CITY COUNCIL AGENDA  
PORTERVILLE, CALIFORNIA  
NOVEMBER 1, 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:
   2 - Government Code Section 54957 - Public Employment - Golf Course Interim Manager.
   3- Government Code Section 54956.9(c) - Conference with Legal Counsel - Anticipated Litigation: One Case.
   4- Government Code Section 54956.9(a) - Conference with Legal Counsel - Existing Litigation: Porterville Citizens for Responsible Hillside Development v. City of Porterville.

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

Pledge of Allegiance Led by Council Member Pete Martinez  
Invocation

PRESENTATIONS
   Employee of the Month - Clyde Tillery  
   Resolution Honoring Gilbert Ynigues

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 September 6, 2005 and September 6, 2005

2. Request to File Late Claim - John Duran  
   Re: Rejecting a Leave to Present a Late Claim for claim originally filed on April 12, 2005 for incident that occurred in January, 2004 and which was to have been filed by July, 2005.
3. Budget Adjustment
   Re: Authorizing staff to accept $2,000 grant from Wal-Mart Foundation to be used for the purchase of fire prevention materials, and authorizing budget adjustment in the Fire Department’s budget to account for funds.

4. Authorization to Advertise for Bids - Heritage Center Tot Playground
   Re: Approving estimated costs and project, and authorizing staff to advertise for bids for the installation of playground equipment, landscaping and irrigation, and related accouterments at an estimated probable cost of $77,962.07, to be funded by grant funds.

5. Award of Contract - Well No. 29 Project
   Re: Awarding the contract to Zim Industries, Inc. of Fresno in the amount of $358,275 for the first phase of project located on the north side of Henderson Ave. between Porter Slough and Westwood St.

6. Sale of Property Located at the Southeast Corner of Main Street and Thurman Avenue
   Re: Approving the sale of a 8,800 ± sq. ft. parcel of real property to the Redevelopment Agency in the amount of $110,000.

7. Status Report -- Curbside Recycle Selection Committee
   Re: Update by Selection Committee Member on status of selection process.

8. Agreement with Burton School District
   Re: Approving Agreement for the provision of special services for a student with a rare condition requiring special assistance in the City After-School Program.

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

PUBLIC HEARINGS
9. Sewer User Surcharge Fees for Industrial Dischargers
   Re: Considering adopting new sewer user surcharge rates for industrial dischargers.

10. Conditional Use Permit 6-2005 - 102 Feet High Communications Tower (James Strachan)
    Re: Considering C.U.P. to allow construction of communications tower and accessories on lease site located at 630 North Sunnyside Avenue.

11. Conditional Use Permit 7-2005 - 100 Fee High Communications Tower (Ridge Communications)
    Re: Considering C.U.P. to allow construction of communications tower and accessories on leased site located on Newcomb Street between Henderson Avenue and Morton Avenue.

12. Conditional Use Permit 8-2005 (Mary McClure)
    Re: Considering C.U.P. to allow construction of a 17-unit apartment complex (7 duplexes and 1 triplex) on a 62,876± sq. ft. vacant lot located on the east side of North Jaye Street, approximately 400 feet north of Henderson Avenue.
SECOND READINGS

13. Ordinance 1672, Zone Change 5-2005 (Annexation 455)
Re: Adopting the Ordinance changing the existing County AE-20, R-1, R-1-217, R-2 and C-1-SR Zones to City R-1, R-2, and OA for the 2 areas located south of North Grand Avenue, generally west of Prospect Street.

14. Ordinance 1673, Zone Change 6-2005 (Annexation 456)
Re: Adopting the Ordinance changing the existing County R-1, R-1-217, R-2, P-1, and C-2 to City R-1, R-2, C-3(D) and OA for the 3 areas located south of Olive Avenue and west of Jaye Street.

15. Ordinance 1682, Neglect of Real Property
Re: Adopting the Ordinance adding Section 18-16 to Chapter 18, Offenses-Miscellaneous, of the Porterville Municipal Code concerning neglect of real property.

SCHEDULED MATTERS

16. Request for a One (1) Year Extension of Time for a Temporary Use Permit for Remote Control Car Track
Re: Approving a one-year extension to allow operation of a remote control car track at the site located on the south side of Henderson Avenue, east of Fourth Street.

17. Consideration of Retaining a Consultant to Assist with State and Local Government Affairs
Re: Considering preparation and distribution of a Request for Qualifications or a Request for Proposal for Legislative Consulting Services.

18. Golf Course Management
Re: Considering course of action for golf course, including continued operation of the course, retaining Enterprise Fund, recruitment of Golf Pro, and direction for seasonal rates and qualifications for annual passes to be considered during the next golf fee analysis.

19. Adoption of Resolution Expressing Concern on River Flow and Release Issues
Re: Considering resolution express concern on river flow and release issues raised by a recent U.S. District Court ruling.

20. Cancellation of January 3, 2006 City Council Meeting
Re: Considering cancellation of the first regular meeting in January 2006.

21. Assemblymember Maze Request for Legislative Remedies Necessary for the City of Porterville
Re: Informational item to be further discussed at November 15, 2005 City Council Meeting.

22. Consideration of Two Hour Parking Along Thurman Avenue
Re: Consideration of placing two-hour parking time limit along Thurman Avenue between Main Street and Second Street.

23. Authorization to Prepare and Execute Documents Related to the Refunding of Certificates of Participation
Re: Authorizing preparation and execution of documents to facilitate the refinancing of 1998 Street Improvement Certificates of Participation.
Adjourn to a Meeting of the Porterville Redevelopment Agency.

PORTERVILLE REDEVELOPMENT AGENCY AGENDA
November 1, 2005

Roll Call

WRITTEN COMMUNICATIONS

ORAL COMMUNICATIONS

PUBLIC HEARING
PRA-1. Sale of Property Located in Project Area #1
Re: Approving the sale of 8,800± sq. ft parcel of real property located at the southeast corner of Main Street and Thurman Avenue to Ennis Commercial Properties for $110,000, with development conditions.

Adjourn the Redevelopment Agency Meeting to a Meeting of the Porterville Public Financing Authority

PORTERVILLE PUBLIC FINANCING AUTHORITY AGENDA
November 1, 2005

Roll Call: Public Financing Authority Members

WRITTEN COMMUNICATIONS

ORAL COMMUNICATIONS

SCHEDULED MATTER
PFA-1 Authorization to Prepare and Execute Documents Related to the Refunding of Certificates of Participation
Re: Authorizing the preparation and execution of documents necessary to facilitate the refinancing of the 1998 Street Improvement Certificates of Participation.

Adjourn to a Meeting of the Porterville City Council.

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 November 15, 2005

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.