Call to Order: 6:00 p.m.
Roll Call: Council Member McCracken, Mayor Pro Tem F. Martinez, Council Member Hernandez, Mayor Hamilton
Absent: Council Member P. Martinez

ORAL COMMUNICATIONS
None

CLOSED SESSION:
A. Closed Session Pursuant to:
   1- Government Code Section 54956.9(a) - Conference with Legal Counsel - Existing Litigation: John Hale et al. v. City of Porterville et al.
   2- Government Code Section 54956.9(c) - Conference with Legal Counsel - Anticipated Litigation: One Case & Section 54956.9(b) - Conference with Legal Counsel - Anticipated Litigation: One Case.

7:08 P.M. RECONVENE OPEN SESSION
REPORT ON ANY ACTION TAKEN IN CLOSED SESSION
City Attorney Julia Lew reported on the following action:

A1- Government Code Section 54956.9(a) - Conference with Legal Counsel - Existing Litigation: John Hale et al. v. City of Porterville et al.

Ms. Lew indicated that a settlement had been approved between all parties and that the agreement would be available in the near future.


Ms. Lew reported that the Council approved the Lease extension at the current rate of .073¢ per square foot.

Pledge of Allegiance Led by Mayor Pro Tem Felipe Martinez
Invocation: A Moment of Silence

PROCLAMATION
Arbor Day
PRESENTATION
Employee of the Month - Bryan Clower
Commendations to Ken Brown and Danny Aguirre

COUNCIL ACTION: MOVED by Council Member McCracken, SECONDED by Mayor Pro Tem Felipe Martinez that the Council add Item 29, “Consideration of an Interim Urgency Ordinance Restricting the Location of Medical Marijuana Dispensaries Pending the Adoption of Permanent Regulations Addressing that Particular Land Use” for general discussion at this meeting and continued to February 9, 2007, at a time selected by Council, for consideration of the ordinance itself.

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

Disposition: Approved

ORAL COMMUNICATIONS
• Peggy Ann Hensley, 250 N. Third St., #203, requested to have a Porterville Animal Shelter, with a spay/neuter and vaccination facility. Mrs. Henley then provided the Council with a letter and petition.
• Bruce Peterson, Director of General Services, and Dick Hatfield, Board Chair, Sierra View District Hospital, spoke in favor of Item 8.
• Boyd K. Leavitt, 457 E. Oak, requested that the Council adopt an enforceable ordinance to require that truckers have business licenses and park off the street.
• Dick Eckhoff, Chairman Porterville Auxiliary for the City of Hope, spoke of the event scheduled for February 24th at 7:00 p.m. at the Memorial Building in memory of Buck Shaffer (“In Memory of Greatness”). He indicated that Mr. Shaffer had chaired the event from 1963 until 2006 when he retired.

CONSENT CALENDAR
1. CITY COUNCIL MINUTES OF JANUARY 19, 2007
Recommendation: That the City Council approve the City Council Minutes of January 19, 2007.
Documentation: M.O. 02-020607
Disposition: Approved.

2. BUDGET ADJUSTMENTS FOR THE 2006-07 FISCAL YEAR
Recommendation: That the Council approve the budget adjustments as presented, and authorize staff to modify revenue and expenditure estimates as described on the attached schedule.
Documentation: M.O. 03-020607
Disposition: Approved

3. AUTHORIZATION TO ADVERTISE FOR BIDS – DATE AVENUE RECONSTRUCTION – ‘A’ STREET RECONSTRUCTION & STORM DRAIN
Recommendation: That the City Council:
1. Approve the Plans and Project Manual for the Date Avenue Reconstruction
   – ‘A’ Street Reconstruction & Storm Drain Project; and
2. Authorize staff to advertise for bids

Documentation: M.O. 04-020607
Disposition: Approved

4. AMENDMENT TO CAROLLO ENGINEERS SERVICE AGREEMENT – BURIED
   SLUDGE PROJECT

Recommendation: That City Council:
1. Authorize the Mayor to execute an Amendment to Carollo Engineers &
   Associates Service Agreement at an agreed fee of $78,000 for the services
   described herein; and
2. Authorize progress payments up to 100% of the fee amount and authorize a
   10% contingency to cover unforeseen design efforts.

