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 - Existing Litigation: Porterville Citizens for Responsible Hillside Development v. City of Porterville.
   2- Government Code Section 54956.9(a) - Conference with Legal Counsel - Existing Litigation: City of Porterville v. County of Tulare
   3- Government Code Section 54956.9(c) - Conference with Legal Counsel - Anticipated Litigation: One Case.
   7- Government Code Sec. 54957 - Public Employee Performance Evaluation - Title: City Attorney.

7:00 P.M. RECONVENE OPEN SESSION

REPORT ON ANY ACTION TAKEN IN CLOSED SESSION

Pledge of Allegiance Led by Renato Garza
Invocation

PROCLAMATIONS
   “Teresa de la Rosa Day”- June 6, 2006
   “Dakota Smith Day” - June 6, 2006

PRESENTATIONS
   Employee of the Month - Carl Jordan
   Plaque for Sgt. Major Jason Hillman
   Renato Garza - Certificate of Recognition
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. Claim - County of Tulare
Re: Consideration of rejecting a claim exceeding $10,000 in Superior Court for alleged failure to design, construct, maintain, inspect, repair and clean North Main Street, south of Westfield Avenue, thereby resulting in the accident and subsequent death of an on-duty Deputy Sheriff.

2. Claim - Joseph Wittman
Re: Consideration of rejecting a claim for $299 for damages to residence allegedly caused by Porterville Police Officers upon entering claimant’s residence and taking a suspect into custody.

3. Repairs to Transit Vehicle
Re: Accepting insurance claim payment of $1,917.36 to cover damages above the City’s $5,000 deductible, authorizing total payment of $6,917.36 for necessary repairs, and directing staff to pursue collection of repair costs from “at fault” party.

4. Negotiated Purchase - Chlorine Generation Equipment
Re: Authorizing purchase of equipment for City Well #3 at Willow Avenue and E Street, City Well #15 at 251 W. Morton Avenue, and City Well #16 at 1495 W. Henderson Avenue for an amount of $85,014.75.

5. Authorization to Advertise for Bids - Indiana Street Reconstruction Project, Putnam Avenue to Olive Avenue
Re: Approving Plans and Project Manual for reconstruction of Indiana Street to arterial standards, and authorizing staff to advertise for bids.

6. Authorization to Negotiate a Contract - Consulting Services for Various CMAQ Projects
Re: Authorizing the Mayor to execute a $10,000 service agreement with Adrianus Resources of Las Vegas, Nevada for the purpose of writing two grant proposals for matching funds relative to recent CMAQ grant projects.

7. Authorization to Design a Sewer Main East of River Avenue and “G” Street Intersection
Re: Authorizing staff to design a sewer main extension west of the intersection of River Avenue and G Street; authorizing the City Engineer to record the easements in accordance with Resolution 1590.
8. Authorization to Award Environmental Services - Compliance Analysis  
Re: Authorizing Vector Environmental, Inc. to prepare Authority to Construct permit applications for two new IC engines, and modification of three existing IC engines, at the Wastewater Treatment Plant facility at a cost not to exceed $7,000.

9. Award Contract - Pneumatic Rubber Tire Roller  
Re: Awarding contract to Pape Machinery of Fowler, CA in the amount of $54,952.50.

10. Acceptance of the Skateboard Park Parking Lot  
Re: Accepting project by Blackstone Asphalt Construction, Inc. in the amount of $107,224.80.

11. Acceptance of Appraised Value of Right of Way for Property Located at APN # 261-280-003 - Poplar Irrigation Company, a Corporation - Plano Bridge Widening Project  
Re: Authorizing payment of $1,000 for 758 sf of right of way needed for this project.

12. Acceptance of Counter Offer for Right of Way Located at APN 261-094-008 – Rogelio N. and Joandrew Zeleny Ortiz – Date Avenue Reconstruction Project  
Re: Authorizing opening of escrow and payment of $36,070 for 1,620 sf of right of way needed for this project.

13. Authorization to Submit an Economic Development Administration Application for an Airport Land Use Feasibility Study  
Re: Submission of a request for an EDA grant in the amount of $150,000 to engage a consultant to undertake a land use feasibility study for property in and around the Porterville Municipal Airport

14. Program Supplement to the Local Agency-State Master Agreement - Purchase of Two Hybrid Vehicles  
Re: Purchasing two SULEV hybrid vehicles to replace existing vehicles.

