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

ORAL COMMUNICATIONS
None

CLOSED SESSION:
A. Closed Session Pursuant to:
   1- Government Code Section 54956.9(c) - Conference with Legal Counsel - Anticipated Litigation: One Case.
   2- 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
The City Attorney reported that no action had been taken.

Pledge of Allegiance Led by Council Member McCracken
Invocation - a moment of silence was observed.

PRESENTATION
Employee of the Month - Debbie Salter

ORAL COMMUNICATIONS
• Greg Shelton, 888 N. Williford Drive, requested the opportunity to address the Council during the discussion on Item No. 10.
• Boyd K. Leavitt, 457 E. Oak Avenue, spoke of a problem of dog feces along the Tule River Parkway and requested that the City require dog walkers to pick up after their dogs and to consider the installation of baggie dispensers. Mr. Leavitt suggested that the Tule River Parkway Association might agree to keeping the proposed dispensers stocked.
• Lance Gobel, owner of the “old Porterville Hospital” invited everyone to a ribbon cutting ceremony to be held at 10:00 a.m. on Thursday, July 6, 2006 at the newly renovated building located at 263 N. 3rd Street.
• Kevin Pruitt, 1493 N. Plano Street, requested that he be allowed the opportunity to speak on Item 7. Mayor Hamilton clarified that the item was set for public hearing.
• Dot Broome, 863 S. Crystal Street, requested clarification as to the ribbon cutting ceremony previously mentioned. Mr. Gobel indicated that the location was now an office building.
• Shirley Gemmell, Heritage Realty, 368 N. Hockett Street, spoke on Item 11, and requested that the Council pursue a white background for the advertising portion of the banner.
CONSENT CALENDAR

Item No. 1 was removed for further discussion.

2. AUTHORIZATION TO DISPOSE OF SURPLUS VEHICLES

Recommendation: That the City Council authorize the surplus of the above equipment under the City’s surplus property policy and procedures.

Documentation: M.O. 01-070506
Disposition: Approved.

3. AWARD OF CONTRACT - PERCOLATION POND EXPANSION AND EFFLUENT PIPELINE EXTENSION PROJECT

Recommendation: That the City Council:
1. Award the Percolation Pond Expansion and Effluent Pipeline Extension Project to Nicholas Construction in the amount of $1,301,198;
2. Authorize progress payments up to 90% of the contract amount; and
3. Authorize a 10% contingency to cover unforeseen construction costs.

Documentation: M.O. 02-070506
Disposition: Approved.

4. ACCEPTANCE OF PROJECT - DEMOLITION PROJECT - TWO DATE AVENUE RESIDENTIAL UNITS

Recommendation: That the City Council:
1. Accept the project as complete;
2. Authorize the filing of the Notice of Completion; and
3. Authorize the release of the 10% retention thirty-five (35) days after recordation, provided no stop notices have been filed.

Documentation: M.O. 03-070506
Disposition: Approved.

5. JOINT FUNDING AGREEMENT WITH TULARE COUNTY FOR THUNDERBOLT PROBATION OFFICER

Recommendation: That the City Council:
1. Extend the current Agreement for joint funding of the Thunderbolt Probation Officer for the period of July 1, 2006 to June 30, 2007 in the amount of $30,708; and
2. Authorize the Mayor to execute the Agreement on behalf of the City of Porterville.

Documentation: M.O. 04-070506
Disposition: Approved.
6. CHARTER COMMUNICATIONS NON-DISCLOSURE AGREEMENT

Recommendation: That the City Council:
1. Approve the Non-Disclosure Agreement presented with the staff report; and
2. Authorize the Mayor to sign same.

Documentation: M.O. 05-070506
Disposition: Approved.

COUNCIL ACTION: MOVED by Council Member Stadtherr, SECONDED by Mayor Pro Tem Felipe Martinez that the City Council approve Item Nos. 2 through 6. The motion carried unanimously.


Council Member Pete Martinez noted that Council Member Irish had not been present during the Proclamation portion of the meeting, and requested that the June 6th Minutes be corrected to reflect that.