Documentation: M.O. 05-020607
Disposition: Approved

5. AMENDMENT TO NOLTE & ASSOCIATES SERVICE AGREEMENT – PLANO
   BRIDGE WIDENING

Recommendation: That City Council:
1. Authorize the Mayor to execute and Amendment to Nolte & Associates’
   Service Agreement at an agreed fee of $22,000 for the services described
   herein; and
2. Authorize progress payments up to 100% of the fee amount and authorize a
   10% contingency to cover unforeseen design efforts.

Documentation: M.O. 06-020607
Disposition: Approved

6. AWARD OF CONTRACT – CLASS II AND CLASS III BIKEWAY PROJECT

Recommendation: That City Council:
1. Award the Class II and Class III Bikeway Project to in the amount of
   $81,120.80,
2. Authorize progress payments up to 90% of the contract amount; and
3. Authorize a 10% contingency to cover unforeseen construction costs.

Documentation: M.O. 07-020607
Disposition: Approved

7. ACCEPTANCE OF PROJECT – INDIANA STREET PROJECT, PUTNAM AVENUE TO
   OLIVE AVENUE

Recommendation: That City Council:
1. Accept the project as complete;
2. Authorize the filing of the Notice of Completion; and
3. Authorize the release of the 10% retention thirty –five (35) days after
   recordation, provided no stop notices have been filed.
8. RELINQUISHMENT OF PROPERTY TO SVDH LOCATED AT APN 252-272-014

Recommendation: That the City Council:
1. Authorize staff to prepare plans and specification for the abandonment of Well No. 5 in accordance with Tulare County Health Department Standards as a “Tier 2” priority project; or
2. Allow SVDH to prepare contract documents and hire a contractor to abandon Well No. 5 in accordance with Tulare County Health Standards by an agreement approved by the City Council; and
3. Authorize staff to process a Quitclaim Deed and Lot Line Adjustment relinquishing and merging the well property to larger Sierra View District Hospital property upon completion of the well abandonment.

9. REDEVELOPMENT AGENCY ANNUAL REPORT TO LEGISLATIVE BODY


10. CDBG CITIZENS’ ADVISORY AND HOUSING OPPORTUNITY COMMITTEE AND CITIZEN PARTICIPATION PLAN

Recommendation: That the City Council:
1. Adopt the 2007 Citizen Participation Plan; and
2. Appoint Pat Contreras, Linda Olmedo, Grace Munoz-Rios, Rudy Roman and John Dennis to the Citizens’ Advisory and Housing Opportunity Committee for a one-year term.

11. PORTERVILLE FIRE DEPARTMENT UNIFORM PATCHES

Recommendation: Informational report only.

12. APPROVAL OF ADMINISTERING AGENCY-FEDERAL MASTER AGREEMENT NO. 06-5122R MASTER AGREEMENT FOR CALTRANS

Recommendation: That the City Council:
1. Authorize the Mayor to sign the draft resolution approving and accepting the conditions as set forth in Administering Agency-Federal Master Agreement No. 5122R;
2. Authorize the Mayor to sign both copies of the “Master Agreement”; and
3. Direct the City Clerk to transmit the executed resolution and both copies of the “Master Agreement” to CalTrans Local Programs, District 6, Fresno office.

Documentation: Resolution 3-2007
Disposition: Approved

13. PROGRAM SUPPLEMENT TO THE LOCAL AGENCY-STATE MASTER AGREEMENT – COLLEGE AVENUE AND MAIN STREET PROJECT

Recommendation: That the City Council:
1. Approve the subject program supplement by passing a resolution authorizing the Mayor to sign the subject program supplement; and
2. Direct staff to return the signed program supplement to CalTrans.

