AMENDED CITY COUNCIL AGENDA  
PORTERVILLE, CALIFORNIA  
DECEMBER 4, 2007, 6:00 P.M.

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:  
   2- Government Code Section 54956.9(b) – Conference with Legal Counsel - Anticipated Litigation: One Case  
   3- Government Code Section 54956.9(c) – Conference with Legal Counsel - Anticipated Litigation: One Case.  
   4- Government Code § 54957 - Public Employee Performance Evaluation - Title: City Manager.

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

Pledge of Allegiance Led By Mayor Cameron Hamilton  
Invocation

PRESENTATIONS  
   Employee of the Month – Dan Holloway  
   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 June 5, 2007 and November 20, 2007

2. Claim – Danny Ray Henderson II  
   Re: Considering rejection of a claim for $6,000 in which claimant alleges damages for false arrest, distress, loss of medicine and attorney’s fees related to claimant’s arrest by Porterville Police on May 19, 2007.

3. Authorization to Release Request for Proposal for Entrepreneurial Training Market Analysis  
   Re: Considering authorization to distribute RFP to engage a consultant to perform an analysis of market and industry trends.
Re: Approving City’s participation in the Tule Integrated Regional Water Management Plan; approving expenditure of $1,000 for the City’s membership dues; and authorizing that the Public Works Director be assigned as the City’s representative.

5. Authorization to Advertise for Bids – Olive Avenue and Holcomb Street Bus Turnout
Re: Approving staff’s recommended Plans and Project Manual for project with an Engineer’s estimate for total project cost of $39,569.20.

6. Authorization to Advertise for Bids – Mathew and Westfield Storm Drain Project
Re: Approving staff’s recommended Plans and Project Manual for project consisting of paving, catch basin, asphalt concrete berm and connection to an existing storm drain, with a Engineer’s estimate of $18,280.

7. Award of Contract – Well No. 29 Project (Pumping Plant)
Re: Awarding contract to Vulcan Construction of Fresno in the amount of $599,000 for second phase of well project consisting of the installation of a 150 HP pump, electrical system, above ground discharge piping, and other necessary items located on the north side of Henderson Avenue between the Porter Slough and Westwood Street.

8. Award of Contract – ‘C’ Street Water Main & Miscellaneous Fire Hydrant Project
Re: Awarding contract to Halopoff & Sons, Inc. of Porterville in the amount of $137,180.28 for the Base Bid and Add Alternate A for the project consisting of the installation of water main and new fire hydrants on C Street between Date Avenue and Walnut Avenue; the relocation of hydrants on Porter Road and Mulberry, and a new hydrant on Walnut Avenue and B Street.

9. Award of Contract – Traffic Signal #11 (Indiana Street & Putnam Avenue)
Re: Awarding contract to AC Electric Company of Visalia in the amount of $257,000 for intersection improvements and a new traffic signal.

10. Acceptance of the Airport Water Inter-Tie Project
Re: Accepting project as complete from Halopoff and Sons, Inc., and authorizing the filing of the Notice of Completion, for project consisting of the installation of water mains and the extension of sewer mains.

11. Acceptance of Appraised Value of Right of Way for Property Located at APN 269-050-055 - Big Bidness, LLC – Jaye Street Widening Project
Re: Authorizing staff to begin escrow for the purchase of 1,103 sq. ft. of right of way and to make payment of $22,060 to the property owner after the completion of escrow.

12. Program Supplement to the Local Agency-State Master Agreement - Construction of the CNG Facility
Re: Approving Program Supplement Agreement No. M033-N to the Local-State Master Agreement No. 06-5122R, as requested by the Department of Transportation, to account for the CNG Facility Project.
13. This Item was removed from the Agenda.

14. Letter of Public Convenience or Necessity/Balwinder Johal – 709 W. Olive Avenue
Re: Considering approval of Letter supporting the issuance of a Type 21 off-sale of beer, wine
and distilled spirits license within Census Tract No. 41.01 for the Olive Mini Mart.

15. Amendments to Employee Pay and Benefit Plan, and Employee Retirement System
Re: Rescinding Resolution No. 100-2007, and adopting a draft resolution amending the Pay and
Benefit Plan and Retirement System pertaining to wages, benefits, and working conditions for
the General Series Employees, represented by the Porterville City Employees Association.

16. Amendment to the Schedule of Seasonal and Part-time Pay Rates
Re: Approving a draft resolution authorizing a change to the Schedule of Wages for seasonal and
part-time employees in the City’s Employee Pay and Benefit Plan.

17. Cancellation of January 1, 2008 City Council Meeting
Re: Considering cancellation of the first regular meeting in January 2008.

18. Consideration of Support for the Formation of Tulare County Council of Cities
Re: Considering support for the formation of a structured association of incorporated cities of
Tulare County, and designating a representative and alternate to serve on said Council.

19. Consideration of Support for Letter to Tulare County Board of Supervisors Concerning Proposed
County Impact Fee Program
Re: Considering approval of a draft letter from Tulare County Council of Cities regarding the
proposed County Impact Fee Program.

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

PUBLIC HEARINGS
20. Conditional Use Permit 5-2007 Modification No.1 to Allow for a Modification to the Existing
Floor Plan for the Site Located at 1091 W. Olive Avenue
Re: Considering CUP to allow for the modification of the existing floor plan at the Seafood
Café, and extending applicant’s hours of operation on Sundays.

21. Design Review (D) Overlay 8-2007 (CVS Pharmacy)
Re: Considering approval of “D” Overlay for new 13,255± sq. ft. CVS Pharmacy with a drive-
through to be located at the northeast corner of Henderson Avenue and Westwood Street.

22. Conditional Use Permit 12-2007 Wireless Communications Tower (Ron James)
Re: Considering CUP to allow for the construction of a 100-foot high wireless communications
tower and accessories on the east side of Newcomb Street behind Fire Station No. 2.

SCHEDULED MATTERS
23. Report Concerning Legality of the Adoption of Local Bidding Preferences for Award of
Municipal Contracts
Re: Informational report on the legality of local bidding preferences for City contracts for
projects, goods and services.
24. Renewal of Paid Telecommunication Service for Council Member Laptop Computers
Re: Considering the selection of a wireless service provider to provide telecommunication services, and authorizing staff to negotiate with selected provider.

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 December 8, 2007 at 9:00 a.m. at the Community Room of the Porterville Library, 41 West Thurman Avenue.*

*Porterville City Charter Sec. 10 states—“Except for special meetings with the legislative bodies of other political subdivisions, or informational meetings held within the community where no action is to be taken, all meetings of the council shall be held in the city hall, unless by reason of fire, flood, or other disaster, or lack of seating capacity, the city hall cannot be used for that purpose, and all meetings shall be open to the public.”

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.