CITY COUNCIL MINUTES
PORTERVILLE, CALIFORNIA
MARCH 20, 2007, 6:00 P.M.

Call to Order at 6:00 p.m.
Roll Call: Council Member McCracken, Council Member Pedro Martinez, Mayor Pro Tem Felipe Martinez, Mayor Hamilton
Absent: Council Member Hernandez (excused absence to attend Mayors’ Conference on At Risk Youth in Miami, FL)

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 Council Member McCracken
Invocation – one individual participated.

PRESENTATION
City Manager’s Featured Projects for March 2007
- Police Recruitment Video
- Completion of Percolation Ponds
- Hiring of Chief Financial Officer

ORAL COMMUNICATIONS
• Pastor John Eby came forward as President of Love, Inc., and Treasurer of the Porterville Salvation Army, and spoke in favor of Item Nos. 21 and 22, noting the need in the community created by the recent freeze.
• Donnette Silva Carter, President and CEO of the Porterville Chamber of Commerce, 93 North Main Street, spoke of the cooperative project with the City, “Music on Main Street,” to be held at Centennial Park on Friday evenings from 6:00 p.m. to 7:30 p.m., beginning in April. She then announced the April schedule as follows: April 6th - Monache High School Stage Band; April 13th - Granite Hills High School Jazz Band; April 20th - Burton Middle School Jazz Band; April 27th - Porterville College Concert Band. She invited Council Members on a rotating basis to introduce the entertainers.
• Kim Herrera, came forward on behalf of Porterville Amateur Youth Softball Association ("PAYSA"), and voiced concern over the proposed License Agreement for Hayes Field Concessions – Item No. 10, specifically pertaining to the proposed hourly charge of $5.44. She spoke of the burden said fee would place on the organization and the parents, and requested that the City reconsider charging the fee. She contended that PAYSA had been told during its meetings with the City that they would not be charged a fee.

• Philip Herrera, a representative of PAYSA, came forward and alleged that the work the City had committed to do had not been done.

• Alice Jones, 1661 West Memory Lane, came forward and identified herself as the Treasurer for PAYSA, and requested that the Council reconsider charging the fee.

• Mike Delussa, came forward as a representative of PAYSA, and inquired whether the fields could be fixed prior to March 26th, which he stated was the beginning of the season. He suggested that parents might be able to conduct the necessary work if so allowed, and voiced concern with the safety of the children if the work was not undertaken. Mayor Hamilton and Mr. Delussa agreed to meet at Hayes Field on Wednesday, March 21st at 9:30 a.m. to inspect the fields.

At the Mayor’s request, staff provided packets containing copies of the proposed Hayes Field Concessions Agreement and the Sport Complex Concessions Agreement dated September 3, 2002 to PAYSA representatives and the Council. Mayor Hamilton then played an audio tape of an unfavorable voicemail message left on his cell phone by a PAYSA representative. A lengthy discussion with PAYSA representatives ensued, after which the Council decided to pull Item No. 10 from the Agenda.

• Dennis Coleman, Interim CEO of Sierra View District Hospital, came forward regarding the County’s proposed closure of the Porterville Clinic as discussed in Item No. 13. Mr. Coleman spoke of the profound negative effects such closure would have on the community, and noted the already over-extended emergency room at Sierra View District Hospital.

• Martha Alcazar Flores, 249 South Indiana Street, voiced concern with the proposed closure of the Porterville Clinic by Tulare County. She implored the Council to work with the County to keep it open.

• Dick Eckhoff, 197 North Main Street, spoke in favor of the joint effort between the Chamber of Commerce and the City for the Music on Main Street project, and inquired as to the timeline for the installation of the sound system, as had been discussed the prior year. Mr. Longley indicated that the Purchasing Agent was currently working on an RFP, and that he anticipated the project would be completed in the current Fiscal Year.

CONSENT CALENDAR
Item No. 10 was pulled from the Agenda.

1. CITY COUNCIL MINUTES OF FEBRUARY 9, 2007

Recommendation: That the Council approve the City Council Minutes of February 9, 2007.
2. CLAIM - BRANCH
Recommendation: That the City Council reject said claim; refer the matter to the City’s insurance
adjustor; and direct the City Clerk to give the Claimant proper notification.