Documentation: Resolution 4-2007
Disposition: Approved

14. COUNCIL MEMBER REQUEST TO RECONSIDER PORTERVILLE COMMERCIAL CENTER

Recommendation: Contingent upon receipt of an executed settlement agreement by all parties in a related lawsuit, that the City Council approve reconsideration and place the applications for general plan amendment, zone change and certification of the EIR in the February 20, 2007 City Council Meeting agenda, with public hearing as required by law.

Documentation: M.O. 12-020607
Disposition: Approved

15. CNG TRANSIT BUS/BUS ADVERTISING

Recommendation: That the City Council direct staff to proceed with the installation of “ad frames” on the CNG transit buses and negotiate with The Kaltoft Company to determine if advertisement prices need to be modified.

Documentation: M.O. 13-020607
Disposition: Approved

16. AIRPORT LEASE RENEWAL - LOT 30 A1-A3

Recommendation: That the Council approve the Lease Agreement between the City of Porterville and Mr. Jim Uny, owner of J. Enterprise Trust, Kernville, CA, for Lot 30-A1-A3.
17. DESIGNATION OF CITY FIRE STATIONS AS SAFE BABY SURRENDER SITES

Recommendation: That the City Council adopt the draft resolution designating the Porterville City Fire Stations at 40 W. Cleveland and 500 N. Newcomb as Safe Baby Surrender Sites.

Documentation: Resolution 5-2007
Disposition: Approved

COUNCIL ACTION: MOVED by Mayor Hamilton, SECONDED by Mayor Pro Tem Felipe Martinez that the Council approve Item Nos. 1 through 17.

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

Disposition: Approved

PUBLIC HEARINGS
18. ZONING ORDINANCE AMENDMENT 2006-7 (FORMERLY 3-7004) – AN ORDINANCE AMENDING VARIOUS SIGNAGE REGULATIONS

Recommendation: That the City Council:
1. Approve the proposed Ordinance Amendment and give first reading to the draft ordinance, and
2. Waive further reading of the draft ordinance, approve Ordinance Amendment 2006-7, and order to print.

City Manager John Longley presented the item and Senior Planner Julie Boyle presented the staff report.

The public hearing opened at 7:35 p.m.

- Dick Eckhoff, 197 North Main Street, Chairman of the Downtown Porterville Association, 1) stated that the ordinance had been put together as well as possible but that there was still a problem with hanging signs downtown due to the awnings being low; 2) expressed concern that flashing lights could interfere with traffic and distract drivers, causing a hazard, but noted that they were an important advance in signage; 3) made mention to a signage problem that took place in Fresno; 4) spoke in favor of everyone following the same rules and guidelines; and 5) urged the Council to approve the ordinance.

- Avtar Singh, Owner of Subway, 134 North Main Street, expressed concern for businesses located near the highway whose signage might not be visible due to height restrictions.

The public hearing was closed at 7:40 p.m.
Council Member Hernandez thanked the Chamber and staff for all the work done on the Ordinance, and stated that he believed that it would benefit the City as a whole.

**COUNCIL ACTION:** MOVED by Mayor Pro Tem Felipe Martinez, SECONDED by Council Member McCracken that the Council waive further reading, approve Ordinance 1711, and order the ordinance to print, being AN ORDINANCE OF THE CITY.

**Ordinance 1711**

COUNCIL OF THE CITY OF PORTERVILLE AMENDING PORTIONS OF THE MUNICIPAL CODE AND ZONING ORDINANCE PERTAINING TO SIGNAGE RESTRICTIONS.

**AYES:** McCracken, F. Martinez, Hernandez, Hamilton

**NOES:** None

**ABSTAIN:** None

**ABSENT:** P. Martinez

The City Manager read the Ordinance by title only.

Disposition: Approved.

19. STATES TENTATIVE SUBDIVISION MAP (ENNIS HOMES)

Recommendation: That the City Council continue the item to the February 20, 2007 meeting.

This item was continued to February 20, 2007.