15. Bicycle Lane Project Update  
Re: Review of BTA Grant and Remove II Grant Bicycle Route Designations and project status.

16. Affirm City of Porterville Policy for Land Acquisition for State and Federally Funded Projects  
Re: Adopting a policy affirming that right of way negotiations and acquisition procedures adhere to Caltrans procedures whenever a project involves State or Federal funds.

17. Approval of an Encroachment Agreement with First Missionary Baptist Church  
Re: Approving the encroachment on the Rails to Trails Project area, in conjunction with a parking lot at 165 E. Putnam, of 10.6’ and less in exchange for maintenance and weed abatement.

18. Authorize Event Co-Sponsorship and Loan of City Equipment for Optimist Club Camp Country Jamboree  
Re: City co-sponsorship of the Optimist Club’s Annual Children’s Cancer Camp at River Ridge Ranch from June 9 - 11, 2006, with a loan of game equipment and portable generators.
19. Amendment to Adopted Investment Policy  
Re: Amending the City’s Investment Policy to include the specific names of employees responsible for cash management and investment transactions.

20. Update on the Preliminary Proposal for Infrastructure and Operational Enhancements  
Re: Update on the proposed agreement with Johnson Controls.

21. Agreement with Sheltered Workshop for Graffiti Removal Services  
Re: Proposed fee increase for graffiti removal: Minimum Charge Fee from $18 to $21.25; Current per sf fee from 14¢ to 17¢; and Manual Application Fee of $30.

22. Transit Center Lease With Sierra Management  
Re: Renewal of lease at the Transit Center for 7-1-06 to 6-30-07 for $624/mth.

23. Resolution of Support for Highway 65, Porterville to Bakersfield  
Re: Approval of a resolution expressing the Council’s continued support for the widening of State Route 65, and urging the State Legislature’s funding of the project.

24. Resolution of Support for Proposition 1A  
Re: Approval of a resolution expressing the Council’s support for Proposition 1A which is a proposed State Constitutional Amendment for the November 7, 2006 Ballot designed to revise the Constitutional provisions of Proposition 42 by dedicating the use of sale tax revenues on gasoline to transportation.

24A. Authorization to Surplus Bat Boxes  
Re: Authorizing the surplus of 30 bat boxes under the City’s surplus property policy and procedures.

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

PUBLIC HEARINGS
25. Consideration of Solid Waste Service Fees  
Re: Proposed .90¢ refuse rate increase necessary due to the implementation of a curbside recycling collection.

26. Zone Change 4-2006 and Annexation 464 (Lime Street & Mulberry Avenue)  
Re: Annexing 215± acres generally south of Reid Avenue, north of Mulberry Avenue, east of Scenic Drive and west of Plano Street, and rezoning to R-1 Single Family Residential.

27. Alex Place Tentative Subdivision Map (Leonardo Navarrete)  
Re: Approving a tentative subdivision map located on the north side of West Pioneer Avenue between Newcomb an Salisbury Streets consisting of 3.56± acres.
SCHEDULED MATTERS

28. "D" Overlay Site Review 1-2006 (Cobblestone Court - Ennis)
   Re: Approval of four medical office buildings to be located at the southeast corner of Morton Avenue and Villa Street.

29. Resolution of Ambiguity - Project Review Committee Submittal Requirements
   Re: Request for clarification to “development plans/proposals would include floor plans and elevations, in addition to site plans, to provide a clearer representation of the proposed project when presented to the Project Review Committee.

30. Consider Service Agreement with KTU+A Planning and Landscape Architecture for Redesign of Ballfields Adjacent to the Heritage Center
   Re: Redesign of two ballfields, with lights, adjacent to the Heritage Center to allow for game play on both fields.

31. Debarment Procedures – City Public Works Contractors
   Re: Consideration of developing an ordinance setting forth grounds and procedures for contractor debarment.

32. Request to Consider Manufactured Housing as an Aspect of City Hillside Development
   Re: Clarification that the City can not differentiate between standards for manufactured housing and those for stick built housing.

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 June 20, 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.