CITY COUNCIL AGENDA
PORTERVILLE, CALIFORNIA
JANUARY 17, 2006 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 54956.9(a) - Conference with Legal Counsel - Existing Litigation: Porterville Citizens for Responsible Hillside Development v. City of Porterville.
   3 - Government Code Section 54956.9(b) - Conference with Legal Counsel - Anticipated Litigation: One Case.
   4 - Government Code Section 54956.9(c) - 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 Mayor Pro Tem Cameron Hamilton
Invocation

PRESENTATION
   Employee of the Month - Donnie Moore
   City Manager’s Feature Projects

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 November 15, 2005 and December 6, 2005

2. Budget Adjustments for the 2005-2006 Fiscal Year
   Re: Approving budget adjustments including increasing the appropriations in the General Fund as follows: $25,000 to allow for completion of Pay and Classification Plan; $20,000 to allow for completion of City-wide rate/fee study; $27,657 to allow completion of island annexation process; and $249,746 to allow for completion of the General Plan Update.
3. Authorization to Advertise for Bids - Indiana Street Reconstruction Project, Putnam to Olive Avenue
Re: Approving Plans and Project Manual for Project for reconstruction of Indiana Street to arterial standards and connection from Morton Avenue to Olive Avenue, with an Engineer’s Estimate of $1,261,976.10.

4. Program Supplement to the Local Agency-State Master Agreement - Traffic Signal #7 (Villa Street and Putnam Avenue)
Re: Approving Supplement to Local-State Master Agreement No. 06-5122 submitted by the Department of Transportation for traffic signal synchronization of Newcomb St., Putnam Ave., and Westwood St., and for newly installed signal at Villa St. and Putnam Ave.

5. Request for a Stay of Expiration of Tentative Map
Re: Approving a stay of expiration of map for Contour Development, Inc. for Canyon Springs Estates Subdivision, during the period of time that Tulare County Superior Court Case No. 05-216428, *Porterville Citizens for Responsible Hillside Development v. City of Porterville et al.*, is pending.

6. Declare Community Center Property Surplus and Initiate Process to Dispose of Real Property
Re: Declaring real property at 466 East Putnam Avenue as surplus and authorizing staff to initiate statutory process to dispose of property.

7. Authorize Lease Agreement with Nathan Wobrock for a Portion of Zalud Park
Re: Approving the lease of an approximate 3,000 sq. ft. portion of Zalud Park, located in the undeveloped area at the southern boundary adjacent to Hoops Preschool, in the amount of $900 per year for a 15 year term.

8. Consideration of a Policy for Flag Lowering to Half-Staff at City Facilities
Re: Approving a flag lowering policy of the U.S. Flag, to coincide with U.S. Flag Code, and establishing a flag lowering policy for the City Flag.

Re: Approving a resolution of support for program concept proposed by Tulare County Probation Department.

10. Status Report on Implementation Actions for Measure H
Re: Informational report on the status of tasks necessary to implement the sales tax, which is to become effective on April 1, 2006.

11. June 6, 2006 City of Porterville General Municipal Election: Election Precepts and Call for Election
Re: Setting election precepts including but not limited to decisions regarding candidate statements and the use of County Services for election.

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

**PUBLIC HEARINGS**

12. Conditional Use Permit 11-2005 to Allow for the Off-Sale of Beer and Wine and Letter of Public Convenience or Necessity for the Target Department Store Located at 1363 West Henderson Avenue
Re: Considering CUP to allow for the off-sale of beer and wine at Target Department Store.
13. Conditional Use Permit 12-2005 - Proposed Sale of Alcoholic Beverages Under an On-Sale License for a Proposed Restaurant to be Located at 73 North Main Street (Formerly Scheer’s)
Re: Considering CUP to allow the sale of beer, wine and distilled spirits under an on-sale license in conjunction with the serving of meals for a proposed restaurant to be located at 73 North Main Street.

14. Conditional Use Permit 13-2005 - Two Off-Site Directional Real Estate Signs (Marketshare, Inc.)
Re: Considering CUP to allow for the installation of two temporary off-site directional real estate signs advertising a single-family residential subdivision for Claremont Terrace, generally located south of Castle Avenue and west of Salisbury Street.

15. Cost Allocation Plan and User Fee Study, Including All Other Fees
Re: Continuing the public hearing until the meeting of February 7, 2006.