COUNCIL ACTION: MOVED by Council Member Martinez, SECONDED by Council Member Stadtherr that the Council approve Item No. 1, as amended.

AYES: P. Martinez, Stadtherr, Hamilton
NOES: None
ABSTAIN: McCracken, F. Martinez
ABSENT: None

Documentation: M.O. 06-070506
Disposition: Approved.

PUBLIC HEARINGS
7. ZONE CHANGE 4-2006 AND ANNEXATION 464 (LIME STREET & MULBERRY AVENUE)

Recommendation: That the City Council:
1. Adopt the draft resolution approving the Negative Declaration for Zone Change 4-2006 and Annexation 464;
2. Adopt the draft resolution authorizing initiation of preliminary proceedings and filing of the necessary application with LAFCo; and
3. Approve the draft ordinance approving Zone Change 4-2006, waive further reading, and order the ordinance to print.

Council Member Pete Martinez noted a conflict of interest, recused himself from the discussion, and left the Council Chambers.
City Attorney Nancy Jenner also recused herself and left the Council Chambers due to a conflict of interest.

City Manager John Longley presented the item, and Senior Planner Julie Boyle presented the staff report.

The public hearing re-opened at 7:19 p.m.

- Jim Winton, business address of 150 W. Morton Avenue, came forward on behalf of the applicant and spoke of comments made at the previous public hearing with regard to water/sewer lines currently in place. He indicated that he had misspoken, in that the water lines actually only ran to the railroad tracks and not all the way between Mulberry and Reid Avenue, as he previously stated. Mr. Winton then spoke in favor of approval, noting the proposed annexation and zone change were consistent with the City’s General Plan. He then addressed each of the issues previously raised by concerns citizens at the previous public hearing.

- Cecil Salas, a Madera resident and applicant, spoke of the hurdles he has had to overcome to date in the process, and requested that the Council make a decision either way that evening. He spoke in favor of the annexation and noted that the annexation should stand separately, rather than in conjunction with the proposed project.

- Kevin Puitt, 1493 North Plano Street, suggested that the Council split the annexation and the zone change vote. He spoke in favor of the annexation and against the zone change. Mr. Puitt objected to the density of the proposed project and suggested limiting the number of houses allowed on each acre. He then voiced concerns with the retention basin and with plans for future development of the area by the City.

- Paul Puitt, 1561 North Plano Street, voiced concerns with the density of the proposed project and spoke against the annexation, asserting that it would create more County islands. He then noted that some residents who were not in favor were out of town and therefore not present that evening. Mr. Puitt then suggested that some residents might sue the City.

- Kirsha Clark, 1501 North Lime Street, voiced concern that she, and some of her neighbors as well, had not been contacted regarding the June 12th meeting. She then voiced concern that perhaps other residents had not been noticed and spoke of a development on the other side of Reid that she indicated was already underway. It was stated that the area to which Ms. Clark referred was in the County.

The public hearing closed at 7:41 p.m.

Mayor Pro Tem Felipe Martinez commented that he had spoken to many residents in the subject area and that most were in favor of the annexation, yet many voiced the same concerns raised in the public hearing, specifically pertaining to density, environmental concerns, and traffic issues.

A discussion ensued as to the effects of the proposed annexation on the response time for fire protection, during which it was stated that no change in response times would occur.

Council Member Stadtherr spoke of the need to accommodate growth and voiced hesitation in being overly regulative on property owners.
Council Member McCracken commented that he had served on the previous General Plan Committee and that annexation should move forward based on the desired growth patterns for the City, and not based on the physical characteristics of a project. He then agreed with Council Member Stadtherr’s comments and voiced understanding with regard to the concerns raised by residents.

A discussion ensued next as to the development north of Reid of which Ms. Clark spoke during the public hearing. It was stated that the grove had been removed, but that no plans had been made to development housing.

Mayor Hamilton clarified that a project was not before the Council that evening, despite the focus of most of the commentary. He pointed out that the Council was deciding whether or not to annex the subject property, not to approve any development.

**COUNCIL ACTION:**

Resolution 87-2006

MOVED by Council Member Stadtherr, SECONDED by Mayor Pro Tem Felipe Martinez that the City Council adopt the draft resolution approving the Negative Declaration for Zone Change 4-2006 and Annexation 464.