Documentation: M.O. 02-032007
Disposition: Approved.

3. BUDGET ADJUSTMENTS FOR THE 2006-2007 FISCAL YEAR
Recommendation: That the City Council approve the proposed budget adjustments, and authorize
staff to modify the revenue and expenditure estimates as described in the
schedule attached to the staff report.

Documentation: M.O. 03-032007
Disposition: Approved.

4. AUTHORIZATION TO EXECUTE A SERVICE AGREEMENT – “C” STREET
WATER MAIN PROJECT TOPOGRAPHY SURVEY
Recommendation: That the City Council:
1. Authorize the Public Works Director to execute a Service Agreement
   with James Winton & Associates in the amount of $5,930; and
2. Authorize staff to make payment upon satisfactory completion of work.

Documentation: M.O. 04-032007
Disposition: Approved.

5. AUTHORIZATION TO EXECUTE A SERVICE AGREEMENT – WEST STREET
INDUSTRIAL PARK PRELIMINARY SOILS REPORT
Recommendation: That the City Council:
1. Authorize the Public Works Director to execute a Service Agreement
   with Consolidated Testing, Inc., in accordance with the City Council’s
   Policy and Procedures for Selecting Professional Service in the amount
   of $9,850; and
2. Authorize staff to make payment upon satisfactory completion of the
   work.

Documentation: M.O. 05-032007
Disposition: Approved.
6. AWARD OF CONTRACT - FIRE PREVENTION WEED ABATEMENT

Recommendation: That the City Council:
1. Award the Contract for Fire Prevention Weed Abatement Services to Alvin Smith Discing of Porterville, based on per lot prices and hourly rates quoted by the contractor;
2. Authorize staff to exercise contract renewals; and
3. Authorize payment for services after satisfactorily rendered.

Documentation: M.O. 06-032007
Disposition: Approved.

7. MINOR CORRECTIONS TO CITY CODE

Recommendation: Informational Only.

8. APPROVAL OF INVESTMENT AUTHORIZATION

Recommendation: That the City Council approve the draft resolution approving a Municipal Government, Public Funds Banking Resolution for a Deposit Account with Coast Bank of Florida.

Documentation: Resolution 15-2007
Disposition: Approved.

9. RESOLUTION OF AGREEMENT REGARDING THE PROPOSED AMENDMENT TO H.R. 24 – THE SAN JOAQUIN RIVER RESTORATION SETTLEMENT ACT

Recommendation: That the City Council pass the draft resolution supporting the proposed amendment made by the Tulare County Board of Supervisors to H.R. 24 – The San Joaquin River Restoration Settlement Act.

Documentation: Resolution 16-2007
Disposition: Approved.

10. CONSIDERATION OF HAYES FIELD CONCESSION LICENSE AGREEMENT WITH THE PORTERVILLE AMATEUR YOUTH SOFTBALL ASSOCIATION

Recommendation: That the City Council approve the Hayes Field Concession License Agreement between the Porterville Amateur Youth Softball Association and the City of Porterville.

Disposition: Pulled from the Agenda.
COUNCIL ACTION: MOVED by Mayor Pro Tem Felipe Martinez, SECONDED by Council Member Pedro Martinez that the Council approve Item Nos. 1 through 9.

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

PUBLIC HEARINGS
11. ENNIS ESTATES TENTATIVE SUBDIVISION MAP (ENNIS LAND DEVELOPMENT, INC.)

Recommendation: That the City Council continue the item to the April 3, 2007 meeting.

City Manager John Longley presented the item.

Mayor Hamilton confirmed with staff that the applicant had again requested a continuance to the next regular meeting.


SECOND READING
12. ORDINANCE 1718, CARD ROOM REGULATIONS

Recommendation: That the Council give Second Reading to Ordinance No. 1718, waive further reading, and adopt said ordinance.

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

COUNCIL ACTION: MOVED by Council Member Pedro Martinez, SECONDED by Mayor Pro Tem Felipe Martinez that the Council give Second Reading to Ordinance No. 1718, waive further reading, and adopt said ordinance, being AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE REPLACING ARTICLE I, SECTION 15-20, OF THE PORTERVILLE MUNICIPAL CODE, CONCERNING GAMBLING REGULATIONS.

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

Mr. Longley read the Ordinance by title only.

