CITY COUNCIL AGENDA
PORTERVILLE, CALIFORNIA
SEPTEMBER 5, 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:
   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(c) - Conference with Legal Counsel - Pending Litigation: One Case.

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

Pledge of Allegiance Led by Council Member Pedro Martinez
Invocation

PROCLAMATION
Landmark Church 10th Anniversary
“Lawsuit Abuse Awareness Week” - October 2-6, 2006

PRESENTATION
Employee of the Month - Colette Parnell

ORAL COMMUNICATIONS
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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 of July 18, 2006; August 8, 2006; and August 17, 2006

2. Authorization to Advertise for Bids - Morton Avenue Chip Seal Project
   Re: Approving plans and project manual for project to apply asphaltic emulsion and chip seal to Morton Avenue between Plano Street and Leggett Street for improved durability at an estimated cost of $77,909.50.
3. **Award Contract - Bus Shelters and Benches**  
   Re: Awarding contract to Tolar Manufacturing of Corona, CA for the manufacture of two bus shelters and benches, to be 80% funded by FTA Grant funds.

4. **Acceptance of Improvements - Williams Ranch Subdivision, Phases Two and Three (Brian Ennis - Ennis Homes)**  
   Re: Accepting public improvements for subdivision, generally located south of Westfield Avenue, east of Westwood Street, and west of Lombardi Street, and authorizing staff to record the Notice of Completion.

5. **Program Supplement to the Local Agency-State Master Agreement - Newcomb Shoulder Stabilization Project**  
   Re: Approving Program Supplement for project consisting of the construction of curb, gutter and sidewalk for shoulder stabilization along Newcomb Avenue.

6. **Consolidated Waste Management Authority Membership Agreement Payment**  
   Re: Authorizing payment of $34,772 for the City’s annual membership contribution; and payment of $11,941 for the City’s portion of CWMA’s awarded funds received from California Department of Conservation.

7. **Improvement Program for Porterville Community Center**  
   Re: Consideration of an improvement program with the $200,000 allocation authorized by the Council, to include $105,000 for roofing; $7,500 for three months of facility maintenance; replacement of HVAC system for chapel section; and flooring repairs and resurfacing work with the remaining balance.

8. **Extension of License Agreement Term for Senior Nutrition Program Use of the Santa Fe Depot**  
   Re: Amending the License Agreement to extend through the end of the calendar year to allow time to collaborate on a new agreement by the Porterville Senior Council and the Kings/Tulare Area Agency on aging.

9. **Approval for Community Civic Event - Barn Theater First Annual Porterville Buzzard Festival - October 14, 2006**  
   Re: Approving event to take place at the Barn Theater on Saturday, October 14, 2006 from 4:00 p.m. to 10:00 p.m., subject to the restrictions and requirements contained in the application documents.

10. **Title VI Compliance Task Force Committee**  
    Re: Appointing individuals to serve on the transportation-related Title VI Compliance Task Force Committee to assist the City in the preparation of its update the required reporting, pursuant to the requirements of the American Civil Rights Act.

11. **Approval of Annual Transportation Agreement with Tulare County**  
    Re: Approving agreement with Tulare County for FY 2006-2007 to provide transit service to County residents within the designated Service Area Boundary Map.

12. **Renewal of Personnel Examining Services Agreement Between the City of Porterville and Cooperative Personnel Services**  
    Re: Authorizing the renewal of Agreement with Cooperative Personnel Services for testing services utilized by the Human Resources Department in the evaluation process for screening and selecting new employees.
13. Creation and Establishment of Code Enforcement Officer Position  
Re: Authorizing the establishment of one Code Enforcement Officer within the Fire Department.

14. Airport Lease - Lot 32C  
Re: Approving the re-activation of the Lease Agreement with Wayne Ross dated October 1, 2001, as amended November 1, 2002, for Lot 32C at the Porterville Municipal Airport.

15. Airport Liability Insurance  
Re: Approving the renewal of the City’s current insurance policy with Ace Property and Casualty Insurance Company under the same terms and conditions, at an annual cost of $10,738.

16. Revision of the City Council Procedural Handbook  
Re: Approving the revisions to the City Council Procedural Handbook pursuant to the direction given by Council at the Adjourned Meeting of August 8, 2006.

17. Resolution of Support for Tule River Tribe Water Project  
Re: Approving Resolution of Support for legislation to fund a feasibility study to determine the design and location for a water storage/delivery system facility on the Tule River Indian Reservation.

17a. Budget Adjustment Airport  
Re: Authorizing budget adjustment of $5,000 from Fund 90 for a preliminary work-study program for master planning airport property on the northwest corner of Scranton and Westwood Street.