AYES: McCracken, F. Martinez, Stadtherr, Hamilton

NOES: None

ABSTAIN: P. Martinez

ABSENT: None

Resolution 88-2006

MOVED by Council Member Stadtherr, SECONDED by Council Member McCracken that the Council adopt the draft resolution authorizing the initiation of preliminary proceedings and filing of the necessary application with LAFCo.

AYES: McCracken, F. Martinez, Stadtherr, Hamilton

NOES: None

ABSTAIN: P. Martinez

ABSENT: None

Council Member McCracken confirmed that the zone change was to R-1, which he clarified allowed a minimum density of 2 units per acre and a maximum density of 7 units per acre. He suggested that the average density was typically 4 to 4.8 units per acre. He then noted the change in housing trends towards larger units, and commented that this would also likely affect density.

Ordinance 1701

MOVED by Council Member Stadtherr, SECONDED by Council Member McCracken that the Council approve the draft ordinance approving 4-2006, waive further reading, and order the ordinance to print, being AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE APPROVING ZONE CHANGE 4-2006 (PRE-ZONING) CONSISTING OF 215± ACRES AND ANNEXATION 464 IN NORTHERN PORTERVILLE, GENERALLY SOUTH OF REID AVENUE, NORTH OF MULBERRY AVENUE, EAST OF SCENIC DRIVE, AND WEST OF PLANO STREET.
AYES: McCracken, F. Martinez, Stadtherr, Hamilton
NOES: None
ABSTAIN: P. Martinez
ABSENT: None

Disposition: Approved.

SECOND READING

8. ORDINANCE NO. 1700, REGULATING WIRELESS COMMUNICATIONS TOWERS

Recommendation: That the City Council give Second Reading to Ordinance No. 1700, waive further reading, and adopt said ordinance.

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

COUNCIL ACTION: MOVED by Council Member Martinez, SECONDED by Mayor Pro Tem Felipe Martinez that the City Council give Second Reading to Ordinance No. 1700, waive further reading, and adopt said ordinance, being AN Ordinance 1700 ORDI NANCE OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE APPROVING ORDINANCE TO REGULATE CONSTRUCTION, OPERATION AND MAINTENANCE OF WIRELESS COMMUNICATIONS TOWERS. The motion carried unanimously.

Disposition: Approved.

SCHEDULED MATTERS

9. CITY COUNCIL APPOINTMENTS

Recommendation: That the City Council appoint Council Members to fill any existing vacancies, or change appointments, at the discretion of the Council.

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

COUNCIL ACTION: MOVED by Council Member Pete Martinez, SECONDED by Mayor Pro Tem Felipe Martinez that the Council appoint Council Member Stadtherr to serve as Alternate on the Tulare County Association of Governments/Transportation Planning Agency. The motion carried unanimously.

M.O. 07-070506

M.O. 08-070506 MOVED by Council Member Pete Martinez, SECONDED by Mayor Hamilton that the Council appoint Mayor Pro Tem Felipe Martinez to serve as Member on the Tulare County E.D.C. The motion carried unanimously.

M.O. 09-070506 MOVED by Council Member Pete Martinez, SECONDED by Council Member McCracken that the Council appoint Mayor Pro Tem Felipe Martinez as a Member on the Business Incentive Zone Council. The motion carried unanimously.
M.O. 10-070506 MOVED by Council Member Pete Martinez, SECONDED by Mayor Pro Tem Felipe Martinez that the Council appoint John Longley to serve as Alternate on the Business Incentive Zone Council. The motion carried unanimously.

M.O. 11-070506 MOVED by Council Member Pete Martinez, SECONDED by Mayor Pro Tem Felipe Martinez that the Council appoint Mayor Hamilton to serve as Member on the Tule River Improvement JPA. The motion carried unanimously.

M.O. 12-070506 MOVED by Council Member Pete Martinez, SECONDED by Mayor Hamilton that the Council appoint Council Member McCracken to serve as Member on the Subdivision Review Committee. The motion carried unanimously.

