeast corner of Morton Avenue and Hillcrest Street.

12. Vacate Public Sanitary Sewer Pipelines, Domestic Water Pipelines, Storm Drain Pipelines and Public Street Access Easements Related to the Development of Meadow Breeze, Phase Two Subdivision (Nicholson & Smee, LLC)

13. Reimbursement Agreements for Concrete Improvements Constructed by the City - Orange Avenue Reconstruction Project
    Re: Approving resolution implementing development charges for construction of curbs, gutters, sidewalks, drive approaches and water services; and authorizing staff to record notice of Reimbursement Fee with the County Recorder.

14. Reimbursement Agreement for Concrete Improvements Constructed by the City - Indiana Street Reconstruction Project
    Re: Approving resolution implementing development charges for construction of curbs, gutters, sidewalks, drive approaches and water services; and authorizing staff to record notice of Reimbursement Fee with the County Recorder.

15. Water Conservation Phase II, Water System Status
    Re: Continuing with Phase II of the Water Conservation Plan and continuing Public Hearing to August 2, 2005 to consider moving to Phase III of the Plan.

**SECOND READINGS**

16. Ordinance 1654, Zone Change 4-2004 (Terry Schuler)
    Re: Adopting the Ordinance approving Zone Change 4-2004 from R-4 (D) (Multiple Family Residential - “D” Overlay Site Review) to City C-2 (D) (Central Commercial - “D” Overlay Site Review) for proposed Parcel 1 of Tentative Parcel Map 4-2004 consisting of .96± acres located on the northeast corner of Prospect Street and Grand Avenue.

**SCHEDULED MATTERS**

17. Consider Adoption of a Noise Ordinance
    Re: Considering adoption of a noise ordinance and setting August 16, 2005 as the date for a public hearing for adoption of that ordinance.
   Re: Informational report on homelessness, the City’s involvement in regional programs, funding restrictions, and a review of other available options for the City.

19. Street Infrastructure Improvements for the Jaye Street and State Highway 90 Area
   Re: Consideration of funding options for circulation improvements.

**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 July 8, 2005 at 8:30 a.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.