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

PUBLIC HEARINGS
18. Police Fees, Other Fees and Adjustments  
Re: Considering the changes to the Police Department Fee Schedule, including the adoption of a new false alarm fee, and the reduction of the Statutory Registration Fees and Vehicle Repossession Fees; and other departmental fees such as charges for copies, employee cell phone use, planning research, and deposit forfeitures.

19. Ennis Estates Tentative Subdivision Map (Ennis Homes)  
Re: Considering approval of a Tentative Subdivision Map to divide a 34.1 ± acre parcel east of Lombardi Street and south of the prolongation of Castle Avenue in northwest Porterville, for division into 70 estate size single-family lots.

20. Eagle Ranch Tentative Subdivision Map  
Re: Considering approval of a Tentative Subdivision Map to divide a vacant 30.79 ± acre parcel zoned R-1 into a 147 lot low density residential subdivision located west of North Plano Street and north of the westerly prolongation of Westfield Avenue.

21. Zone Variance 1-2006 and Conditional Use Permit 1-2004, Modification No. 1 (Holy Cross Church)  
Re: Considering a zone variance related to exceeding the maximum fence height, and a modification to the existing C.U.P. to accommodate additional parking at the Holy Cross Church located at the southwest corner of Newcomb Street and North Grand Avenue.

SCHEDULED MATTERS
22. Comparison of Artificial Turf to Real Turf Maintenance  
Re: Consideration and acceptance of the cost comparison of real turf being 1 ½ to three times the cost of artificial turf.
23. General Plan Update Presentation
   Re: Informational report on the progress to date for the General Plan Update.

24. Chief of Police Recruitment
   Re: Authorizing the retention of recruiting firm of Peckham and McKenney for a fee of $24,000 for the
   recruitment of a Chief of Police.

25. Consideration of a Standard Format for a Plaques Commemorating Projects
   Re: Consideration of a standardized plaque for project dedications.

26. Procedure to Accommodate Larger Expenditures When Required by Public Peace, Health or Safety
   Re: Considering authorizing the City Manager to appropriate and/or expend up to $100,000 without
   additional prior Council approval, in situations deemed by the Mayor to be an extraordinary emergency
   for the preservation of public peace, health or safety.

27. Fire Apparatus Available for Surplus
   Re: Informational report of the availability of surplus fire apparatus currently available for possible
   surplus.

28. Use of Proposition 42, Proposition 1B and ½ Cent Sales Tax Funds - Street Projects
   Re: Informational report on the budgetary effects on street projects considering the receipt of funds from
   various sources, a more detailed overview of which will be provided at the October 17, 2006 City Council
   Meeting.

29. Consider Adoption of Audit Committee Ordinance
   Re: Setting a public hearing for September 19, 2006 for the adoption of the draft Audit Committee
   Ordinance.

30. Debarment Procedures – City Contractors
   Re: Consideration of an Ordinance setting forth regulations for the temporary or permanent barring of
   particular contractors from bidding or being awarded City contracts.

31. Aggressive Solicitation Ordinance
   Re: Consideration of an Ordinance prohibiting “aggressive solicitation” including solicitation involving
   the following of pedestrians, repetitive solicitations despite refusals, use of abusive or profane language,
   unwanted physical contact, intentional blocking of traffic, and soliciting that poses a dangerous condition
   for the solicitor or others.

32. Update – Development of Local Regulations Concerning Sex Offenders
   Re: Discussion and review of sample regulations concerning sexual offenders.

33. Request by Council Member–Discussion of Process to Be Utilized for the Appointment of a New Council
   Member
   Re: Discussion and consideration of process for the appointment of a new Council Member.

34. Request by Council Member–Consideration of Pop Warner Field Use Without Fee Charges
   Re: Discussion and consideration of Pop Warner Field use without fee charges.

Adjourn to a Meeting of the Porterville Redevelopment Agency
PORTERVILLE REDEVELOPMENT AGENCY AGENDA
September 5, 2006

Roll Call: Agency Members

WRITTEN COMMUNICATIONS

ORAL COMMUNICATIONS
This is the opportunity to address the Agency on any matter of interest, whether on the agenda or not. Please address all items not scheduled for public hearing at this time.

SCHEDULED MATTER
PRA-1. Authorization to Advertise for Bids - Casa Buena Vista Slurry Seal Project
   Re: Approving plans and project manual for street maintenance project in the Casas Buena Vista development at an estimated cost of $42,000.

Adjourn the Redevelopment Agency Meeting to a meeting of the City Council.

ORAL COMMUNICATIONS

OTHER MATTERS
Plaque for Council Member Stadtherr

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 September 5, 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.