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:
   4- Government Code Section 54956.9(c) - Conference with Legal Counsel - Anticipated Litigation: Three Cases.

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

Pledge of Allegiance Led By Council Member Pete V. McCracken
Invocation

PROCLAMATIONS
“Make A Difference Together – Faith In Action Event”
“America Recycles Week” – November 11-17, 2007

PRESENTATIONS
Employee of the Month – Jake Castellow
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 of August 21, 2007

2. Claim – Mario Palomares  
   Re: Considering rejection of a claim in the amount of $835 for reimbursement for damages to claimant’s vehicle’s rims allegedly caused by a pothole near 224 South Ohio Street on September 13, 2007.

3. Budget Adjustment for the 2007-2008 Fiscal Year  
   Re: Approving budget adjustment to account for expenditure in the amount of $6,311 for the re-codification of the City’s Municipal Code.

4. Amendment to Contract with TRG Land, Inc. – Consultant for the Development of a Hillside Development Ordinance  
   Re: Authorizing budget adjustments in the amount of $20,000 to cover cost overrun for the development of the hillside ordinance and case study.

5. Authorization to Reject Bids and Re-Advertise – Initial Attack Fire Apparatus  
   Re: Authorizing the rejection of bids, and authorizing staff to re-write the specifications and re-bid the equipment purchase.

6. Amended Acceptance of the Rails to Trails Parkway Project  
   Re: Rescinding project acceptance from the October 16, 2007 City Council Meeting that indicated a final construction cost of $396,479.87; accepting the project as complete with a final construction cost of $406,879.87; and authorizing the filing of the Notice of Completion.

7. Acceptance of Appraised Value of Right of Way for Property Located at APN 268-130-037 – Fred E. Leavitt and Irene M. Leavitt – Well #30 Project  
   Re: Authorizing staff to make payment to property owners in the amount of $155,157.24 ($225,976 less water impact fees in the amount of $70,818.76) after completion of escrow; and authorizing staff to record the necessary documentation.

   Re: Authorizing staff to make payment to property owners in the amount of $500, and authorizing staff to record the necessary documentation with the County Recorder.

9. Award of Contract – Well No. 31 (Drilling Phase) Project  
   Re: Awarding contract to Zim Industries, Inc. of Fresno in the amount of $424,780 for the project consisting of drilling a municipal water well on the west side of Mathew Street between Orange Avenue and Union Court.

10. Award Contract – Super Duty Cab & Chassis Truck  
    Re: Awarding contract to Broadway Ford of Oakland, CA in the amount of $79,355.24 for two
new four-wheel drive super duty cab and chassis trucks for the Fire Department.

11. Award Contract – Provide and Spread Gypsum
Re: Awarding contract to Superior Soil Supplements of Hanford, CA in the amount of $17,052, or $58.80 per ton, to provide and spread high quality gypsum on agricultural land used by the City as a reclamation site; and authorizing staff to exercise annual renewals as necessary.

12. Acceptance of Donation from Friends of the Library
Re: Accepting a donation of new furniture from the Friends of the Library.

13. General Plan Update – Request for Approval of Additional Services to Update the Zoning and Subdivision Ordinances
Re: Authorizing expanded services and expenditure; authorizing the Mayor to sign an addendum to the contract with consultant Dyett and Bhatia; and reappointing the members of the General Plan Update Advisory Committee and the Subdivision Ordinance Update Advisory Committee.

14. Minor Technical Adjustments to the Riverwalk Marketplace Commercial Center Project; Approved by Conditional Use Permit 4-2006 Within the Viejo Robles Planned Development Generally Located at the Northwest Corner of Jaye Street and State Route 190
Re: Ratifying the Zoning Administrator’s approval of the updated site design of the eastern portion of the site; and authorizing the Zoning Administrator to approve additional technical adjustments.

15. El Dorado Estates Tentative Subdivision Map – Extension of Time
Re: Approving a one-year extension of time for Subdivision Map for subdivision proposed on the south side of the southerly prolongation of Tulsa Street between Olive Avenue and the easterly prolongation of Putnam Avenue.

16. Extension of Development Obligations – Airport Industrial LLC
Re: Approving a six-month extension of time for Airport Industrial LLC to obtain a building permit for proposed facility at the corner of Newcomb Street and Hope Avenue in the Porterville Airport Industrial Park.

17. Approval for Community Civic Event – Porterville Chamber of Commerce Rotary Club of Porterville, and Downtown Porterville Association – Annual Children’s Christmas Parade – November 27, 2007
Re: Approving annual civic event, subject to stated conditions, to take place from 5:00 p.m. to 9:00 p.m. on Tuesday, November 27, 2007 along Main Street in Downtown Porterville.

Re: Approving annual civic event, subject to stated conditions, to take place on Friday, November 23, 2007 from 4:00 p.m. to 8:00 p.m. at Centennial Park on Main Street.

Re: Approving civic event, subject to stated conditions, to take place on Saturday, June 21, 2008
from 6:00 a.m to 12:00 a.m.; and authorizing a budget adjustment of $9,000 to account for expense of securing liability and property damage insurance policies for the event.

