CITY COUNCIL AGENDA
PORTERVILLE, CALIFORNIA
DECEMBER 6, 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 54956.8 - Conference with Real Property Negotiators/Property:
      APNs 302-11-020, 059 and 073. Agency Negotiator: John Longley. Negotiating Parties: City
   2 - Government Code Section 54956.9(b) - Conference with Legal Counsel - Anticipated
      Litigation: One Case.
   3 - Government Code Section 54956.9(a) - Conference with Legal Counsel - Existing Litigation:
      Porterville Citizens for Responsible Hillside Development v. City of Porterville.
   4 - Government Code Section 54957.6 - Conference with Labor Negotiator. Agency Negotiator:
      Frank Guyton. Employee Organizations: Porterville City Employees Association, Porterville
      Firefighters Association, Management and Confidential Series.

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

Pledge of Allegiance Led by Council Member Stadtherr
Invocation

PRESENTATIONS
   Employee of the Month - Linda Clark
   Kent Delperdang, representing WalMart

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 for October 18, 2005 and November 22, 2005

2. Budget Adjustment - Fire Department
   Re: Authorizing staff to accept donation, in an amount to be revealed at the meeting, from
   WalMart to the Fire Department for the purchase of rescue equipment, and to make the necessary
   budget adjustments to reflect the donation.
3. Acceptance of Improvements - Williams Ranch, Phase One (Brian Ennis - Ennis Homes)  
Re: Accepting public improvements made by Ennis Homes for development located south of Westfield Avenue, east of Westwood Street, for maintenance by the City.

Re: Approving intent to vacate easements dedicated to the City as shown on “The Ford Estates, Unit No. 1" Final Map, filed in Book 37 of Maps, at page 99 in the Office of the Tulare County Recorder, and setting January 17, 2006, or as soon thereafter for the public hearing.

5. Amalene Estates Tentative Subdivision Map - Extension of Time  
Re: Approving a two-year extension of time for the tentative map to divide a 19.7 acre site into a 62 lot single-family residential subdivision, generally located on the southwest corner of Olive Avenue and Westwood Street.

6. Airport Lease Lot 12  
Re: Approving option to extend the lease with Mr. Harry R. Dellicker for a term of twenty years for Lot 12 at the Porterville Municipal Airport.

7. Airport Lease Lot 33  
Re: Approving option to extend the lease with Dr. Creager for a term of twenty years for Lot 33 at the Porterville Municipal Airport.

8. Airport Lease - Restaurant  
Re: Approving the assignment of the lease agreement between the City and Mr. Michel Adams to Mr. Richard A. Chilcutt, to be effective December 1, 2005, or close of escrow, whichever is later.

9. City of Porterville Trolley  
Re: Approving Charter Service Policy for the trolley, establishing trolley fare at $.50 per ride, effective December 1, 2005, and establishing guidelines for trolley’s usage within the fleet.

10. Implementation Actions for Measure H: Measure H Sales Tax Ordinance and Board of Equalization Agreements  
Re: Accepting official results of election from County; reaffirming Ordinance 1684 for one-half cent sales tax; approving agreements with State Board of Equalization; authorizing expenses charged by the State for implementation and administration of Measure H; and directing staff to return to Council with detailed plan by February 7, 2006 for the promotion and selection of the Citizens’ Oversight Committee, to be accomplished by May 1, 2006.

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

11. Cost Allocation Plan and User Fee Study
   Re: Opening the public hearing on the Plan and Fee Study and continuing the item to January 17,
   2006.

12. Consideration of Recreation Fee Adjustments
   Re: Considering fee adjustments for the Golf Course, to be effective February 1, 2006, and the
   Sports Complex parking fees, to be effective January 7, 2006; obtaining direction as to other
   recreational program fee adjustments; and establishing benchmarks for cost recovery by which
   fees should be developed.

13. This Item is being considered as a part of Item No. 11.

   Communications Towers
   Re: Considering interim urgency ordinance restricting construction of communications towers
   within a 300 foot radius of residentially zoned areas, until such time as a permanent ordinance can
   be drafted.

15. Airport Water Inter-tie and Well System Improvements Project
   Re: Approving Mitigated Negative Declaration for project consisting of the placement of 33,920
   linear feet of 12 inch water main and 1,310 linear feet of 16 inch water main along route
   surrounding Porterville Municipal Airport to tie in with existing City infrastructure.

16. Reaffirmation of the Disadvantaged Business Enterprise Program (DBE)
   Re: Reaffirming the DBE, and directing staff to submit the program to Caltrans for approval.

SCHEDULED MATTERS

17. Report about Audit of Farm Operation
   Re: Scheduling a Study Session for 5:00 p.m. on December 20, 2005 to discuss with the City
   Auditor his review of the financial accounts regarding the Farm Operation.

18. Consideration of a Revised Property Tax Revenue Sharing Agreement
   Re: Adoption of resolutions approving methodology for property tax sharing for County Island
   Annexations and Contiguous Area Annexations between the City and the County of Tulare.

19. Authorization to Discuss "Ownership" of the Indiana Street and Scranton Avenue Project with
   Tulare County
   Re: Authorizing staff to meet with Tulare County Public Works Department to determine whether
   the City can take over all aspects of the Indiana/Scranton Project.

20. Hillside Development Ordinance Update Status Report
   Re: Considerations of options to proceed with the hiring of the consulting firm of TRG Land, Inc.
   to draft a permanent Hillside Development Ordinance at the approximate cost of $122,000.
21. Consideration of Draft Ordinance Repealing City Code Section 19-5, Ex-Officio Members on the Parks and Leisure Services Commission
Re: Considering eliminating ex-officio membership on Parks & Leisure Services Commission.

22. Consideration of Proposed Legislative Programs for the City of Porterville
Re: Considering legislative priorities for the Porterville Area to be set forth in letter to Assemblyman Bill Maze.

23. Consideration of Flag Lowering Policy
Re: Consideration of City policy regarding the lowering of the United States Flag to recognize the death of a community member.

24. Report on Implementation of License Agreement for Operation of Senior Citizen Programs at the Santa Fe Depot
Re: Update on the implementation of the agreement between the Porterville Senior Council and the Kings/Tulare Area Agency on Aging related to the operations of senior programs at Santa Fe Depot.

**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 December 20, 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 Chief 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.