20. INITIATION OF PRELIMINARY PROCEEDINGS AND RESOLUTION OF APPLICATION FOR ANNEXATION NO. 471

Recommendation: That the City Council continue this item.

This item was continued to a future meeting, date unspecified.

**SCHEDULED MATTERS**

21. FIREWORKS PERMITS

Recommendation: That the City Council:

1. Reaffirm the current number of permits in the lottery process to ten (10); or
2. Increase the number of permits based on the current population in city limits of Porterville.

City Manager Longley presented the item and Fire Chief Garcia presented the staff report.

A discussion ensued during which the Council determined that if the number of permits was based on the City’s current population, the number of permits allowed would be between 12 and 13. City Manager Longley added that in May, the City should have a redefined population.

Council Member Hernandez spoke against increasing the number of permits, suggesting that it would be counter-productive.
City Manager Longley asked if it was the Council’s direction to have the Fire Chief present the number of permits and the population on an annual basis so as to determine if the need to increase the number of permits was necessary.

Council Member Hernandez agreed that this was something he would like to see happen.

City Attorney Lew stated that it only took one Council Member to put it on the agenda every year, so that it could be done via official policy change, or it could be raised each year by a Council Member.

**COUNCIL ACTION:** MOVED by Council Member Hernandez, SECONDED by Mayor Pro Tem Felipe Martinez that the Council confirmed 10 permits for 2007; direct the Fire Chief to submit a report, at the first meeting in February of each year, on the number of permits allowable at that time for the lottery, along with population figures.

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

Disposition: Approved

22. REQUEST FOR SPECIAL FIREWORKS PERMIT

Recommendation: That the City Council approve the request for a special fireworks permit to the Exchange Club of Porterville for calendar year 2007, give first reading to the draft ordinance, and order it to print.

City Manager John Longley presented the item and Fire Chief Garcia presented the staff report.

Mayor Hamilton asked if the club was required to spend a certain amount of the proceeds on the show, to which Chief Garcia stated he didn’t believe they reserved any carry over funds.

City Manager Longley stated that he believed they do have carry over.

**COUNCIL ACTION:** MOVED by Mayor Hamilton, SECONDED by Council Member Hernandez at the Council approve the request for a special fireworks permit to the Exchange Club of Porterville for calendar year 2007, give first reading to the draft ordinance, and order the ordinance to print, being AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE AMENDING CHAPTER 12, ARTICLE II, FIREWORKS, OF THE PORTERVILLE MUNICIPAL CODE.

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

The City Manager read the Ordinance by title only.

Disposition: Approved.
23. INTERIM FINANCIAL STATUS REPORTS AND GRANT STATUS SUMMARY

Recommendation: That the City Council accept the interim financial status reports and grants summary report as presented.

City Manager Longley presented the item, and Acting Chief Financial Officer Maria Bemis presented the staff report.

COUNCIL ACTION: MOVED by Council Member McCracken, SECONDED by Council Member Hernandez to accept staff’s recommendation.

M.O. 16-020607

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

Disposition: Approved.

24. QUARTERLY PORTFOLIO SUMMARY

Recommendation: That the City Council accept the quarterly Portfolio Summary in accordance with SB 564 and SB 866.

City Manager Longley presented the item, and Acting Chief Financial Officer Maria Bemis presented the staff report.

COUNCIL ACTION: MOVED by Mayor Pro Tem Felipe Martinez, SECONDED by Council Member McCracken to accept staff’s recommendation.

M.O. 17-020607

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

Disposition: Approved.

25. REQUEST BY COUNCIL MEMBER – DISCUSSION OF RESOLUTION OF SUPPORT OF THE REQUEST FOR CROSS DEPUTIZATION OF THE TULE RIVER TRIBE’S TRIBAL POLICE FORCE

Recommendation: None

City Manager John Longley presented the item.

Mayor Hamilton recognized the attendance of the Tribal Administrator and invited him to speak in regards to the item.

