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:
   3- Government Code Section 54956.9(a) – Conference with Legal Counsel – Existing Litigation: Kincheloe v. City of Porterville.
   4- Government Code Section 54956.9(b) - Conference with Legal Counsel - Anticipated 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 Eddie Hernandez

INVOCATION

PROCLAMATION
   Filipino-American Week – September 29 through October 6, 2007

PRESENTATION
   City Managers Featured Projects for September 2007
   Introduction of New City Employees

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. Approval of City Council Minutes September 4, 2007

2. Purchase of Specialized Equipment
Re: Authorizing the purchase of two Fire Department vehicles with funds from the Equipment Replacement Fund and Measure H.

3. Award of Contract – Oak Avenue Improvement Project
Re: Awarding contract to Halopoff & Sons, Inc. in the amount of $259,427.01 for project consisting of street and parking lot improvements on Oak Avenue between Hockett and Division Streets.

Re: Considering authorization of City’s participation and funding options, and authorizing payment to Ennis Commercial in the amount of $1,366,581.94, for City’s share project costs.

5. Acceptance of Improvements – Meadow Breeze, Phase Two (Gary Smee – Smee Builders)
Re: Accepting public improvements for Subdivision located generally south of Castle Avenue, between Mathew and Salisbury Streets; and authorizing staff to file the Notice of Completion.

6. Right of Entry Form Approval for the Construction of Public Improvements Related to the Jaye Street Corridor Project
Re: Approving Right of Entry form between Home Depot U.S.A., Inc. and the City of Porterville related to construction of public improvements in vicinity of Jaye Street and Highway 190.

7. Initiate Process for Library Board of Trustees and Parks and Leisure Services Commission Appointments
Re: Announcing two term expirations on the Library Board and three term expirations on the Parks & Leisure Services Commission; directing staff to advertise said availabilities; and setting October 16, 2007 as the time for Council’s consideration of appointments.

Re: Authorizing expenditure of $2,300, funded from the Park Ranger Program, to provide portable restrooms at various sport practice fields; and approving a “Food For Fines” food drive from October 29th through November 15th to assist local food pantries.

9. Approval of Street Closure for ‘Music on Main Street’ Events
Re: Approving the closure of Cleveland Avenue between Main Street and Second Street from 5:00 p.m. to 8:30 p.m. each Friday evening from September 7, 2007 through October 26, 2007.

10. NIMS/SEMS/EOC Training
Re: Setting a study session for Thursday, September 27, 2007 at 6:00 p.m. for Council Member training pertaining to emergency and incident management.
Re: Approving annual event to take place at Veterans’ Park from 7:00 a.m. to 9:00 p.m., subject to stated requirements.

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

PUBLIC HEARINGS

12. Construction of Concrete Improvements on Date Avenue Reconstruction Project
Re: Receiving public commentary on proposed concrete improvements, pursuant to Municipal Code § 20-40.1-2, for which the City will seek reimbursement from property owners who pull a building permit with a valuation of $16,984 or more within a two year period.

13. Initiation of Preliminary Proceedings and Resolution of Application for Annexation No. 461
Re: Considering the initiation of preliminary proceedings and the filing of application with the Local Agency Formation Commission for the annexation of the area commonly known as the “Fairways Tract” generally located at the southeast corner of East Olive Ave. and Leggett St.

14. Sequoia Village at River’s Edge – Modification to Conditional Use Permit 1-2006 Resolution 34-2006
Re: Considering approval of a CUP to allow the construction of a six-foot wrought iron fence, in lieu of a six-foot masonry wall, along the eastern property line for the development east of ‘E’ Street, between Date and River Avenues.

SCHEDULED MATTERS

15. Project Proposal for Infrastructure and Operational Enhancements
Re: Consideration of options available regarding proposal by Johnson Controls for energy conservation enhancements.

16. Consider Implementing a Dog Park
Re: Considering Parks & Leisure Services Commission’s recommendation, and potential locations, for a dog park in the City.

17. Enforcement Issues Regarding Yard Sale Signs
Re: Considering enforcement of Section 2014A of the Zoning Ordinance pertaining to yard sale signs.

18. Authorization to Participate in Joint Powers Agreement Success Dam Seismic Remediation Project
Re: Authorizing the City’s continued participation in JPA, at cost of $6,250, to fund joint legal, technical and lobbying services to ensure the prioritization of the Success Dam Project by the Army Corps of Engineers.

19. Award of Add Alternate A – Date Avenue Reconstruction – ‘A’ Street Reconstruction & Storm Drain Project
Re: Awarding Add Alternate A to Mitch Brown Construction, Inc. in the amount of $89,680.47 for curb, gutter, sidewalks and drive approaches associated with Date Avenue/A Street reconstruction.
   Re: Authorizing payment of $1,231,004 to Ennis Commercial Properties, LLC for the City’s share of construction costs associated with reconstruction of Jaye St. and Springville, Vandalia, and Poplar Avenues, as set forth in Public Improvement Agreement dated January 16, 2007.

   Re: Considering request by Council Member.

Adjourn to a Meeting of the Porterville Redevelopment Agency.

**PORTERVILLE REDEVELOPMENT AGENCY AGENDA**

Roll Call: Agency Members/Chairperson

**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.

**REDEVELOPMENT SCHEDULED MATTERS**

PRA-1. Porterville Pacific Associates Regulatory Agreement for Redevelopment Affordability Covenants on Units in Sequoia Village at River’s Edge Multifamily Development
   Re: Considering authorization to enter into Regulatory Agreement for the development located generally east of E Street, between Date and River Avenues.

Adjourn the Redevelopment Agency Meeting to a meeting of the Porterville Public Improvement Corporation.

**PORTERVILLE PUBLIC IMPROVEMENT CORPORATION**

Roll Call: Directors/President

**WRITTEN COMMUNICATIONS**

**ORAL COMMUNICATIONS**

**PUBLIC IMPROVEMENT SCHEDULED MATTER**

PIC-1. Annual Meeting of the Porterville Public Improvement Corporation
   Re: Election of officers and the approval of the 2007 Status Report for Certificates of Participation Projects.

Adjourn to a Meeting of the Porterville City Council.

**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 September 25, 2007 at 5:30 p.m.

*It shall be the policy of the City Council to complete meetings, including closed sessions, by 11:00 p.m. unless, upon consensus, Council elects to continue past the adjournment hour.*

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 Deputy City Clerk at (559) 782-7464. 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.