M.O. 13-070506 MOVED by Council Member Stadtherr, SECONDED by Council Member Pete Martinez that the Council reappoint Council Member Stadtherr to serve as Member, and Council Member Pete Martinez to serve as Alternate on the Consolidated Waste Management Authority. The motion carried unanimously.

With regard to the Professional Services Selection Committee, the Council chose to take no action until the services of the Committee were needed.

M.O. 14-070506 MOVED by Council Member Pete Martinez, SECONDED by Council Member Stadtherr that the Council appoint Council Member McCracken to serve as Member on the Hillside Development Ordinance Committee. The motion carried unanimously.

M.O. 15-070506 MOVED by Council Member Pete Martinez, SECONDED by Mayor Pro Tem Felipe Martinez that the Council appoint Council Member Stadtherr to serve as Member on the Hillside Development Ordinance Committee. The motion carried unanimously.

M.O. 16-070506 MOVED by Council Member Pete Martinez, SECONDED by Council Member Stadtherr that the Council appoint Mayor Pro Tem Felipe Martinez to serve as Member on the Southeastern Tulare County Intergovernmental Coordinating Committee. The motion carried unanimously.

M.O. 17-070506 MOVED by Mayor Pro Tem Felipe Martinez, SECONDED by Council Member Stadtherr that the Council reappoint Mayor Hamilton to serve as Member on the Southeastern Tulare County Intergovernmental Coordinating Committee. The motion carried unanimously.

M.O. 18-070506 MOVED by Mayor Pro Tem Felipe Martinez, SECONDED by Council Member Pete Martinez that the Council reappoint Mayor Hamilton to serve as Member on the Indian Gaming Local Community Benefit Committee. The motion carried unanimously.
M.O. 19-070506 MOVED by Council Member Pete Martinez, SECONDED by Mayor Pro Tem Felipe Martinez that the Council maintain the status quo with the Mayor and the Mayor Pro Tem serving as Members on the Joint City/School Committee. The motion carried unanimously.

M.O. 20-070506 MOVED by Council Member Pete Martinez, SECONDED by Council Member McCracken that the Council reappoint Mr. Longley as Member, and the Mayor as Alternate, to serve on the Porterville Developmental Center Advisory Board. The motion carried unanimously.

With regard to the Tulare County City Selection Committee, the Council chose to take no action and maintain the status quo with the Mayor serving as City Member, and the Mayor Pro Tem serving as Alternate.

Disposition: Members appointed to various Committees.

The Council recessed for ten minutes.

10. CONSIDERATION OF RATIFICATION OF THE CITY BUDGET

Recommendation: That the City Council ratify the FY 2006/2007 Budget as presented and schedule a quarterly review of the Budget for the regular meeting of October 17, 2006.

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

Council Member Pete Martinez inquired as to the proposed Budget’s effects on the Putnam Community Center. Parks & Leisure Services Director Jim Perrine indicated that the proposed Budget provided minimal funding for the Community Center for vandalism repairs and no funding for upkeep or maintenance of the facility. He added that all maintenance on the facility ceased that week. A discussion ensued, during which Council Member Pete Martinez voiced concern with allowing the deterioration of that asset.

Council Member McCracken agreed with the concerns raised by Council Member Pete Martinez. He then voiced an interest in looking at ways to maintain the facility, in both a “useable” state and a “mothballed” state, so as to avoid further deterioration.

Council Member Pete Martinez spoke of the benefits to the Community in allowing local organizations use of the facility. He stated that many local organizations would like to use the facility, and spoke in favor of renting out the building to generate some revenue.

Mayor Pro Tem Felipe Martinez voiced support for locating funds to maintain the facility so as to allow it to be rented out to local organizations.

City Manager John Longley requested that the Council consider ratification of the Budget and suggested that the disposition of the Putnam Community Center could be brought back to the Council, with a complete staff report with estimates. He stated that if the Council decided to appropriate funds at that time, an amendment to the Budget could be made.
Mayor Hamilton stated that if the Council desired to take action on the Putnam Community Center that evening, an appropriation would need to be made that evening. He suggested that money would need to be borrowed from something else to move forward.