- Rodney Martin, Tribal Administrator for Tule River Tribal Council, 146 S. Villa, spoke about the efforts being made to further develop the tribal police force and increase public safety.
Police Chief McMillan stated that he had not yet investigated this matter and therefore did not have any statements prepared for Council at that time.

COUNCIL ACTION: MOVED by Council Member McCracken, SECONDED by Mayor Pro Tem Felipe Martinez to continue the item to the meeting of February 20, 2007.

M.O. 18-020607

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

Disposition: Continued, with direction given to staff.

26. REQUEST BY COUNCIL MEMBER – DISCUSSION OF CITY NEPOTISM RULE

Recommendation: None

City Manager John Longley presented the item.

Mayor Hamilton began Council’s discussion of this item by stating that although there are pros and cons to the Nepotism Rule, he believed that it was archaic and that the City was missing out on various opportunities as a result of it.

Council Member Hernandez agreed that the policy was out dated, but stated that he had reservations about striking the policy all together. He requested further time to evaluate the rule.

Mayor Pro Tem Felipe Martinez stated that he too needed more time to look into the matter and that perhaps the answer was to reword the rule, as opposed to striking it completely.

Council Member McCracken agreed that the Nepotism Rule did need to be looked at, but stated that he believed there would need to be policies in place to handle potential problems that would arise if the rule was abandoned. He suggested that the City Attorney review the item.

City Attorney Julia Lew stated that inquiries had been sent out and that many different cities had already responded to the inquiry with information regarding their policies. She stated that the information collected would be provided to the Council for review.

Council Member McCracken stated that he would prefer to review the information collected on his own, prior to the scheduling of any study session, and suggested continuing the item to the next meeting.

COUNCIL ACTION: MOVED by Council Member McCracken, SECONDED by Mayor Pro Tem Felipe Martinez that this item be continued to the February 20, 2007, at which time the Council will take action on the item or determine if a study session is needed.

M.O. 19-020607

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

Disposition: Approved.
27. REQUEST BY COUNCIL MEMBER – REQUEST TO CONTACT THE EMERGENCY FOOD & SHELTER PROGRAM (EFSP) REGARDING THE 2007 FUNDING ALLOCATION DISTRIBUTION FIGURES

Recommendation: None

City Manager John Longley presented the item.

Mayor Pro Tem Felipe Martinez stated that he was confused by the letter that the Porterville Coordinating Council received stating that their allocations would be reduced by 3.3715% for the Year 2007. He would like a letter sent to the EFSP asking for clarification on the amount allocated to PACC.

Council Member Pete McCracken stated that he wondered why the allocation was reduced by only 3.3715%, if the Local board only received half of what was requested.

Mayor Hamilton stated that he wished to pursue this inquiry.

The Council directed the City Manager to prepare a letter for the Mayor’s signature asking for clarification on how the amount allocated to PACC was established.

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

Recommendation: As directed by Council.

City Manager John Longley presented the item.

Mayor Pro Tem Felipe Martinez expressed his support for a work assistance program through the Proteus agency, stating that he believed such a program would re-energize the community and bring tax revenue to the City. He suggested that different City projects such as cleaning the river, graffiti abatement, cleaning up trails, etc. could all be projects for the work assistance program.

Council Member McCracken asked how the program was funded back in 1998.

In response to a question posed by Council Member McCracken, City Manager Longley explained that it was funded by the Community Government Block Grant monies. He stated that it was an allocation that could be set aside and used specifically for those types of projects, and that the City currently used it in the Youth Center, but that the item being discussed named a potential funding source as the Emergency Reserve.

Mr. Dunlap explained that the money for community service was currently designated to the Youth Center and was fifteen percent (15%) of the budget.

After some discussion, the Council decided that the best course would be to give staff direction to look into the different possibilities. The City Manager was directed to bring back a proposal to the Council.

Council Member Hernandez agreed with the concept of giving a hand up as opposed to a handout.
29. CONSIDERATION OF AN INTERIM URGENCY ORDINANCE restricting the location of medical marijuana dispensaries pending the adoption of permanent regulations addressing that particular land use

Recommendation: As directed by Council

This item was continued to February 9, 2007 at noon. City Attorney Julia Lew is to provide a draft interim ordinance.