Disposition: Approved.
SCHEDULED MATTERS

13. PUBLIC COMMENT REGARDING THE POTENTIAL CLOSURE OF TULARE COUNTY’S PORTERVILLE CLINIC

Recommendation: That testimony be presented on behalf of the City Council on March 27th defining the outcomes from a clinic closure.

City Manager John Longley presented the item and the staff report. City Attorney Julia Lew then elaborated on the Health & Safety Code Section 1442.5, which she stated governed the County’s actions with the proposed closure of the clinic. At the City Manager’s request, Community Development Director Brad Dunlap briefly analyzed the provisions for determining whether a project qualified as a CEQA project, determining that the clinic closure did constitute such a project.

Mayor Hamilton noted the presence of Mr. Ray Bullick, Tulare County Director of Health Services, and requested that he come forward and address the Council.

- Ray Bullick, Tulare County Director of Health Services, came forward and spoke on the proposed closure of the clinic in Porterville. He stated that the item that would be going before the Board of Supervisors the following week would include three options, with clinic closure being only one of the those options. He confirmed that his recommendation was to close the clinic, and attributed his recommendation to budgetary constraints. He elaborated on his budgetary challenges – which he contended included a $3 million deficit – and of the burden of providing State-mandated services without reimbursement from the State.

Mayor Pro Tem Felipe Martinez requested that Mr. Bullick provide data on the County clinics, and inquired whether the geographical location of the clinics proposed to close had been taken under consideration. Mr. Bullick indicated that the analysis had included a number of variables, including the geographical location and accessibility of each clinic, as well as their financial viability. He noted that the Porterville clinic operated at a loss.

In response to questions posed by the Council, Mr. Bullick indicated that the Lindsay clinic did not offer the same services as was offered at Porterville. He clarified that the Lindsay clinic would not be able to handle all of the Porterville patients, but rather only those that the County was mandated to see. Mayor Hamilton commented that while he understood the term “mandate,” he found it offensive when speaking of individuals needing healthcare, noting that there were many more individuals needing access to healthcare than those “mandated.” A brief discussion ensued as to the figures in the County’s staff report. In response to a request for more information, Mr. Bullick indicated that he would reserve that information until the Thursday prior to the Public Hearing on Tuesday, March 27th.

Council Member Pedro Martinez voiced dismay with the proposed clinic closure, particularly when considering Porterville’s population base and the City’s geographical location. He then spoke of the offensiveness of “mandate,” noting that many more than the mandated 500 individuals would be negatively impacted. He questioned how the County reached the point of proposing closure; why the City had not been apprised of the situation sooner; and whether the County had exhausted all possible
alternative options. He then spoke of the efforts made by the Council to maintain a good working relationship with the County, and questioned where the communication had broken down. He then asserted that the statement by the County to redirect the clinic patients to Lindsay was disingenuous in that it was known that the Lindsay clinic could not handle that magnitude of patients. He then requested that Mr. Bullick not recommend closure of the clinic and instead provide other alternatives.

Council Member Pete McCracken inquired as to what would happen to the lease and equipment at the Porterville site and whether the County would incur a loss. Mr. Bullick indicated that while he could not directly speak to that, one option would be for another entity to take it over. Mr. Bullick then elaborated on the measures taken by the County to increase productivity and profitability at all its clinics, including Porterville. He then clarified that he had been wanting to have the discussion for quite some time and that the item had not been generated in response to budgetary direction by the Board of Supervisors. Mr. Bullick then briefly spoke in general of his department’s overall expenses and revenues.

Mr. Bullick indicated that he would provide a copy of his report to Mr. Longley on Thursday, who could then distribute it to the Council. Mr. Longley inquired as to the County’s “mandate.” Mr. Bullick indicated that there was a significant difference between the uninsured and the indigent. He stated that “indigent” was defined separately in each county, and that each county had its own parameters to determine eligibility. He stated in Tulare County it was the TCMS Program, which was tied to the Federal Poverty Level. He stated that the indigent were those patients identified in the medical indigent adult program of each county, and not the uninsured.

Mayor Hamilton thanked Mr. Bullick for his time, and commented that while the Council understood what he was up against budgetarily, he wished that a more collaborative process would have taken place. Mayor Hamilton then invited interested individuals to come forward and address the Council.