Council Member McCracken commented that he was not in a position that evening to give specific direction to staff as to appropriations, and noted the importance of reaffirming the Budget. He then reiterated his interest in finding a solution to maintain the facility. Council Member McCracken requested that the Council be provided, on a more frequent basis, information pertaining to the Budget for the Farming Operation. A discussion ensued as to the Budget for the Farming Operation, during which it was stated that the Year End figures would likely be completed by the end of July. Council Member McCracken indicated that he would first like to review a Quarterly Financial Report, before determining which type of report he would prefer.

City Manager John Longley indicated that Farm Management Operation Binders would be provided to Council Member McCracken and Mayor Pro Tem Felipe Martinez.

Council Member Stadtherr moved that the Council ratify the Budget as presented, and schedule a quarterly review of the Budget for the regular Meeting of October 17, 2006.

Council Member McCracken seconded the motion.

Mayor Hamilton noted that Mr. Shelton had requested the opportunity to speak on the item, and invited him to come forward.

- Greg Shelton, 888 N. Williford Drive, commented that he believed some of the estimates previously provided by staff to rehabilitate the Putnam Community Center were bloated, and that the needed repairs could be achieved at a lesser cost for utilization of the facility. He suggested that the item be referred to the Parks & Leisure Services Commission for review. As to the Farming Operating, Mr. Shelton reviewed the Grand Jury Report and provided copies of same to the Council, along with a memo from the City’s Consultant. He voiced concern with the Farming Operation Budget projections and with what he perceived was a discrepancy in staff’s estimated time for preparing the RFP for Farm Management and that provided by the consultant. Mr. Shelton then spoke in favor of proceeding immediately with the RFP process, asserting that significant money could be saved.

Council Member McCracken questioned whether the motion needed to be amended to include the Council’s direction with regard to the Putnam Community Center and the Farming Operation.

The City Manager clarified that he understood staff’s direction was to bring a report back on the Putnam Community Center. He stated that if the Council chose to first refer the item to the Parks & Leisure Services Commission, the item would likely be delayed approximately 6 weeks. Mr. Longley then indicated that at the first meeting in August, staff would bring the Grand Jury Report with the proposed response before the Council.

Council Member Pete Martinez commented that he did not feel comfortable passing the Budget without appropriating some money for the Community Center. He stated that the facility would continue to deteriorate if the Council deferred the matter. He spoke of the building’s heritage and
suggested that if the City participated in rehabilitating that structure, the citizens would also likely contribute to the effort. Council Member Pete Martinez suggested that $200,000 could be appropriated for the facility from the lock box.

Council Member Stadtherr agreed that the facility should be maintained, yet spoke against holding up the entire City Budget for one building. He commented that the Council needed to give the City the assurance and stability that an approved Budget would provide.

City Manager John Longley stated that the lock box was to be used only in the event of an emergency. He stated that appropriating funds from the lock box would be breaking the discipline of the Budget.

Council Member McCracken voiced concern with making a decision that evening without the benefit of having all of the information. He suggested that staff provide the Council with a figure to maintain the facility until August or September, which would allow time to look at the matter. He stated that the Budget could be passed with assurances by staff that something would be done with the Community Center. A discussion ensued as to the current condition of the facility and whether or not it would pass an inspection for occupancy. Council Member McCracken then voiced concern that if the Budget was passed without addressing the issue, it might fall through the cracks.

In response to a question posed by Council Member Martinez, Parks & Leisure Services Director Jim Perrine estimated that a significant amount of work could be accomplished with $200,000 to maintain the facility and to perform minimal repairs to bring the building up to a useable state. He then spoke of the substantial need for repairs to make the facility habitable, adding that currently approximately $80,000 per year was spent on minimal maintenance, which had not been enough to keep the facility from deteriorating. He surmised that at least $100,000 per year, or more, would be necessary for the upkeep of the building, with the remainder going towards fixing the holes in the floor, replacing the air conditioning units which no longer functioned, and replacing the electrical circuits that no longer worked.

