Call to Order at 6:00 p.m.
Roll Call: Council Member Irish, Council Member West, Mayor Pro Tem Hamilton, Council Member Stadtherr, Mayor Martinez

ORAL COMMUNICATIONS
None

CLOSED SESSION:
A. Closed Session Pursuant to:

7:00 P.M. RECONVENE OPEN SESSION
REPORT ON ANY ACTION TAKEN IN CLOSED SESSION
City Attorney Julia Lew reported that no action had been taken.

Pledge of Allegiance Led by Mayor Pro Tem Cameron Hamilton
Invocation - one individual participated

PROCLAMATIONS
“Public Schools’ Month”
“Senior Citizen Day”

PRESENTATION
Employee of the Month - Maria Medina

ORAL COMMUNICATIONS
• Joe Reynoso, 27155 Highway 190, voiced opposition to a citation he received for honking his horn in support of the March 31st student demonstration, and spoke at length regarding liberty.
• Virgil Ebeling, 2300 West Morton Avenue, Space #1, spoke against the City’s recycling program.

At Council Member Stadtherr’s request, staff informed everyone of the $10,000 per day fine which would be imposed against the City if diversion rates were not increased.

CONSENT CALENDAR
Item Nos. 1 and 8 were removed for the Mayor’s abstention.

2.  APPROVAL OF PAYMENT - TULARE COUNTY AUDITOR/CONTROLLER
Recommendation: That the City Council authorize the payment of the invoice in the amount of $17,733.61 to the Tulare County Registrar of Voters.
3. NEGOTIATED PURCHASE - CRISIS RESPONSE TELEPHONE

Recommendation: That the City Council authorize staff to begin negotiations with Rescue Phone, Inc. of Crofton, Maryland, for the purchase of a crisis response telephone and related equipment for the Police Department’s critical response team. Further, that the Council authorize payment upon satisfactory delivery of the item.

Documentation: M.O. 02-040406
Disposition: Approved.

4. AWARD CONTRACT FOR LEAD BASE PAINT SERVICES FOR HOUSING REHABILITATION LOAN PROGRAM

Recommendation: That the City Council:
1. Approve the award of contract for lead base paint services to LeMon Enterprises; and
2. Authorize the Mayor to sign the Service Agreement on behalf of the City.

Documentation: M.O. 03-040406
Disposition: Approved.

5. REVISED CONSOLIDATED WASTE MANAGEMENT AUTHORITY (CWMA) AGREEMENT

Recommendation: That the City Council authorize the Mayor to sign the Agreement with the Consolidated Waste Management Authority.

Documentation: M.O. 04-040406
Disposition: Approved.

6. REIMBURSEMENT FOR THE CONSTRUCTION OF MULTIPLE MASTER PLAN FACILITIES - ORCHARD RIDGE SUBDIVISION

Recommendation: That the City Council:
1. Approve the reimbursement to Centex Homes, Inc. per § 19A-11, § 19A-12, § 25-45.1, and § 25-32.3 of the City of Porterville Municipal Code;
2. Accept the Grant Deed for the Storm Drain Reservoir Property; and
3. Authorize the City Clerk to record the Grant Deed with the Tulare County Recorder.

Documentation: M.O. 05-040406; Resolution 48-2006
Disposition: Approved.
7. SET PUBLIC HEARING FOR REFUSE RATE INCREASE FOR CURBSIDE RECYCLABLES COLLECTION

Recommendation: That the City Council set a Public Hearing for June 6, 2006 to consider comments on the draft resolution setting new residential refuse service rates to include curbside recyclable collection at an additional $.90 per account.

Documentation: M.O. 06-040406
Disposition: Approved.

9. APPROVAL FOR COMMUNITY CIVIC EVENT - PORTERVILLE UNIFIED SCHOOL DISTRICT, PORTERVILLE CELEBRATES READING, APRIL 22, 2006

Recommendation: That the City Council:
1. Approve the Community Civic Event Application and Agreement from the Porterville Unified School District, subject to the Restrictions and Requirements contained in the Application, Agreement and Exhibit A, without closing Olive Avenue; and
2. Approve the use of the parking lot on the south side of Olive Avenue and the bare ground south of that parking lot for this event, with sponsor-controlled pedestrian crossing.