- Dick Eckhoff, 197 North Main Street, voiced concern with the proposed clinic’s closure, stating it was unacceptable. He commented that the clinic was likely solvent when it relocated from its Sierra View location to its current location, and questioned what happened financially since its relocation. He suggested that the County should hold a public hearing in the Porterville area, noting that many individuals who might be impacted by the clinic’s closure might have difficulty in getting to the hearing. Mr. Eckhoff added that requiring additional travel to Lindsay would negatively impact the patients needing care, the air quality from auto emissions, and County roads due to additional wear and tear.

Mayor Hamilton advised that the County’s hearing would take place in Visalia at 9:00 a.m. on Tuesday, March 27, 2007, and invited individuals to attend. He then confirmed that he and Mayor Pro Tem Felipe Martinez would attend, representing the Council.

The Council requested the Mr. Longley notify the stakeholders in the community of the hearing, and share the information provided by the County with those stakeholders.
14. CITY OF PORTERVILLE GANG SUPPRESSION

Recommendation: Informational only.

City Manager John Longley presented the item and called on Police Chief Charles McMillan for the staff report. At the Chief’s request, Police Captain Steve Schnars came forward and presented the report.

In response to questions posed by the Council, Captain Schnars and Chief McMillan elaborated on the School Resource Officer program and the coordinated efforts between the City and the schools. A brief discussion ensued as to police activities associated with graffiti abatement, the recent annexations, and the Skate Park. It was stated that Officer M. Morales was responsible for graffiti calls, and that Porterville was the only City in the area that had zero tolerance for graffiti.

Disposition: Informational item only.

15. STREETS MAINTENANCE PROGRAM

Recommendation: Informational only.

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

In response to questions posed by the Council, Mr. Styles briefly elaborated on the work accomplished to date.

Mayor Hamilton thanked the department for their efforts and commented that he would like to see pothole repairs occur more quickly.

Disposition: Informational item only.

16. PROPOSED MORATORIUM FOR USE OF CREDIT CARDS

Recommendation: That the City Council:
1. Approve a three (3) month moratorium on the use of credit cards effective April 1 through June 30, 2007; and
2. Provide staff direction as to either set a maximum payment amount that can be charged to credit cards, or suspend credit card charges entirely during the moratorium.
City Manager John Longley presented the item, and Acting Deputy City Manager John Lollis presented the staff report. Mr. Longley requested that in the event the Council approved the requested three month moratorium, that the Council direct that a $250 maximum payment be established.

Staff clarified that the recommendation before the Council was a staff recommendation, and that the staff had worked with the Audit Committee in the preparation of an RFP that would soon come to the Council for consideration.

In response to a question posed by Council, Mr. Lollis elaborated on the various charges imposed for credit card processing.

COUNCIL ACTION: MOVED by Council Member Pedro Martinez, SECONDED by Council Member McCracken that the Council approve a three (3) month moratorium on the use of credit cards effective April 1 through June 30, 2007; and direct staff to set a maximum allowed payment of $250 that could be charged to credit cards.

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

Disposition: Approved.

It was requested that Item 21 be taken next.

21. ACCEPTANCE OF PROTEUS AND LOVE, INC. UTILITY VOUCHERS

Recommendation: That the Council provide direction to staff in consideration of the acceptance of vouchers in payment of City utility bills.

City Manager John Longley presented the item, and Acting Deputy City Manager John Lollis presented the staff report.

Mayor Pro Tem Felipe Martinez moved that the Council approve the acceptance of vouchers for payment of City utility bills, as proposed, and contracting with each individual agency.

Council Member Pedro Martinez seconded the motion.

Mayor Hamilton inquired as to how the City could be assured that only those impacted by the freeze participated in the program.

- Martha Loya, a Lindsay resident, came forward as Office Supervisor for Proteus in Porterville, and spoke of the ways in which Proteus verified individuals’ eligibility for participation in the program.
Mayor Hamilton also clarified with Elva Beltran the verification methods employed by Love Inc.

COUNCIL ACTION: MOVED by Mayor Pro Tem Felipe Martinez, SECONDED by Council Member Pedro Martinez that the Council approve the acceptance of vouchers in payment of City utility bills, as proposed.

M.O. 08-032007

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

Staff confirmed that monthly reports would be provided to the Council and that the program would commence immediately.