Council Member Martinez reiterated his contention that the community was in need of a facility such as the Putnam Community Center, and commented that he believed $200,000 would go a long way in remedying the situation.

City Manager John Longley stated that the lock box was intended to be a “rainy day” reserve for the City, and was only to be used in the event of a flood, or any type of disaster. He commented that there were many pressing needs in the City and warned of a slippery slope if the lock box was used for something other than an emergency. He strongly recommended against using the lock box funds.

City Council Member McCracken moved to amend the resolution to approve the Budget by appropriating $200,000 for the maintenance of the Putnam Community Center, with direction to staff to find the $200,000 from the best source. The motion died for a lack of a second.

Mayor Hamilton noted that the City would be receiving a higher amount of property tax revenue, and questioned whether or not staff had an estimate as to how much that might be. Mr. Longley indicated that he did not have an estimate that evening, but the information could be provided by the next meeting. A brief discussion ensued as to the frequency and approximate dates of the anticipated payments.
Council Member McCracken moved that the Council continue the item until the first meeting in August. The motion died for lack of a second.

Council Member Pete Martinez moved that the Council ratify the Budget, amended to appropriate $200,000 from the lock box for use on the Putnam Community Center.

Council Member McCracken seconded the motion.

A discussion ensued as to the proper parliamentary procedure for proceeding with two motions on the table.

Council Member Pete Martinez clarified his motion was to amend Council Member Stadtherr’s motion to include the appropriation of $200,000 from the lock box for use on the Putnam Community Center.

COUNCIL ACTION: MOVED by Council Member Pete Martinez, SECONDED by Council Member McCracken that the Council approve an amendment to Council Member Stadtherr’s motion to include an appropriation of $200,000 from the lock box for use on the Putnam Community Center.

AYES: McCracken, P. Martinez, F. Martinez, Hamilton
NOES: Stadtherr
ABSTAIN: None
ABSENT: None

M.O. 22-070506 MOVED by Council Member Stadtherr, SECONDED by Council Member McCracken that the Council ratify the Budget, as amended, and schedule a quarterly review of the Budget for the regular meeting of October 17, 2006. The motion carried unanimously.

Disposition: Approved, as amended.

11. CGI COMMUNICATIONS, INC. - COMMUNITY VIDEO & STREET BANNER BRANDING PROGRAM

Recommendation: That the City Council:
1. Approve the banner design for the City of Porterville, or appoint an ad hoc committee comprised of two Council Members to design a new banner; and
2. Approve the banner locations proposed by CGI Communications, Inc.

City Manager John Longley presented the item and Deputy City Manager Frank Guyton presented the staff report, along with a sample city profile video clip.

Council Member McCracken suggested that the Council proceed with an ad hoc committee.
COUNCIL ACTION: MOVED by Council Member Pete Martinez, SECONDED by Mayor Pro Tem Felipe Martinez that the City Council appoint an ad hoc committee comprised of Council Members McCracken and Stadtherr to meet with the consultant, discuss design issues and locations, and bring recommendations back to the City Council. The motion carried unanimously.

Council Member McCracken, with Council Member Stadtherr’s concurrence, indicated that the ad hoc committee’s recommendation would be brought back at the next regular meeting.

Disposition: Committee appointed, to be brought back July 18, 2006.

12. REVIEW OF LIMITS FOR CITY EXPENDITURES, INDEBTEDNESS, AND REVOLVING CASH FUND

Recommendation: That the City Council consider the limits, and if changes are approved, direct staff to prepare an ordinance amending Chapter II, Article VII in accordance with Section 48 of the City’s Charter.

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

COUNCIL ACTION: MOVED by Mayor Pro Tem Felipe Martinez, SECONDED by Council Member Stadtherr that the City Council maintain the status quo and not make changes to the limits for City Expenditures, Indebtedness and Revolving Cash Fund. The motion carried unanimously.

Disposition: Approved.

13. CONSIDERATION OF HALF-CENT SALES TAX COUNTY TRANSPORTATION MEASURE

Recommendation: That the City Council determine whether the City of Porterville should support placing a one-half cent Transportation Sales Tax on the Ballot in November 2006.