Disposition: Continued.

The Council adjourned at 8:34 p.m. to a Joint Meeting of the Porterville City Council and Porterville Redevelopment Agency.

PORTERVILLE REDEVELOPMENT AGENCY AGENDA
February 6, 2007

Roll Call: Agency Member McCracken, Agency Member F. Martinez, Agency Member Hernandez, Chairman Hamilton
Absent: Agency Member P. Martinez

WRITTEN COMMUNICATIONS
None

ORAL COMMUNICATIONS
None

JOINT CITY COUNCIL/REDEVELOPMENT SCHEDULED MATTERS
February 6, 2006

PRA-1. REDEVELOPMENT AGENCY BUDGET ADJUSTMENT AND PROPOSED COMMUNITY DEVELOPMENT DEPARTMENT’S CHANGE IN THE TABLE OF ORGANIZATION AND REORGANIZATION OF THE PLANNING DIVISION

Recommendation: That the Porterville Redevelopment Agency:
1. Adopt the draft resolution providing for the amendment of the 2006-7 Porterville Redevelopment Administration and Redevelopment Housing budgets in the amount of $74,829 and $63,243 respectively; and

That City Council:
1. Adopt the draft resolution recreating the City Planner and Associate Planner, and authorize staff to implement the modifications;
2. Authorize staff to continue funding the Provisional Administrative Aide position in the Housing Division as long as CDBG/Grant Funds exist;
3. Authorize staff to begin recruitment for the City Planner, Associate Planner, Planning Technician to run simultaneously with the Senior Planner recruitment; and
4. Authorize staff to hire two (2) Senior Planners should the recruitment for City Planner, Associate Planner, and Planning Technician be unsuccessful.
City Manager Longley presented the item and Community Development Director Brad Dunlap presented the staff report.

Mayor Hamilton commented that Redevelopment is not protected under 1-A, so the new money could be lost again.

City Manager Longley stated that this was a plan intended to address the increased work load requirements resulting from the boom in building within the community and expressed his full support of the proposal.

AGENCY ACTION: MOVED by Agency Member Felipe Martinez, SECONDED by Agency Member Hernandez that the Redevelopment Agency adopt the draft resolution provided for the amendment of the 2006-7 Porterville Redevelopment Administration and Redevelopment Housing Budgets in the amount of $74,829 and $63,243, respectively.

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

COUNCIL ACTION: MOVED by Mayor Pro Tem Felipe Martinez, SECONDED by Council Member McCracken that the Council adopt the draft resolution, as amended to amend the Employee Pay and Benefit Plan, and to re-establish the classifications of City Planner at salary range 213, Associate Planner at salary range 186, and designate the Limited Term Planning Technician as a regularly funded full-time position.

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

COUNCIL ACTION: MOVED by Mayor Hamilton, SECONDED by Council Member McCracken that the Council adopt the draft resolution recreating the City Planner and M.O. 20-020607 Associate Planner, authorize staff to implement the modifications; authorize staff to continue funding the Provisional Administrative Aide position in the Housing Division as long as CDBG/Grant Funds exist; authorize staff to begin recruitment for the City Planner, Associate Planner, Planning Technician to run simultaneously with the Senior Planner recruitment; and authorize staff to hire two (2) Senior Planners should the recruitment for City Planner, Associate Planner, and Planning Technician be unsuccessful.
AYES: McCracken, F. Martinez, Hernandez, Hamilton
NOES: None
ABSTAIN: None
ABSENT: P. Martinez

Disposition: Approved.