Disposition: Approved.

It was stated that Item No. 22 would be presented next.

22. COUNCIL MEMBER REQUEST FOR AN AGENDA ITEM – “WORK ASSISTANCE PROGRAM FROM EMERGENCY RESERVE”

Recommendation: That the City Council provide direction to staff in consideration of the work assistance program presented, authorizing both the work program and the necessary budget adjustment from emergency General Fund reserves.

City Manager John Longley presented the item, and Acting Deputy City Manager John Lollis presented the staff report.

• Martha Loya, a Lindsay resident, came forward on behalf of Proteus of Porterville. She thanked the City for its efforts, spoke in favor of the item, and elaborated on the proposed program and potential projects.

Mayor Pro Tem Felipe Martinez inquired whether the program would be able to assist with the Squatter Camp Clean-up Project, since private property was involved. City Attorney Julia Lew clarified that she was currently reviewing the issue, and that she believed it could be done since it was a public nuisance, and the proposed clean-up could be considered a public benefit.

A brief discussion ensued as to verifying eligibility and the timing of the implementation of the program. Ms. Loya elaborated on Proteus’s methods of verifying the eligibility of program participants, and indicated that the plan was to implement the program in April.

In response to questions posed by Council, Ms. Lew clarified that the benefit received by the program was to the City and that there was no problem with the proposed program. She also stated that
she did not believe it was an item that was required to go through the Meet and Confer process. In response to concerns raised by Council Member Pedro Martinez, Ms. Lew indicated that she did not believe it was a situation in which work was being taken away from City employees.

Ms. Loya stated that during the Freezes of 1990 and 1998, Proteus and the City of Porterville implemented similar programs, which she asserted, had no negative impact on City employees. Ms. Loya then indicated that through a grant received through the Tulare County Workforce Investment Department, Proteus had funds to place freeze-affected individuals with the Cities of Porterville and Lindsay. She stated there were approximately ten positions for ten forty-hour weeks, and requested that the Council also consider approving such job placements. City Attorney Julia Lew indicated that she believed the matter could be handled at staff level.

Mayor Pro Tem Felipe Martinez moved that the Council approve staff’s recommendation.

A discussion ensued as to how to identify the area from which the program participants would come. It was decided to allow individuals affected by the freeze who resided in the area covered by the Porterville Unified School District to participate in the program.

COUNCIL ACTION: MOVED by Mayor Pro Tem Felipe Martinez, SECONDED by Mayor Hamilton that the Council approve the proposed Work Program, to commence on April 15, 2007, as amended to assist 60 total individuals (20 individuals per month for a three month period) who reside in the area covered by the Porterville Unified School District; authorize staff to sign all necessary agreements between the parties; and authorize the necessary budget adjustment from emergency reserves to account for the City’s $100,000 commitment.

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

Disposition: Approved.

17. REGULATIONS PERTAINING TO SQUATTER CAMPS

Recommendation: That the City Council:
1. Consider the draft ordinance;
2. Provide further direction; and

City Manager John Longley presented the item, and City Attorney Julia Lew presented the staff report.
Mayor Hamilton requested that language be added to include the unlawful occupancy of permanent vacant structures by squatters. Ms. Lew confirmed the Mayor’s request.

**COUNCIL ACTION:** MOVED by Mayor Pro Tem Felipe Martinez, SECONDED by Council Member Pedro Martinez that the Council direct staff to prepare the draft ordinance, as amended to add language pertaining to squatters in permanent structures; and to schedule a public hearing for consideration and first reading of the ordinance on April 3, 2007.

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

Disposition: Approved.

18. CONSIDERATION OF SENIOR CENTER SANTA FE DEPOT FACILITY 2006 UTILITY BILLS, AND AUTHORIZATION OF CONTRIBUTION AND BUDGET ADJUSTMENT TO SUPPORT SENIOR CITIZEN ACTIVITIES FOR THE 06/07 FISCAL YEAR

Recommendation: That the City Council authorize:

1. Three (3) monthly contributions of $500 to the Senior Council for support of senior citizen activities; and
2. A $1,500 budget adjustment from General Fund reserves to Account 5050-092-660 to facilitate the contribution for the 06/07 Fiscal Year Ending June 30, 2007.