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

Council Member McCracken voiced concern with the population figures provided for Porterville in the proposed Expenditure Plan.

Mayor Hamilton indicated that the Expenditure Plan was based on percentages, and that once Porterville’s population officially increased, Porterville’s percentage would also increase. It was stated that the figures would be updated annually. Mayor Hamilton then spoke briefly on the proposed measure, and of the need for local governments to find ways to fund local projects due to the state’s pillaging of local funds. He stated that while the problems would not completely be solved by the proposed tax measure, they would be addressed. He then indicated that pursuant to preliminary polling done by TCAG, 70% to 73% of those polled approved of the measure, yet he noted opposition in Visalia. It was estimated that the election would cost the City approximately $30,000 or less.
Council Member McCracken noted the need for street improvements, yet voiced concern with supporting the placement of a tax measure on the ballot, in that by inference it might appear that the Council supported the measure. A discussion ensued, during which it was stated that the Council was not supporting the measure itself, but rather supporting the right of the people to decide.

Council Member Pete Martinez moved that the Council approve the draft Expenditure Plan as presented, and support placing a one-half cent Transportation Sales Tax on the Ballot in November, 2006.

Council Member McCracken seconded the motion.

Council Member Stadtherr questioned whether the design standards for streets could be changed to maximize the amount of funding the City received from the measure. Staff indicated that design standards could be looked at.

COUNCIL ACTION: MOVED by Council Member Pete Martinez, SECONDED by Council Member McCracken that the City Council approve the draft Expenditure Plan as presented, and support placing a one-half cent Transportation Sales Tax on the Ballot in November, 2006.

AYES: McCracken, P. Martinez, Stadtherr, Hamilton
NOES: F. Martinez
ABSTAIN: None
ABSENT: None

Disposition: Approved.

14. DISCUSSION ON WATER CONSERVATION PRACTICES

Recommendation: That the City Council:
1. Appoint two members of the Council to open roundtable discussions with the development community to investigate ways to reduce water demand; and
2. Request that they bring a list of recommendations back to the full Council.

City Manager John Longley presented the item, and Baldo Rodriguez, Public Works Director, presented the staff report.

Mayor Pro Tem Felipe Martinez voiced support for proceeding with a proactive approach, indicated his willingness to serve on the committee, and moved that the Council approve staff’s recommendation.

Council Member McCracken also noted his desire to serve on the Committee, and seconded the motion. He then offered an amendment to require the Committee to report back to the Council by the second meeting in August. A discussion ensued as to whether that time frame would be sufficient, and whether an amendment was necessary.
Mayor Hamilton voiced concern with utilizing staff resources to implement the round table discussions, during which it was stated that staff time would likely be used to obtain the list of developers, scheduling of the meeting rooms, and send out materials for the meetings.

**COUNCIL ACTION:** MOVED by Mayor Pro Tem Felipe Martinez, SECONDED by Council Member McCracken that the Council appoint two members of the Council to open roundtable discussions with the development community to investigate ways to reduce water demand; and request that they bring a list of recommendations back to the full Council.

**AYES:** McCracken, P. Martinez, F. Martinez, Stadtherr

**NOES:** Hamilton

**ABSTAIN:** None

**ABSENT:** None

Disposition: Approved.

15. **CONSIDERATION OF GOAL AND PRIORITY SETTING**

Recommendation: That the City Council consider setting Council goals and priorities, and authorize the Mayor to appoint an ad hoc subcommittee to review the date, structure and facilitator for the activity and to suggest a budget for the Council’s consideration and action.

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

**COUNCIL ACTION:** MOVED by Council Member Pete Martinez, SECONDED by Council Member Stadtherr that the Council appoint Mayor Hamilton and Mayor Pro Tem Felipe Martinez to serve on an ad hoc subcommittee to review the date, structure and facilitator for goal setting sessions, and to suggest a budget for the Council’s consideration and action. The motion carried unanimously.

Disposition: Approved.

16. **CONSIDERATION OF THE CITY COUNCIL PROCEDURAL HANDBOOK**

Recommendation: That the City Council set a date and time to review the modifications to the City Council Procedural Handbook.