PRA-2. AUTHORIZATION TO ENTER INTO A LOAN AGREEMENT BETWEEN THE CITY OF PORTERVILLE AND THE PORTERVILLE REDEVELOPMENT AGENCY

Recommendation: That the Porterville Redevelopment Agency:
1. Request a loan with the City of Porterville for the principal and interest, if any, paid to the County of Tulare to satisfy the debt due per Loan Agreement No. 18584; and
2. Authorize payment for loan document preparation, including attorney fees from the Redevelopment Agency budget; and

That the City Council:
1. Approve the Porterville Redevelopment Agency’s request for assistance to repay the County of Tulare Loan Agreement No. 18584, utilizing unallocated general fund money; and
2. Authorize payment of the principal balance of $195,00 to County of Tulare for Loan Agreement No. 18584 and ratify the request for waiver of interest on the loan as noted in Section 1(b) of the Amendment to Loan Agreement; and
3. Authorize a loan between the City of Porterville and the Porterville Redevelopment Agency for principal and interest, if any, paid to the County of Tulare to satisfy Loan Agreement No. 18584, with a term of five (5) years and an interest rate to be equivalent to the Local Agency Investment Fund rate of 5.129% as reported for the quarter ending December 31, 2006.

City Manager Longley presented the item, and Community Development Director Dunlap presented the staff report.

Mayor Hamilton asked why the city would want to charge itself interest if it is basically paying zero interest to the county at this time, and that if it were possible to differ interest.

City Manager Longley stated that it was possible but that the interest rate is based on what the money would be earning in interest if it remained in the general fund.

AGENCY ACTION: MOVED by Agency Member McCracken and SECONDED by Agency Member Felipe Martinez that the Agency request a loan with the City of Porterville for the principal and interest, if any, paid to the County of Tulare to satisfy the debt due per Loan Agreement No. 18584; and authorize payment for loan document preparation, including attorney fees from the Redevelopment Agency budget.
AYES: McCracken, F. Martinez, Hernandez, Hamilton
NOES: None
ABSTAIN: None
ABSENT: P. Martinez

COUNCIL ACTION: MOVED by Council Member McCracken, SECONDED by Council Member Hernandez that the Council Approve the Porterville Redevelopment Agency’s request for assistance to repay the County of Tulare Loan Agreement No. 18584, utilizing unallocated general fund money; authorize payment of the principal balance of $195,00 to County of Tulare for Loan Agreement No. 18584 and ratify the request for waiver of interest on the loan as noted in Section 1(b) of the Amendment to Loan Agreement; and authorize a loan between the City of Porterville and the Porterville Redevelopment Agency for principal and interest, if any, paid to the County of Tulare to satisfy Loan Agreement No. 18584, with a term of five (5) years and an interest rate to be equivalent to the Local Agency Investment Fund rate of 5.129% as reported for the quarter ending December 31, 2006.

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

Disposition: Approved.

The Joint City Council/Redevelopment Agency Meeting adjourned at 8:52 p.m. to a meeting of the City Council.

ORAL COMMUNICATIONS
• Dick Eckhoff, 197 N. Main Street, thanked the Council for approving the sign ordinance; thanked the Fire Department for the work on the downtown planters for Iris planting; and spoke against the nepotism policy.
• Gregg Woodard, spoke on the Blue Print meeting, and stated that it was not representative of the people in Tulare County.

OTHER MATTERS
• Council Member Hernandez spoke regarding the “Stars in the Hills” Prom scheduled for March 3, 2007 for high school students that were challenged. He stated that the event was sponsored by Rotary, and they were seeking donations of prom dresses and suits or tuxedos.
• Mayor Pro Tem F. Martinez spoke of his pride in the people of Porterville.
• Mayor Hamilton spoke on his attendance at a funeral for a soldier lost on January 25, 2007 in Baghdad, and commended the Police Department for their participation.
• Mayor Hamilton stated that there was a conference in Miami on Gang Violence this year, and asked if Council Member Hernandez or Council Member McCracken might be interested in attending.
ADJOURNMENT

The Council adjourned at 9:01 p.m. to the meeting of February 9, 2007 at 12:00 p.m.

Georgia Hawley, Chief Deputy City Clerk
By Luisa Herrera

SEAL

Cameron Hamilton, Mayor