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

7:00 P.M. RECONVENE OPEN SESSION

**REPORT ON ANY COUNCIL ACTION TAKEN IN CLOSED SESSION**

Pledge of Allegiance Led by Council Member Brian Ward
Invocation

**PRESENTATIONS**
   Employee of the Month – Larry Rodriguez
   Student Entrepreneur Challenge
   Mosquito Abatement Update - LAFCO

**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.

2. Claim – Natalie Prieto and Jovita Prieto  
Re: Considering rejection of a claim in an amount of $8.1 million for the wrongful death of Eusbeio Prieto, who the claimants allege was shot and killed without cause by Porterville Police Officers in the vicinity of Foster Farms on Henderson Avenue and Plano Street on July 24, 2008.

3. Acquisition of Animal Control Vehicle from Tulare County  
Re: Considering acceptance of a surplus 2001 Dodge pick-up truck with an animal containment unit from Tulare County at no cost for use as a secondary or “back-up” vehicle to provide animal control services in the community.

3a. Purchase of Unmarked Vehicle for Police Auto-Theft Investigations  
Re: Considering approval of expenditure of $24,297.88 in funds from the Porterville Police Department’s Asset Forfeiture Account for the purchase of an unmarked vehicle.

4. Approval of Budget Amendment and Authorization to Advertise for Bids – Murry and Zalud Park Pavilion Replacement Projects  
Re: Considering approval of a budget amendment and the recommended plans and project manual for the project consisting of the installation of two new pavilions at Murry Park and the replacement of the existing pavilion at Zalud Park.

5. Award of Contract – One-Half Ton Fleetside Pick Up Truck  
Re: Awarding contract to Hoblit Dodge of Woodland, CA, in the amount of $17,271.13 for a new one-half ton fleetside pickup truck for the City’s Fire Department, Code Enforcement Division.

6. Award of Contract – ‘G’ Street Reconstruction Project (Henderson Avenue to 700’ ± South)  
Re: Awarding contract to Halopoff & Sons, Inc. of Porterville in an amount of $140,146.91 for the project consisting of the installation of curb and gutter, curb returns, new paving, sewer main extension, sewer laterals, water services, storm drain and appurtenances on ‘G’ Street from Henderson Avenue to 700 feet ± South.

7. Award Contract – Variable Frequency Drive  
Re: Awarding contract to Graybar of Fresno, CA, in an amount of $8,495.20 for a 125 horsepower variable frequency drive with bypass contactor for pump #3 at the Wastewater Treatment Facility’s outfall station.

Re: Considering approval of a resolution accepting a Grant Deed in fee for 22,388 sq. ft. of right-of-way needed for the Scranton/Indiana Street Project for a purchase price of $18,000.00.

9. Acquisition of Right of Way – Property Located at APN 268-110-005 Owners California Ranch Company, a Limited Partnership – Scranton/Indiana Street Project  
Re: Considering approval of a resolution accepting a grant deed in fee for the 40,866 sq. ft. needed for the Scranton/Indiana Project from California Ranch Company, a Limited Partnership for a purchase price of $44,000.00.
10. City Easement Conveyance to Southern California Gas Company  
Re: Considering approval of a 10-foot wide easement for Southern California Gas Company for the installation and maintenance of an underground pipeline and related facilities from the east right-of-way of Newcomb Street, south of Henderson Avenue, to the north right-of-way of Grand Avenue, west of Prospect Street.

11. General Plan Consistency Referral – Alta Vista School District – New Elementary School  
Re: Review of a proposed elementary school, to be located generally 700 feet east of the intersection of East Olive Avenue and Tulsa Street, to determine if it is consistent with the City’s General Plan.

12. Approving Amendment No. 1 to Professional Services Agreement with Willdan Engineering  
Re: Considering approval of an amendment to agreement to provide for continued availability for on-call professional services associated with Landscape and Lighting District reports and assessments for the period of March 1, 2009 to February 28, 2011.

13. Airport Lease Renewal – Lot 34B  
Re: Considering approval of an extension of the Lease Agreement between the City of Porterville and Mr. Bruce Kaiser of Porterville for Lot 34B at the Porterville Municipal Airport.

14. Amendment to Storm Drain Master Plan, City Standard Plans and Specifications – Drainage Reservoir Design Criteria  
Re: Considering approval of a resolution approving and adopting the amendment to the Storm Drain Master Plan, City Standard Plans and Specifications.

15. Consideration of Proposed Budget Calendar for Fiscal Year 2009-2010  
Re: Considering approval of the proposed budget calendar for the 2009-2010 Fiscal Year.

16. Request by Council Member – Opposition Letter Regarding Role of White House in 2010 Census  
Re: Considering approval of draft letter to President Obama regarding opposition to increased White House role in the 2010 U.S. Census

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

PUBLIC HEARINGS
17. City of Porterville 2009-2014 Housing Element  
Re: Considering approval of the City of Porterville 2009-2014 Housing Element for submittal to the State Department of Housing and Community Development.

18. Request to Allow for a Conditional Use Permit 4-2008 to Upgrade an Existing Type 20, Beer and Wine Off-Sale License to a Type 21, Beer, Wine and Distilled Spirits Off-Sale License and Letter of Public Convenience or Necessity for an Existing Mini-Mart Located at 809 E. Putnam Avenue  
Re: Considering approval of an alcohol license upgrade from an off-sale Type 20 beer and wine to an off-sale Type 21 beer, wine, and distilled spirits for an existing Mini-Mart located at 809 E. Putnam Avenue.
SCHEDULED MATTERS
19. Approval of Economic Development Program – Shop Local Campaign
   Re: Considering approval of a “Shop Porterville First” campaign to promote and raise awareness of the benefits of shopping local.

20. Request Authorization to Connect to City Water at 943 W. Westfield
   Re: Considering request for connection to City water for commercial property located in County area while property owner’s application for annexation is being processed.

21. Scheduling of City Council Citizen Forums
   Re: Considering format, times and locations of public forums for Council Members to meet with constituents.

22. Council Member Request – Murry Park Master Plan Pond Renovations
   Re: Acceptance of an informational report regarding the planned pond renovations and enhancements described in the Murry Park Master Plan.

   Re: Considering letter of support for federal legislation which would allow individuals to contribute to funding for gang prevention programs through the purchase of certain specially-issued postage stamps.

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 17, 2009 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 Office of 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.

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