16. Carter Property Williamson Act Cancellation
Re: Approving Negative Declaration for the Cancellation of Williamson Act Contract No. 10699 pertaining to the site located west of Hillcrest Street and north and south of Morton Avenue, identified as APNs 254-010-014, 254-010-049, 254-030-017, 254-030-018, 254-030-019, and 254-030-020.

17. Zone Change 11-2005 (Pre-Zoning) and Annexation 454 (Waste Discharge Requirement 05-01-103)
Re: Authorizing initiation of preliminary annexation proceedings and Zone Change, from County AE-20 to City OA Zone, for nine parcels totaling approximately 704 acres located south and west of the Porterville Municipal Airport.

18. Zalud House Garden Rental Fees
Re: Considering rental fee adjustment for Zalud House Garden to be effective March 1, 2006.

19. An Extension of an Interim Urgency Ordinance Prohibiting Construction, Operation and Maintenance of Wireless Communications Towers
Re: Extending the Interim Urgency Ordinance prohibiting the use of residentially-zoned land and land within 1,200 feet of residentially-zoned land for the construction, operation, and maintenance of communications towers.

20. Zone Variance 3-2005, Tentative Parcel Map 6-2005 (James Shelton)
Re: Considering variance to allow for a reduction of required 60 foot minimum lot width for 2 parcels of 4 proposed parcels, and approving the Tentative Parcel Map for the site located generally south of Mulberry Avenue between Second Street and Williford Drive in the R-1 Zone.

21. Vacate a Portion of Willow Avenue and an Irrigation Easement Related to the Development of Long’s Drug Store on Hockett Street (Smith’s Enterprises)
Re: Approving vacation of portion of Willow Avenue—between D Street and the mid-block alley between D Street and Hockett Street—and the irrigation easement generally located in the same location.

Re: Approving vacation of easements for access and maintenance of underground utilities, slopes and pavement shown on the “The Ford Estates, Unit 1” Final Map, for subdivision generally located north of Roby Avenue and west of Westwood Street.
SECOND READINGS
23. Ordinance 1686, Amending Chapter 19, Concerning Parks and Leisure Services Commission Ex-Officio Members

SCHEDULED MATTERS
24. Options for Homeless Assistance
   Re: Discussion of options available for programs to address homelessness.

25. Transit Agreement with Sierra Management
   Re: Approving extension of the current Transit Agreement with Sierra Management for a 4-year term, commencing July 1, 2006 through June 30, 2010, including a 2-year option to renew.

26. Acceptance of Final Subdivision Map - Amalene Estates, Phase One(Bechara Construction, Inc.)
   Re: Approving Final Map of Amalene Estates, Phase One Subdivision, generally located north of Roby Avenue and west of Westwood Street, accepting all offers of dedications and vacations, and authorizing City Clerk to file said map with the County Recorder.

27. Hillside Development Ordinance Status Report
   Re: Informational report on status of development of Hillside Development Ordinance.

28. Summary of Walkable Communities Public Information Meeting
   Re: Informational report on Walkable Communities Workshop held on November 17, 2005.

29. Authorization to Advertise for Bids – Traffic Signal No. 8 and Follow-up Commentary on Roundabouts
   Re: Approving Plans and Project Manual for traffic signal at intersection of Mulberry Avenue and Plano Street, and accepting cost update on roundabout option.

30. Interim Financial Status Report and Grant Status Summary
   Re: Accepting quarterly reports for the 2nd Fiscal Quarter ended December 31, 2005.

31. Quarterly Portfolio Report
   Re: Accepting quarterly report for the 2nd Fiscal Quarter ended December 31, 2005, in accordance with SB 564 and SB 866.

32. Consideration of an Alternative Methodology for the Selection of the Mayor
   Re: Considering concept for Charter amendment to grant Mayoral status for a one-year term to candidate in receipt of majority of electors’ votes, after which the recipient of the second highest number of votes would assume the chair, with the Council retaining the authority to select the Mayor Pro Tempore.

Adjourn to a Meeting of the Porterville Redevelopment Agency.

PORTERVILLE REDEVELOPMENT AGENCY AGENDA

Roll Call: Redevelopment Agency
**WRITTEN COMMUNICATIONS**

**ORAL COMMUNICATIONS**

**CLOSED SESSION**


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 February 7, 2006

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.