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

**COUNCIL ACTION:** MOVED by Council Member McCracken, SECONDED by Mayor Pro Tem Felipe Martinez that the City Council set August 8, 2006 at 6:00 p.m. as the date and time to review the modifications to the City Council Procedural Handbook. The motion carried unanimously.

Disposition: Approved.
17. POTENTIAL BALLOT MEASURE

Recommendation: That the City Council provide direction to staff.

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

Council Member Stadtherr indicated that he had requested the item be placed on the Agenda, and spoke of the recent concerns of residents regarding traffic enforcement at intersections. He stated that he sought to receive the opinions of the electorate on whether or not the City should pursue photographic enforcement of traffic.

Council Member McCracken commented that if the electorate felt strongly about the issue, an initiative could be pursued. He then stated that he did not believe the Council had sufficient time to discuss the issue and formulate a reasonable advisory question for the ballot for the electorate’s consideration.

Mayor Hamilton questioned whether an advisory measure on the ballot would accomplish any more than a public hearing would. He stated that he admired what Council Member Stadtherr was trying to accomplish by getting the electorate involved, but suggested that a public hearing would be a better way to go. The Council concurred with setting the matter for a public hearing.

Council Member Stadtherr indicated that he would conduct some research on various systems for video surveillance and report back to the Council.

Disposition: Direction provided to staff.

The City Council adjourned at 9:40 p.m. to a Meeting of the Porterville Redevelopment Agency

PORTERVILLE REDEVELOPMENT AGENCY AGENDA
July 5, 2006

Roll Call: Agency Member McCracken, Agency Member Pete Martinez, Vice-Chairman Felipe Martinez, Agency Member Stadtherr, Chairman Hamilton

WRITTEN COMMUNICATIONS
ORAL COMMUNICATIONS
None

SCHEDULED MATTERS

PRA-1. REDEVELOPMENT AGENCY 2006-2007 BUDGET

Recommendation: That the Porterville Redevelopment Agency ratify the June 20, 2006 approval of the FY 2006/2007 Redevelopment Agency Budget.

City Manager/Agency Secretary John Longley presented the item, and Project Manager Susan Duke presented the staff report.
AGENCY ACTION: MOVED by Agency Member Stadtherr, SECONDED by Vice-Chairman Felipe Martinez that the Porterville Redevelopment Agency ratify the June 20, 2006 approval of the FY 2006/2007 Redevelopment Agency Budget. The motion carried unanimously.

Disposition: Approved.

The Redevelopment Agency adjourned at 9:42 p.m. to a meeting of the City Council.

ORAL COMMUNICATIONS

- Greg Shelton, address on record, suggested that if the City proceeded with an RFP for the farm management agreement, extra funds could be saved and therefore utilized at the Community Center for repairs and maintenance. City Manager John Longley clarified that any monies saved in the Sewer Fund could not be utilized in another fund.

- Dick Eckhoff, 197 N. Main Street, spoke on Item 11 and suggested that the color of the bottom panel for advertising should not be limited to only green or white.

OTHER MATTERS

- Council Member P. Martinez - 1) requested that staff look into lighting the basketball courts at Monache High School with the City’s surplus inventory; 2) requested that staff research converting the BMX track into a quad track; and 3) recognized audience member Angelica Velasquez and congratulated her on her recent graduation.

- Council Member Stadtherr - 1) proposed that staff look into softening regulations to include allowing grass parking lots as utilized at the Orange Bowl in Miami, information on which had been distributed to the Council (the consensus of the Council was to bring the item back on an Agenda for discussion); 2) spoke in favor of pursuing subdivision design changes in the future to promote more walkable communities; and 3) spoke of utilizing “bulb-outs” as traffic calming devises, suggesting St. Anne’s location as a trial basis. Mayor Hamilton requested that Mayor Pro Tem F. Martinez and Council Member Stadtherr first meet with Father Scott to discuss the interest of St. Anne’s.

ADJOURNMENT

The Council adjourned at 10:02 p.m. to the meeting of July 18, 2006.

Patrice Hildreth, Deputy City Clerk

ATTEST:

Cameron J. Hamilton, Mayor