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:

7:00 P.M. RECONVENE OPEN SESSION

**REPORT ON ANY ACTION TAKEN IN CLOSED SESSION**

Pledge of Allegiance Led by Mayor Cameron Hamilton
Invocation

**PROCLAMATION**

“Porterville Chamber of Commerce Day” – November 3, 2007

**PRESENTATIONS**

Employee Service Awards
Introduction of New City Employees
City Manager’s Featured Projects
Library Board of Trustees’ Semi-Annual Report

**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 of July 9, 2007 and August 27, 2007
2. Claim – Dennis E. Connor  
Re: Considering rejection of a claim for $234.41 for damages claimant alleges were sustained when the arm of a City refuse vehicle struck his mailbox while emptying his trash on July 1, 2007 at 1331 North Highland Drive.

3. Claim – Maria Oliveros  
Re: Considering rejection of a claim for $2,720 for property loss claimant alleges incurred when Porterville police officers executed a search warrant at her home on September 11, 2007 at 379 South B Street.

4. Claim – Ajit Pannu  
Re: Considering rejection of a claim for $802.47 for property damages claimant alleges were sustained when Porterville police officers forced entry into his rental unit to execute a search warrant on August 16, 2007 at 1923 West Roby, Apt. B.

5. Claim – Gary Meeks  
Re: Considering rejection of claim for $315 for fees associated with the towing and impound of claimant’s vehicle on July 28, 2007 at 1776 W. Olive Avenue, for which claimant has already been fully reimbursed by Porterville Police Department.

6. Approval for Community Civic Event – Mariachi Academy Foundation – Fabulous Music Jam  
Re: Approving civic event to take place on November 10, 2007 at Centennial Plaza on Main Street, from 10:00 a.m. to 8:00 p.m.

7. Authorization to Advertise for Bids – ‘C’ Street Water Main and Miscellaneous Fire Hydrant Project  
Re: Approving staff’s recommended plans and project manual, and authorizing staff to advertise for bids for project consisting of installing a new water main and hydrants on C Street between Date Avenue and Walnut Avenue at an estimated cost of $154,535.

8. Authorization to Advertise for Bids – Traffic Signal No. 11 (Indiana Street and Putnam Avenue)  
Re: Approving staff’s recommended plans and project manual, and authorizing staff to advertise for bids for project with an estimated cost of $304,393.50.

9. Reject All Bids – WWTF Screening and Grit Equipment Upgrade 2007 Project  
Re: Rejecting bids, authorizing re-advertisement of project, and authorizing staff to allocate funds to the Effluent Pipeline and Land Leveling Project, including $910,000 from the Waste Water Treatment Facility’s Capital Reserve Fund.

Re: Authorizing the opening of escrow and payment to property owner in the amount of $26,340, after completion of escrow, for 1,317 sq. ft. of real property needed for right-of-way purposes.
Re: Authorizing staff to open escrow and make payment to property owner in the amount of $80,000 after completion of escrow, for 5,040 sq. ft. of real property needed for right-of-way purposes.

12. Acceptance of Improvements – Sierra Meadows (Gary Smee – Smee Builders)
Re: Accepting public improvements for subdivision located generally at the north east corner of Gibbons Avenue and Indiana Street, and authorizing staff to file a notice of completion.

13. Acceptance of the HVAC Replacement Project
Re: Accepting the Project, consisting of HVAC installations at City Hall and Porterville Community Center on Putnam Avenue, from Morris Levin and Son as complete, and authorizing the filing of the Notice of Completion.

14. Program Supplement to the Local Agency-State Master Agreement – Traffic Signal No. 9 (Olive Avenue and Mathew Street) Project
Re: Approving the Program Supplement to Local-State Master Agreement No. 06-5122 with the Department of Transportation to account for the new traffic signal.

15. Augmentation Funds for the West Street Industrial Park Project – Additional Storm Drain Funds
Re: Considering the appropriation of $246,762.07 from the Storm Drain Master Plan Payback account to finance the extension of master plan storm drain facilities to the OHV Track and Drainage Reservoir.

16. Open Escrow – Davick Dev. Corp. (James Choate) Property
Re: Authorizing the opening of escrow, and payment in the amount of $195,000 from the Water Replacement Fund for the purchase of a 1.9 acre site and pipeline easements located generally north of Putnam Avenue, and east of Tulsa Street, bounded by the City/County line to the north.