Documentation: M.O. 07-040406
Disposition: Approved.

10. SETTING OF A PUBLIC HEARING FOR ESTABLISHING LIGHTING AND LANDSCAPE MAINTENANCE DISTRICTS AND TAX ASSESSMENTS FOR PARCELS WITHIN: SIERRA MEADOWS, PHASE ONE SUBDIVISION; WILLIAMS RANCH, PHASES TWO AND THREE SUBDIVISION; SUNRISE VILLA, PHASE ONE SUBDIVISION; NEW EXPRESSIONS, PHASE FOUR SUBDIVISION; MEADOW BREEZE, PHASE ONE SUBDIVISION; MEADOW BREEZE, PHASE TWO SUBDIVISION; AMALENE ESTATES SUBDIVISION; AND RIVERVIEW ESTATES, PHASE FOUR SUBDIVISION.

Recommendation: That the City Council adopt the Resolution Declaring Intent to Form Districts, Levy and Collect Assessments, and Setting a Public Hearing for April 18, 2006.

Documentation: Resolution 49-2006
Disposition: Approved.

11. FEDERAL AVIATION ADMINISTRATION M.O.A.

Recommendation: That the City Council authorize the Mayor to sign the Memorandum of Agreement No. DTFAWP-07-L-00025.

Documentation: M.O. 08-040406
Disposition: Approved.
COUNCIL ACTION: MOVED by Mayor Pro Tem Hamilton, SECONDED by Council Member Stadtherr that the Council approve Item Nos. 2 through 7, and 9 through 11. The motion carried unanimously.

1. CITY COUNCIL MINUTES OF FEBRUARY 28, 2006 AND MARCH 14, 2006

Recommendation: That the City Council approve the City Council Minutes of February 28, 2006 and March 14, 2006.

COUNCIL ACTION: MOVED by Mayor Pro Tem Hamilton, SECONDED by Council Member Stadtherr that the Council approve the City Council Minutes of February 28, 2006. The motion carried unanimously.

COUNCIL ACTION: MOVED by Mayor Pro Tem Hamilton, SECONDED by Council Member Stadtherr that the Council approve the City Council Minutes of March 14, 2006.

M.O. 10-040406

AYES: Irish, West, Hamilton, Stadtherr
NOES: None
ABSTAIN: Martinez
ABSENT: None

Disposition: Approved.

8. APPROVAL FOR COMMUNITY CIVIC EVENT - COMISION HONORIFICA MEXICANA-AMERICANA, INC. CINCO DE MAYO FESTIVITIES MAY 5, 2006 TO MAY 7, 2006

Recommendation: That the City Council:

1. Approve the Community Civic Event Application and Agreement from the Comision Honorifica Mexicana-Americana, Inc. subject to the restrictions contained in the Application, Agreement, and Exhibit A; and

2. Authorize the Chief of Police, or his designee, to close Olive Avenue between “A” Street and Plano Street, if warranted to address public safety concerns.

COUNCIL ACTION: MOVED by Mayor Pro Tem Hamilton, SECONDED by Council Member Stadtherr that the Council approve the Community Civic Event Application and Agreement from the Comision Honorifica Mexicana-Americana, Inc., as recommended, and authorize the Chief of Police, or his designee, to close Olive Avenue between “A” Street and Plano Street, if warranted to address public safety concerns.

M.O. 11-040406

AYES: Irish, West, Hamilton, Stadtherr
NOES: None
ABSTAIN: Martinez
ABSENT: None
Disposition: Approved.

**SCHEDULED MATTERS**

12. VOTING DISPLAY PANEL

Recommendation: That the City Council direct staff to continue the review process and purchase the Fleetwood Response System, if in the opinion of staff, it will meet the Council’s needs.

City Manager John Longley presented the item, and Deputy City Manager Frank Guyton presented the staff report.

**COUNCIL ACTION:** MOVED by Mayor Pro Tem Hamilton, SECONDED by Council Member West that the Council direct staff to continue the review process and purchase the Fleetwood Response System, if in the opinion of staff, the system will meet the Council’s needs. The motion carried unanimously.

Mr. Longley indicated that the City would retain the older system until such time as staff was satisfied with the performance of the new system.

