CITY COUNCIL AGENDA
PORTERVILLE, CALIFORNIA
MARCH 4, 2008, 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:
   4- Government Code Section 54956.9(b) – Conference with Legal Counsel – Anticipated Litigation – Two Cases.
   5- Government Code Section 54957 - Public Employee Appointment: Title: City Manager.

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

Pledge of Allegiance Led by Council Member Pedro Martinez
Invocation

PRESENTATIONS
Employee of the Month – Mark Azevedo

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 8, 2007
2. Claim – Stephen Craig Minnick
   Re: Considering rejection of a claim in an amount of $66,000 for alleged civil rights violations on October 4, 2007 by Porterville Police Officers when confiscating Claimant’s numerous marijuana plants purportedly grown for medical use.
3. Authorization to Advertise for Bids – Fire Station #2 Training Room Project
   Re: Considering approval of staff’s recommended plans and project manual for a 5,000 square foot combination training room and office facility in the vicinity of Fire Station #2.

4. Boyle Engineering, Inc. Service Agreement – Three (3) Million Gallon Martin Hill Reservoir and Pipeline Project
   Re: Considering approval of a Service Agreement with Boyle Engineering, Inc. in the amount of $101,900 for services relative to the 3 Million Gallon Reservoir and Booster Pump Station to be located on Martin Hill, approximately ½ mile east of Plano Street on the north side of Worth Avenue.

5. Award Contract – Air Conditioning Replacement Project
   Re: Awarding contract to Morris Levin & Son of Tulare in the amount of $13,278 for two 3-ton air conditioning units with economizers for the Wastewater Treatment Facility.

6. Award of Contract – Financial Feasibility and Analysis Services for the Porterville Hotel Project and On-Call Services
   Re: Considering request for authorization to negotiate a contract with Rosenow Spevacek Group Inc. of Santa Ana for “on call” financial analysis services relative to the Porterville Hotel Project.

7. This item was removed.

8. Approval of Service Agreement Between City of Porterville and Sequoia Riverlands Trust for Maintenance for the City’s Headgate Mitigation Site
   Re: Considering approval of a one-year Service Agreement with Sequoia Riverlands Trust in the amount of $28,300 for maintenance of the City’s Headgate Mitigation site located generally between the Tule River and Highway 190 near the southerly prolongation of Alta Vista Street.

9. Approval of Resolution Satisfying Sublease Agreement Between City of Porterville and Fresno MSA Limited Partnership dba Verizon Wireless
   Re: Considering resolution certifying that conditions set forth in Section 8.2 of the Lease Agreement between the Porterville Public Financing Authority and the City have been satisfied.

10. Acceptance of Improvements – New Expressions, Phase Five (Brian Ennis – Ennis Homes)
    Re: Considering acceptance of public improvements of New Expressions, Phase Five, located generally south of the Tule River, west of Indiana Street and east of State Highway 65.

11. Extension of Time Amalene Estates Tentative Subdivision Map
    Re: Considering approval of a two-year extension of time for a Map to divide a 19.7± acre site into 62 single family residential lots at the west side of Westwood Street, approximately 170 feet south of Olive Avenue.

12. Extension of Time – Iris Hill Estates Tentative Subdivision Map
    Re: Considering approval of a two-year extension of time for a Map to divide a 39± vacant parcel into 119 single family residential lots at southeast corner of North Main Street and Reid Avenue.

13. Resolution Amending Pay & Benefit Plan (Fire)
    Re: Considering adoption of resolution amending the Employee Pay and Benefit Plan for Fiscal years 2007-08 and 2008-09 for employees holding positions designated in the Fire Series.

A Council Meeting Recess Will Occur at 8:30 p.m., or as Close to That Time as Possible.
PUBLIC HEARINGS
   Re: Considering certification of the Final Environmental Impact Report (FEIR) and approval of the Porterville 2030 General Plan, and Urban Water Management Plan.

15. Design Review Overlay 1-2008 & Conditional Use Permit 2-2008 (Emeritus Assisted Living Facility)
   Re: Considering approval of a Conditional Use Permit and a D-Overlay to allow the development of a 119 bed, two-story building to be utilized as an assisted living facility on a 4.86± acre site located on the north side of Henderson Avenue, 900± feet west of Westwood Street.

SECOND READINGS
16. Ordinance 1736, Amending Chapter 2, Article II, Fireworks, of the Porterville Municipal Code
   Re: Second reading and adoption of Ordinance No. 1736 amending Chapter 12, Article II, Fireworks, of the Porterville Municipal Code.

SCHEDULED MATTERS
17. Water Conservation Plan
   Re: Considering revision to the Water Conservation Plan adding voluntary odd/even watering in Phase II.

18. Authorize City Manager to Sign CIEDB Sewer Loan – 2nd Extension
   Re: Consider authorizing the City Manager to sign the “Second Amendment to Enterprise Fund Installment Sale Agreement” approving a 2nd extension to the CIEDB Sewer Loan.

19. Septic Tank Analysis – Various Cities
   Re: Review and consideration of Septic Tank Policies of other local cities.

20. Ordinance Amending Section 1-19 of the Porterville Municipal Code Regarding the Filing of Claims Against the City
   Re: Considering approval of an ordinance that would require that all claims not otherwise governed by the Government Claims Act, or other state law, be presented to the City within the time and in the manner required by the Tort Claims Act.

21. Council Member Request for an Agenda Item – Resolution in Support of the Armed Services in Response to the Berkeley, California City Council
   Re: Considering approval of a resolution in support of the armed services at the request of a council member.

Adjourn to a meeting of the Porterville Public Financing Authority.

PORTERVILLE PUBLIC FINANCING AUTHORITY
February 19, 2008

Roll Call: Agency Members/Chairperson

WRITTEN COMMUNICATIONS
ORAL COMMUNICATIONS
SCHEDULED MATTER
PFA-01. Authorize Lease Agreement – Wireless Tower at Fire Station No. 2
Re: Considering approval of a Land Lease Agreement between the City of Porterville and Fresno MSA Limited Partnership dba Verizon Wireless.

Adjourn the Public Financing Agency meeting to a meeting of the 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 March 18, 2008 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.