17. Proposal for GASB 34 City Infrastructure Inventory and Valuation Services
Re: Authorizing staff to utilize the solicitation of proposals conducted by the City of Tulare in the selection of the firm of CBIZ Accounting, Tax & Advisory, LLC to perform the appraisal and reporting as required by the Governmental Accounting Standards Board (“GASB”).

18. Amendments to Employee Pay and Benefit Plan, and Employee Retirement System
Re: Adopting resolution approving amendments covering matters pertaining to wages, benefits and working conditions with the Porterville City Employees Association (“PCEA”) representing the General Series employees.

Re: Confirming the scheduling of a refresher seminar on ethics, the California Public Records Act, financial conflict of interest laws, and open meeting laws to be conducted by Michael Jenkins, and authorizing the approximate expenditure of $3,000 for same.

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

20. Budget Adjustment/Citizens’ Option for Public Safety (COPS) Program Funding
   Re: Considering the authorization of the use of grant funds in the approximate amount of
   $100,000 to off-set the costs for a full-time sworn officer, the community services officer, and
   all necessary training and equipment costs.

    Vacation of a Portion of “C” Street (CVS Pharmacy)
   Re: Considering the approval of a zone change, “D” Overlay, CUP and vacation associated with
   a proposed CVS Pharmacy with a drive-through to be located on the southeast corner of Olive
   Avenue and C Street.

22. Conditional Use Permit 9-2007 (Mr. Iqbal Singh and Mr. Parmjit Kaur, Friendly Liquor)
    Re: Considering the approval of a CUP to allow for the construction of a new 2,400 sq. ft.
    liquor/convenience store located at 814 West Olive Avenue.

23. Conditional Use Permit 8-2007 and Tentative Parcel Map 4-2007 for that Site Located on the
    Southeast Corner of Main Street and Thurman Avenue (Ennis Commercial)
    Re: Considering the approval of a CUP and TPM to allow for a four unit “air space”
    condominium complex in the existing two-story building located on the southeast corner of Main
    Street and Thurman Avenue.

    Corridor
    Re: Considering the establishment an Underground Utility District along Jaye Street from State
    Route 190 to a point 500 feet north of Springville Avenue.

25. Ordinance Setting Forth Comprehensive Changes to the City’s Animal Control Regulations
    Re: Consideration of ordinance containing extensive modifications to the City’s animal control
    regulations including licensing requirements, vicious/dangerous dog procedures, repeat
    offenders, and penalties.

SCHEDULED MATTERS

26. Youth Group Field Use Fees
    Re: Considering report on current Field Use Fees for youth group activities in consideration of
    costs associated with the City providing portable toilets at sports practice fields.

27. Appointments to Library Board of Trustees and Parks and Leisure Services Commission
    Re: Considering submitted Requests for Appointments, and appointing two residents to the
    Library Board of Trustees, and three residents to the Parks & Leisure Services Commission.

28. Acceptance of the Rails to Trails Parkway Project
    Re: Accepting the project as complete from Central Valley Asphalt, conditioned upon staff
    retaining $10,991.40 for the remediation of drainage issues, and $5,000 in liquidated damages;
    and authorizing the filing of the Notice of Completion.
29. Intent to Vacate Sanitary Sewer and Water Easements Related to Target Store Expansion
   Building Permit
   Re: Considering an intent to vacate easements described in Tulare County Recorder Document
   No. 92-011075 necessary for the expansion of the Target Store located on Henderson Avenue.

30. Award of Contract – “Banking Services”
    Re: Considering the recommendation of the Audit Committee to set aside the merchant services
    aspect of the Banking Services RFP, and selecting a banking services provider from the list of
    responders.

31. Council Member Request for an Agenda Item – Consideration of Support in the Formation of
    a Tulare County Cities Association
    Re: Considering the request of a Council Member to support the formation of a Tulare County
    Cities Association.

32. Council Member Request for an Agenda Item – Consideration of the Creation of a Youth
    Commission
    Re: Considering the request of a Council Member to create a Youth Commission.

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 October 30, 2007 at 6:00 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 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.