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(a) - Conference with Legal Counsel - Litigation: One Case.
   2. Government Code Section 54956.9(b) - Conference with Legal Counsel - Anticipated Litigation: Three Cases.
   3. Government Code Section 54956.9(c) - Conference with Legal Counsel - Anticipated Litigation: Two Cases.

7:00 P.M. RECONVENE OPEN SESSION

**REPORT ON ANY ACTION TAKEN IN CLOSED SESSION**

Pledge of Allegiance Led by Council Member Stadther
Invocation

**PROCLAMATION**
Marlene Marquez
Porterville Kid’s Day 2005

**PRESENTATION**
Certificates of Appreciation - National Guard Returnees
Outstanding Business Honoree
City Manager’s Featured Projects for June, 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 June 10, 2005

2. Budget Adjustments for the 2005/2006 Fiscal Year
Re: Approving increasing appropriation in amount of $35,510 in the Capital Project Account
for the construction of Centennial Park Plaza to allow for expenditure of all donated funds.

3. Purchase of Specialized Equipment
Re: Approving purchase by negotiation of automated containers, sideloaders and recycling
rolloff for Solid Waste; lab equipment upgrade and chlorine generation equipment for Water
Quality; pneumatic roller and utility bodies for Streets; patrol vehicles for Police; a hybrid
vehicle for Engineering; and playground equipment, pool slide and tandem trailer for Parks and
Leisure.

4. Authorization to Advertise for Bids - Scenic Heights Waterline Relocation Project
Re: Approving Plans and Project Manual for the relocation of an 8" waterline across 1081
Scenic Drive, APN 247-130-024.

5. Authorization to Advertise for Bids - Skateboard Parking Lot Project
Re: Approving Plans and Project Manual for the construction of 24 stalls, with an add alternate
7 stalls, to provide parking for patrons of the proposed Skateboard Park.

6. Award of Contract - Subdivision Plan Checking Services
Re: Awarding contract to Quad-Knopf of Visalia for services at an agreed fee of $125 per lot,
with a 7.25% administrative fee charged by the City.

7. Award of Contract - Tule River Parkway Landscape Maintenance
Re: Awarding contract to CSET of Visalia in the annual amount of $15,813 for a 3 year term,
for routine maintenance plus graffiti abatement and tree pruning.

8. Award of Contract - Median Islands Landscape Maintenance
Re: Awarding contract to Ray’s Landscape of Sanger in the annual amount of $48,672 for a 3
year term for routine maintenance, including traffic control, tree pruning.

9. City Easement Conveyance to Southern California Edison Company
Re: Accepting SCE’s request to have the City convey an easement for the installation of an
underground electrical supply system to a Cingular Wireless Cellular Tower site located on the
Porterville Irrigation District property at 22086 Avenue 160.

10. Intent to Vacate Public Temporary Turn Around, Concrete Truck Wash Out Area and Storm
Drain Pipeline Easements Related to the Development of New Expressions, Phase Four
Subdivision (Ennis Land Development, LLC)
Re: Setting August 16, 2005, or as soon thereafter, as the time for the public hearing to vacate
easements described in Document No. 2004-0005740, recorded January 21, 2004 with the
Tulare County Recorder.
11. This item has been removed.

12. Annual Engineer’s Report and Assessments for Landscape and Lighting Maintenance Districts
Re: Approving Resolution ordering the preparation of an Engineer’s Report for FY 2005-2006.

13. Request Approval of Land Lease at Porterville Municipal Airport - Wayne Spears, Lot 60
Re: Approving Lease for a term of 15 years for a 3,240 sq. ft. lot at a rate of $.231 per sq. ft.,
for an annual cost of $748.88, with an annual CPI adjustment.

14. Approval for Community Civic Event - City of Porterville - Porterville Community
   Homecoming Festival
Re: Approving event to take place on Saturday, October 8, 2005 from 12:00 p.m. to 6:00 p.m.
on Hockett Street between Morton Avenue and Cleveland Avenue.

15. Alternative Staffing for the Parks and Leisure Services Department/Library Division
Re: Approving amended Employee Pay and Benefit Plan to reflect modifications to Library
   employee classifications to allow for set-up, occupancy and operation of the Margaret J.
   Slattery Children’s Library.

16. Chart of Accounts Modification For Greater Detail in the Council Budget
Re: Approving modifications to existing Chart of Accounts to provide greater detail on the
   expenditure status report in the General Fund.

17. Consideration of a Resolution of the Porterville City Council Pledging Not to Use Eminent
   Domain for Economic Development Purposes
Re: Considering approving Resolution in reference to the recent Kelo et al. v. City of New
   London, Connecticut decision.

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

PUBLIC HEARING
18. Zoning Ordinance Amendment 1-2005
Re: Adopting amendment to require construction of a masonry block wall in situations in which
   residential development abuts non-residential development, including schools, regardless of
   which development occurs first.

19. Zone Change 3-2005 (Mrs. Neal Daybell)
Re: Zone Change from C-3 (Heavy Commercial) to R-4 (Multiple Family Residential) for 8
   parcels located on the west side of North E Street, extending south of Willow Avenue, to
   convert the existing building into a fourplex.

20. Zone Variance 2-2005 (Dale Doty)
Re: Adopting Zone Variance to allow for a reduction of the required 60 foot minimum lot width
   for 2 existing vacant contiguous parcels in the R-2 (Four Family Residential) Zone located
generally on the southeast corner of “G” Street and River Avenue.
21. Vacation of a Portion of Cleveland Avenue and an Alley Within the Morton Gardens Subdivision (Sierra View District Hospital)  
Re: Adopting resolution ordering the vacation of improved segments of Cleveland Avenue and a northerly connecting alley between Pearson Drive and Villa Street to allow for proposed development.

SCHEDULED MATTERS

22. Request for Proposals (RFP) for Curbside Recycling  
Re: Options for advertising for RFP for processing and residual disposal and collection of residential recyclables, and considering selection committee consisting of the City Attorney and City Auditor.

23. Home Investment Partnership Program (HOME) Application  
Re: Approving submittal of HOME funding application for an amount not to exceed $4 Million for a Rental New Construction Project for at least 48 units.

24. This item has been removed.

25. Parks & Leisure Services Commission Vacancy Report  
Re: Approving an extension on the submittal of Requests for Appointment to the Commission and setting August 2, 2005 as the time for the Council appointment to fill the position.

26. Consider Adoption of a Noise Ordinance (Continued)  
Re: Considering noise ordinance and setting August 16, 2005 as the date for a public hearing for adoption of the draft ordinance with amendments.

27. Consideration of Residency Requirements for Appointment to City Committees and Commissions  
Re: Consideration of whether residency should be required for future appointments, and a discussion on the definition of residency.

Re: Reviewing Tulare County Grand Jury Report and authorizing the Mayor to execute the City’s Letter of Response.

29. Off-Highway Vehicle Improvement Grant  
Re: Informational report regarding re-scoping efforts towards safety fencing and parking area improvements at the OHV Park.

30. Airport Hangar Purchase - Acceptance of Loan  
Re: Considering accepting loan in the amount of $118,000 from Caltrans to purchase hangar versus financing purchase with a loan from the City’s Risk Management Fund.

31. Application for Charitable Car Wash Permits  
Re: Approving application for charitable car wash permits and setting August 2, 2005 for the date for the public hearing to establish the $25 application fee.
32. Quarterly Portfolio Summary  
   Re: Accepting Quarterly Portfolio Summary in accordance with SB 564 and SB 866.

33. Interim Financial Status Report  

**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 August 2, 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.