Disposition: Approved.

13. SELECTION AND APPOINTMENT OF CONSOLIDATED WASTE MANAGEMENT AUTHORITY ALTERNATE

Recommendation: That the City Council appoint a member of the City Council to serve as the City’s alternate representative to the Consolidated Waste Management Authority.

City Manager John Longley presented the item and the staff report.

Mayor Martinez commented that he was receptive to serving as the City’s alternate representative to the Authority.

Council Member Stadtherr confirmed that he would give Mayor Martinez ample notice of meetings that the Mayor would need to attend.

**COUNCIL ACTION:** MOVED by Mayor Pro Tem Hamilton, SECONDED by Council Member Irish that the Council appoint Mayor Martinez to serve as the City’s alternate representative to the Consolidated Waste Management Authority. The motion carried unanimously.

Disposition: Approved.

14. DISPOSITION OF COUNCIL MEETINGS OF JUNE 26 AND JULY 4, 2006

Recommendation: That the City Council set the date of the Council Reorganization Meeting for either June 27th or July 3rd, and set an alternative date for the July 4th Meeting.
City Manager John Longley presented the item and the staff report.

COUNCIL ACTION: MOVED by Council Member Stadtherr, SECONDED by Council Member West that the Council set the date of the Council Reorganization Meeting for June 27, 2006, and set the alternative date for the July 4 regular meeting for July 5, 2006. The motion carried unanimously.

Disposition: Approved.

15. CONSIDERATION OF STATE LEGISLATIVE PROGRAMS FOR THE CITY OF PORTERVILLE

Recommendation: That the City Council approve the draft letter and direct the City Manager to transmit said letter to State Assemblyman Bill Maze and State Senator Roy Ashburn prior to Legislative Action Days.

City Manager John Longley presented the item and the staff report.

A discussion ensued as to whether priorities would be identified, during which Mr. Longley clarified that priorities would not be designated, however the importance of each item might be inferred by the particular placement in the letter.

Mayor Pro Tem Hamilton spoke in favor of each Council Member taking a few items for which to lobby for support while in Sacramento.

COUNCIL ACTION: MOVED by Mayor Pro Tem Hamilton, SECONDED by Council Member West that the Council approve the draft letter and direct the City Manager to transmit said letter to State Assemblyman Bill Maze and State Senator Roy Ashburn prior to Legislative Action Days. The motion carried unanimously.

Disposition: Approved.

ORAL COMMUNICATIONS
• Joe Reynoso, address on record, reiterated his concerns raised earlier in the evening.

OTHER MATTERS
• Council Member Irish noted:
  1) The recent accumulation of sea trains throughout Porterville and inquired as to the status of the ordinance regulating usage. Community Development Director Brad Dunlap indicated that work on the ordinance had stalled due to other priorities.
  2) The increased regular use of the Walmart parking lot along Prospect Street, north of Taco Bell, for sales activities. Mr. Dunlap indicated that staff would speak with the Walmart Manager, and City Manager John Longley indicated that code enforcement would be initiated.
• Mayor Pro Tem Hamilton welcomed John Lollis, the recently hired Administrative Services Manager. Mr. Lollis came forward and thanked the Council.
• Mayor Martinez spoke of several issues:
  1) He informed everyone of his recent attendance at the Mayors’ Conference in Los Angeles, spoke of meeting Attorney General Alberto Gonzales, and of new measures taken by cities to combat gangs. He proposed the City consider these measures, specifically a daytime curfew and truancy ordinance. He indicated that information would be forthcoming;
  2) He noted the increasing number of recycling centers in parking lots and requested that standards be brought forth for Council consideration; and
  3) Complimented the Police Department on the professionalism the officers exhibited during the student demonstration the previous week.
• Council Member Stadtherr also voiced appreciation for the actions of the Police Officers, with the exception of issuing citations for horn honking during the demonstration.
• Council Member West also thanked the Police Officers for their professionalism.

ADJOURNMENT
The Council adjourned at 7:41 p.m. to the meeting of April 18, 2006

__________________________________________
Patrice Hildreth, Deputy City Clerk

ATTEST:

__________________________________________
Pedro R. Martinez, Mayor