20. Prop. 1B Transit Funds
Re: Authorizing transit staff to complete and file an application for Proposition 1B transit funds consisting of capital expenditures for the Bus Maintenance Facility, and any other capital expenditure that may be accommodated; and authorizing the Mayor to execute all necessary documents.

Re: Accepting the informational report.

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

PUBLIC HEARINGS

22. Nadar Homes – Tentative Subdivision Map (Nadar Development)
Re: Considering approval of a Tentative Subdivision Map to divide an 8.8± vacant parcel into 43 single family residential lots located generally east of South Prospect on the east end of the terminus of Forest Avenue and Orange Avenue, adjacent to State Route 65.

23. Conditional Use Permit 11-2007 – Permit Development of a 20-Unit Apartment Complex with “Affordable Units” Located at 1101 W. Putnam Avenue
Re: Considering approval of a C.U.P. to allow the development of an apartment complex on a 1± acre site in the R-2 (Four Family Residential) Zone.

24. Adoption of California Building and Fire Codes
Re: Adopting the 2007 Editions of the California Building, Plumbing, Mechanical, Electrical, and Fire Codes.

25. Regulations Prohibiting the Use of Land for the Purpose of Operating a Dispensary of Marijuana for Medical Purposes and Setting Forth Regulations in the Event Federal Law Changes to Permit the Operations
Re: Considering Ordinances to prohibit the use of land for, and the operation of, medical marijuana dispensaries within the City of Porterville; and establishing regulations of same in the event Federal law changes to permit the operation of said dispensaries.

26. Resolution of the City Council of the City of Porterville Proposing an Amendment to the Freeholders Charter of the City of Porterville, Declaring an Official City Motto
Re: Considering resolution to place a measure on the June 3, 2008 ballot for the voters to consider adopting “In God We Trust” as the official motto of the City of Porterville.

SECOND READINGS

27. Ordinance 1726, Animal Control Regulations
Re: Giving Second Reading to Ordinance 1726, Repealing Chapter 5, Sections 5-1 through 5-4.6 and Replacing it with Chapter 5, Sections 5-1.0 through 5-5.1 of the Porterville Municipal Code Pertaining to Animal Control, and adopting said Ordinance.

28. Ordinance 1727, Approving Zone Change 4-2007
Re: Giving Second Reading to Ordinance 1727, Approving Zone Change 4-2007 on Property Located on the Southeast Corner of Olive Avenue and “C” Street, and adopting said Ordinance.

SCHEDULED MATTERS
29. Youth Advisory Commission Implementation
   Re: Discussion and consideration of implementing a Youth Advisory Commission in the City of Porterville.

30. Authorization to Reorganize the Engineering and Building Division – Public Works Department
   Re: Considering a reorganization in the Engineering & Building Division of the Public Works Department.

31. Intent to Abandon a Portion of Poplar Avenue
   Re: Considering the vacation of a portion of Poplar Avenue between Jaye Street and the southerly prolongation of Kessing Street pursuant to the requirements of the Environmental Impact Report for the Riverwalk Marketplace.

32. Ordinance Regulating State Video Franchise Holders
   Re: Considering ordinance establishing the City’s rights and responsibilities with regard to State cable franchise holders under a new State law AB 2987, also known as the Digital Infrastructure and Video Component Act.

33. City Council Priority Project Review
   Re: Scheduling a Study Session on December 8, 2007 for the Council’s review and identification of priority projects.

34. Interim Financial Status Reports and Grants Summary Report

35. Quarterly Portfolio Summary
   Re: Accepting the Quarterly Portfolio Summary for the First Fiscal Quarter Ended September 30, 2007, in accordance with SB 564 and SB 866.

Adjourn to a Meeting of the Porterville Redevelopment Agency.

PORTERVILLE REDEVELOPMENT AGENCY AGENDA
November 6, 2007

Roll Call: Agency Members/Chairperson

WRITTEN COMMUNICATIONS
ORAL COMMUNICATIONS

REDEVELOPMENT SCHEDULED MATTER
PRA-1. Approve Certificate of Completion Main Street – Ennis Commercial Properties, LLC
Re: Considering the approval of the Certificate of Completion for construction and development pursuant to the Development and Disposition Agreement; and approving the subordination of the Ennis Commercial Properties, LLC Promissory Note from construction financing to permanent financing.

Adjourn to a Meeting of the Porterville Public Financing Authority.

PORTERVILLE PUBLIC FINANCING AUTHORITY AGENDA
November 6, 2007

Roll Call: Public Financing Authority

WRITTEN COMMUNICATION

ORAL COMMUNICATIONS
None

PUBLIC FINANCING SCHEDULED MATTER
PFA-1. Annual Meeting of the Porterville Public Financing Authority
Re: Holding annual meeting in accordance with the Authority’s By-Laws, accepting public commentary, and approving the 2007 Status Report for the Redevelopment Bond Issue #1 Projects.

Adjourn to a meeting of the Porterville City Council.

SCHEDULED MATTER
36. Acceptance of Final Parcel Map – Centennial Plaza (Ben Ennis)
Re: Approving the Final Parcel Map for Centennial Plaza located on the southeast corner of Thurman Avenue and Main Street.

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 November 20, 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.