CITY COUNCIL AGENDA
PORTERVILLE, CALIFORNIA
JUNE 3, 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:


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

Pledge of Allegiance Led by Mayor Pro Tem Felipe A. Martinez
Invocation

PROCLAMATION
Earl E. Smith Jr.

PRESENTATION
Employee of the Month – Ben Mendoza

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. City Council Minutes of October 2, 2007 and May 6, 2008

2. Claim – Paul David Vera, Jr.
Re: Considering rejection of a claim in an amount in excess of $10,000 for personal injuries that Claimant alleges he sustained due to excessive force by Porterville Police Officers during his arrest on December 15, 2007 at 1110 East Thurman.
3. Acceptance of Project – Riverwalk Marketplace (State Route 190 & South Jaye Street Only)
   Re: Accepting project as complete from Tiechert Construction Company, and authorizing the filing
   of the Notice of Completion, for project consisting of the construction of streets and street related
   public improvements along Jaye Street, State Route 190, Vandalia Avenue and Springville Avenue.

4. Authorization to Amend Agreement with Carollo Engineers to Provide Engineering Study Services
   Re: Consideration of an appropriation of $80,063 from the Waste Water Capital Reserve Fund for the
   preparation of engineering studies and reports to be provided to the California Regional Water
   Quality Control Board for compliance with the new Waste Discharge Requirements R5-2008-034.

5. Authorization to Amend Contract with Chabin Concepts, Inc
   Re: Consideration of an amendment to Service Agreement for the market and industry trends
   analysis related to the Entrepreneurial Training and Business Incubator Assessment in an amount of
   $12,999.

6. Request for a City Council Study Session to Review the Urban Development Boundary, Urban Area
   Boundary, and Sphere of Influence Boundary Amendments
   Re: Considering the authorization of a study session to evaluate amending the City’s existing Urban
   Development Boundary, Urban Area Boundary, and Sphere of Influence Boundary.

7. Renew Agreement with the California Department of Justice
   Re: Considering approval of agreement pertaining to the State’s provision of alcohol analysis
   services at a cost of $35.00 per test.

8. Intent to Set Public Hearing for Reimbursement Agreements for Concrete Improvement Construction
   by the City – Date Avenue Reconstruction Project – Main Street to Cornell Street
   Re: Scheduling of a public hearing on June 17, 2008 for the establishment of the concrete
   reimbursement fee for concrete improvement construction on Date Ave. from Main St. to Cornell St.

   Shopping Center (Ennis Commercial Properties, LLC)
   Re: Consideration of a Resolution of Intent to vacate a 25-foot emergency access easement.

10. Reimbursement for Street Improvements and Underground Utilities Related to the Riverwalk
    Marketplace Commercial Center and Jaye Street Crossings Commercial Center
    Re: Consideration of resolution to require the proportionate reimbursement to the City of Porterville
    by adjacent property owners prior to development.

    Re: Approving event to take place on Saturday, June 28, 2008, from 9:00 a.m. to 4:00 p.m., in the
    Barn Theater parking lot.

12. Transaction and Use Tax Oversight Committee – Public Safety Sales Tax (Measure H) Annual
    Report
    Re: Acceptance of the Annual Report of the Transactions and Use Tax Oversight Committee –
    Public Safety Sales Tax (Measure H).
13. **Annual Review of City of Porterville/Chamber of Commerce Agreement**  

Re: Consideration of request for out-of-state travel at an estimated cost of approximately $1,500.

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

**SECOND READING**

15. **Ordinance 1739, Approving Zone Change Amendment 1-2008**  
Re: Second Reading to Ordinance No. 1739, approving Zone Change 1-2008 from R-2 (Four Family Residential) Zone to PD (R-2) (Planned Unit Development – Four Family Residential) Zone for those eleven (11) lots originally approved for River View Estates Phase Three, located on the north and south sides of Roby Avenue.

**SCHEDULED MATTERS**

16. **Proposal of Partnership With Granite Hills High School “Grizzly Gazette” to Provide Audio-Visual Internet Broadcast of City Council Meetings**  
Re: Consideration of proposal to pursue the audio and/or video broadcast of Council meetings on the “Grizzly Gazette” website.

17. **Request Connection to City Water in County**  
Re: Consideration of a request for connection to City water for a 4.75 acre parcel in the county with two single family residential homes located at 1910 and 1950 E. Roby Avenue.

Re: Consideration of “D” Overlay pertaining to the development of a new 75,000 sq. ft. commercial center to be located at the northeast corner of Jaye Street and State Route 190.

19. **Review of Regulations Pertaining to the Sale of Alcoholic Beverages and Issuance of Letters of Public Convenience or Necessity**  
Re: A review of the regulations and the processing of alcohol related permits in the City of Porterville.

20. **Proposed City Ordinances Regarding Regulation of Parking on Lawns and Unimproved Surfaces**  
Re: Consideration of the draft ordinance prohibiting the parking or storing of vehicles on front yard setbacks except in areas defined as “driveways” or “improved areas”.

21. **Appointment to Mosquito Abatement Study Group**  
Re: Consideration of the appointment of a City Council Member to the County’s Mosquito Abatement Study Group to address the West Nile Virus threat in Southeastern Tulare County.

22. **Consideration of Membership on STIG**  
Re: Consideration of the City’s membership on the Southeastern Tulare County Intergovernmental Coordinating Committee (STIG).
23. Request by Council Member – Consideration of the Development of a Property Maintenance Ordinance
   Re: Consideration of a request to discuss the development of an ordinance relative to property maintenance.

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 June 10, 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.

Materials related to an item on this Agenda submitted to the City Council after distribution of the Agenda packet are available for public inspection at the Office of City Clerk, 291 North Main Street, Porterville, CA 93257, during normal business hours.