City Manager John Longley presented the item, and Parks & Leisure Services Director Jim Perrine presented the staff report.

In response to questions posed and concerns raised by Council, staff elaborated on the income and expense information provided, on the history of the subsidy provided to the Senior Council, and the organization’s co-sponsorship of the Senior Christmas Dinner. A lengthy discussion ensued as to the financial data provided, during which the Council questioned whether a subsidy was necessary. It was suggested that the Senior Council was likely bringing in significant revenue through bingo, and that such revenue information had not been provided.

Mr. Longley indicated that he had believed the staff report had been responsive to the Council’s direction, and that he would recommend that the information be reviewed by the Mayor first to determine its adequacy if the item was to be brought back to the Council. Council Member McCracken suggested that it might be beneficial to refer the item to the Audit Committee.

A brief discussion ensued as to the bingo license and the State requirement of the establishment of a separate fund for bingo revenue. Mr. Longley elaborated on what he understood to be the Senior
Council’s handling of its bingo fund. Mayor Hamilton voiced concern with not being provided information on its balance.

Mr. Longley stated that it was his understanding that the implication had not been that the Senior Council had insufficient funds to carry all costs, but rather that assistance from the City had been requested to support a senior program that benefitted residents.

**COUNCIL ACTION:** MOVED by Mayor Hamilton, SECONDED by Council Member McCracken that the Council deny the proposed contributions to the Senior Council and related budget adjustment.

M.O. 11-032007

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

Disposition: Denied.

19. PROPOSAL FOR GASB 34 APPRAISAL AND INVENTORY OF CITY INFRASTRUCTURE

Recommendation: That the City Council authorize staff to utilize the solicitation of proposals conducted by the City of Tulare in the selection of a professional consultant to perform GASB 34 appraisal services, and proceed with the GASB 34 valuation in compliance with CAFR requirements, utilizing funds currently allocated to the Finance Division.

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

**COUNCIL ACTION:** MOVED by Council Member Pedro Martinez, SECONDED by Mayor Pro Tem Felipe Martinez that the Council authorize staff to utilize the solicitation of proposals conducted by the City of Tulare in the selection of a professional consultant to perform GASB 34 appraisal services, and proceed with the GASB 34 valuation in compliance with CAFR requirements, utilizing funds currently allocated to the Finance Division.

M.O. 12-032007

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

Disposition: Approved.
20. REQUEST FROM PORTERVILLE CHAMBER OF COMMERCE FOR A PARTNERSHIP FINANCIAL INVESTMENT OF $10,000

Recommendation: If the Council determines to approve the request, $10,000 should be budgeted from non-allocated reserve monies for the purpose.

Disposition: This item was pulled from the Agenda.

23. COUNCIL MEMBER REQUEST FOR AN AGENDA ITEM – “DISCUSSION OF CITY NEPOTISM RULE”

Recommendation: None

City Manager John Longley presented the item, and Acting Deputy City Manager John Lollis presented the staff report.

A brief discussion ensued as to the draft policy presented. Mr. Longley suggested that the item might fall under the requirement of Meet and Consult, and requested that the City Attorney to research the matter.

COUNCIL ACTION: MOVED by Council Member Pedro Martinez, SECONDED by Mayor Pro Tem Felipe Martinez that the Council approve the draft Nepotism Policy as presented, and direct the City Attorney to research whether meet and consult was required.

M.O. 13-032007

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

Disposition: Approved.

ORAL COMMUNICATIONS
- Dick Eckhoff, address on record, requested clarification on the Nepotism Policy, which staff provided.

OTHER MATTERS
- Mayor Pro Tem Felipe Martinez spoke of sample permit/public counter checklists from the Cities of Visalia and Tulare, and inquired whether staff and Council had the opportunity to review the lists. Staff indicated that the City currently had checklists, but that they would review the samples. Mr. Longley indicated that the Council would be provided copies of the City’s checklist(s).
- Council Member Pedro Martinez noted the upcoming “Child Within” Cook-off to be held at Nuckol’s Ranch on March 31st, and confirmed that Council Member McCracken would be participating.
ADJOURNMENT:
The Council adjourned at 10:27 p.m. to the meeting of April 3, 2007.

Patrice Hildreth, Deputy City Clerk

SEAL

Cameron Hamilton, Mayor