Roll Call: Council Member McCracken, Council Member Pedro Martinez, Mayor Pro Tem Felipe Martinez, Council Member Hernandez (arrived at 6:55 p.m.), Mayor Hamilton

Pledge of Allegiance led by Mayor Pro Tem Felipe Martinez
Invocation – a moment of silence was observed.

ORAL COMMUNICATIONS
None

SCHEDULED MATTERS
1. AUTHORIZATION TO ADVERTISE FOR BIDS - SCREENING & GRIT EQUIPMENT UPGRADE AT WASTEWATER TREATMENT FACILITY

Recommendation: That the City Council:
1. Approve the Plans and Project Manual; and
2. Authorize staff to advertise for bids on the project.

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

COUNCIL ACTION: MOVED by Council Member Pedro Martinez, SECONDED by Council Member McCracken that the Council approve the Plans and Project Manual; and authorize staff to advertise for bids on the project.

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

Disposition: Approved.

2. AWARD OF CONTRACT - RIVERWALK MARKETPLACE

Recommendation: That the City Council:
1. Authorize Ennis Commercial Properties, LLC, to award Bid Package-1 to Granite Construction;
2. Authorize the City to pay Ennis Commercial Properties, LLC, the amount of $1,224,574, which includes $25,000 for surveying services as the City’s fair and equitable share of construction costs as stipulated in the Public Improvement Agreement between Ennis Commercial Properties, LLC and the City of Porterville dated
January 16, 2007;

3. Authorize progress payments to Ennis Commercial Properties, LLC, up to 90% of the contract amount upon proof of payments by Ennis Commercial Properties LLC to Granite Construction;

4. Authorize a 10% contingency to cover unforeseen costs;

5. Direct staff to review and adjust the cost sharing figures and present a final accounting of the true and equitable construction costs to the Council on August 21, 2007; and

6. Authorize the Mayor to execute a revised contract with Ennis Commercial Properties, LLC in the event the City’s analysis shows that the figures presented to Council require adjustment; and further

That the City Council:

1. Authorize Ennis Commercial Properties, LLC, to award Bid Package-2 to Granite Construction;

2. Authorize the City to pay Ennis Commercial Properties, LLC, the amount of $1,615,572, which includes $25,000 for surveying services as the City’s fair and equitable share of construction costs as stipulated in the Public Improvement Agreement between Ennis Commercial Properties, LLC and the City of Porterville dated January 16, 2007;

3. Authorize progress payments to Ennis Commercial Properties, LLC, up to 90% of the contract amount upon proof of payments by Ennis Commercial Properties LLC to Granite Construction;

4. Authorize a 10% contingency to cover unforeseen costs;

5. Direct staff to review and adjust the cost sharing figures and present a final accounting of the true and equitable construction costs to the Council on August 21, 2007; and

6. Authorize the Mayor to execute a revised contract with Ennis Commercial Properties, LLC in the event the City’s analysis shows that the figures presented to Council require adjustment; and further

That the City Council:

1. Authorize Ennis Commercial Properties, LLC, to award Bid Package-3 to Granite Construction;

2. Authorize the City to pay Ennis Commercial Properties, LLC, the amount of $477,092, which includes $5,000 for surveying services as the City’s fair and equitable share of construction costs as stipulated in the Public Improvement Agreement between Ennis Commercial Properties, LLC and the City of Porterville dated January 16, 2007;

3. Authorize progress payments to Ennis Commercial Properties, LLC, up to 90% of the contract amount upon proof of payments by Ennis Commercial Properties LLC to Granite Construction;

4. Authorize a 10% contingency to cover unforeseen costs;

5. Direct staff to review and adjust the cost sharing figures and present a final accounting of the true and equitable construction costs to the
6. Authorize the Mayor to execute a revised contract with Ennis Commercial Properties, LLC in the event the City’s analysis shows that the figures presented to Council require adjustment.

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

In response to an inquiry from the Council, a representative from Granite Construction spoke briefly of their planned timeline for the project. He indicated that the work would commence August 13, 2007. Mr. Rodriguez informed the Council that a timeline would be included in the report to be brought to the Council on August 21, 2007.

- Terry Sinyard, 545 Blue Oak Avenue, inquired whether a copy of the project plans was available for review. He indicated that he resided in Lone Oak Estates, and was concerned with traffic flow during construction.

Mr. Rodriguez responded in the affirmative, and indicated that he would be happy to schedule a time to meet with Mr. Sinyard and other residents in Lone Oak Estates. Mr. Rodriguez then provided Mr. Sinyard with his business card and requested that he contact him.

Mayor Pro Tem Felipe Martinez requested that the City provide public notice regarding the construction, suggesting that the Porterville Recorder might be a good venue. Mr. Rodriguez indicated that his department would provide public notice and stated that door hangars might be more effective.

Felipe Martinez moved that the Council approve staff’s recommendation. The motion died for a lack of a second.

Council Member McCracken moved that the Council approve staff’s recommendation. Council Member Pedro Martinez seconded the motion.

At 6:55 p.m., Council Member Hernandez arrived and was apprised of the item and discussion. He noted that the project was necessary, and spoke in favor of proceeding.

COUNCIL ACTION: MOVED by Council Member McCracken, SECONDED by Council Member Pedro Martinez that the Council approve staff’s recommendation. The motion carried unanimously.

Disposition: Approved.

3. AMENDMENTS TO EMPLOYEE PAY AND BENEFIT PLAN (POLICE SUPERVISORS EMPLOYEE GROUP)
Recommendation: That the City Council adopt the proposed resolution amending the Employee Pay and Benefit Plan for Fiscal Years 2007-2008 and 2008-2009; and authorize the Mayor to execute this and other documents necessary to implement the provisions thereof.

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

COUNCIL ACTION: MOVED by Council Member Hernandez, SECONDED by Mayor Pro Tem Felipe Martinez that the Council adopt the proposed resolution amending the Employee Pay and Benefit Plan for Fiscal Years 2007-2008 and 2008-2009; and authorize the Mayor to execute this and other documents necessary to implement the provisions thereof. The motion carried unanimously.

Disposition: Approved.

ORAL COMMUNICATIONS
None

OTHER MATTERS
• Council Member Hernandez:
  1. Reported on his attendance at the League of California Cities Conference in Monterey, particularly noting good information gleaned from the session on Youth Commissions, and spoke in favor of pursuing a Youth Commission through Porterville’s Parks & Leisure Services Department; and
  2. Spoke of ethics on the City’s current commissions and of losing qualified individuals.
• Mayor Pro Tem Felipe Martinez:
  1. Reported on his attendance at the League of California Cities Conference in Monterey, particularly noting the focus on redevelopment and the need for senior and student housing; and
  2. Spoke of the diversity of Porterville’s community and requested that a Proclamation acknowledging such diversity be prepared and presented during the International Food Festival event.
• Council Member Pedro Martinez:
  1. Advised everyone of the illness of the Senior Gleaners’ Director, and how much the organization depended on his efforts. He suggested that the organization might need some assistance during his absence; and
  2. Spoke of the recent death of a U.S. soldier from Lamont, and requested that the Council send a letter to the soldier’s family.
• Mayor Hamilton reported on his attendance at the League of California Cities Conference in Monterey, speaking favorably of the session on Youth Commissions.
ADJOURNMENT

The Council adjourned at 7:16 p.m. to the Meeting of August 7, 2007.

Patrice Hildreth, Deputy City Clerk

SEAL

Cameron Hamilton, Mayor