CITY COUNCIL AGENDA
PORTERVILLE, CALIFORNIA
SEPTEMBER 15, 2009, 6:00 P.M.

Call to Order
Roll Call

ORAL COMMUNICATIONS
This is the opportunity to address the City Council on any matter scheduled for Closed Session.

CLOSED SESSION:
A. Closed Session Pursuant to:
   5- Government Code Section 54956.9(b) – Conference with Legal Counsel – Anticipated Litigation – One Case.
   6- 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 AND/OR REDEVELOPMENT AGENCY ACTION TAKEN IN CLOSED SESSION

Pledge of Allegiance Led by Council Member Pedro Martinez
Invocation

PROCLAMATIONS
   Eagle Scout – Tim Hathaway
   Tule River Tribe Pow Wow Days – September 14-20, 2009

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 September 1, 2009

2. Claim – Terri McCollum
   Re: Considering rejection of a claim in an amount of $1,329.81 for damages which the claimant alleges were incurred when her vehicle was struck by a fallen median tree limb on Olive Avenue in the vicinity of Strata Tile on August 10, 2009.

3. Authorization to Advertise for Bids – OHV (Off Highway Vehicle) Park Improvement Project
   Re: Approval of staff’s recommended Plans and Project Manual for the project consisting of the installation of ±530 l.f. of 4’ high chain link fencing and ±5,200 s.f. of asphaltic concrete paving at the OHV Park.

4. Authorization to Advertise for Bids - Prospect Street Reconstruction and Concrete Improvements Project
   Re: Approval of staff’s recommended Plans and Project Manual for the project consisting of the installation of new curb and gutter, sidewalk, driveways, asphalt concrete paving, fire hydrant assemblies, and water, sewer and storm drain along Prospect St. between Median and N. Grand Avenues.

5. Award of Contract - Micro-Surfacing Project
   Re: Awarding contract in the amount of $443,076.42 to Bond Blacktop, Inc. of Union City, California, for the project consisting of the application of a durable thin asphalt overlay, the removal and replacement of badly distressed asphalt concrete, and sealing of significant cracks on several streets within the City.

6. Acceptance of Project - Transit Maintenance & CNG Fueling Facility Project
   Re: Accepting project as complete from TTS Construction, and authorizing the filing of the Notice of Completion for the project consisting of construction of a public access “fast fill” and private “time fill” compressed natural gas fueling facility and transit maintenance facility improvements at the City Corporation Yard on Prospect Street.

7. Tulare County Health Department Flu Shot Clinic
   Re: Informational report on a free flu shot clinic to be held at Jamison Stadium at Porterville College on Thursday, October 1, 2009 from 9:00 a.m. to 1:00 p.m.

8. Approval of Measure ‘R’ Program Supplement to Cooperative Agreement
   Re: Approving resolution in support of Program Supplement for the reimbursement of Transit Route 8 implementation expenses.
9. **State Department of Finance – Population and Housing Estimates**  
Re: Authorizing the Mayor to sign a request for State certification for the City of Porterville, January 1, 2009, population of 52,056.

10. **Conditional Use Permit 6-2008 (Villa Siena) Extension of Time**  
Re: Considering adoption of a resolution approving an extension of time for Conditional Use Permit 6-2008 that is tied to the time frame outlined in the approved Affordable Housing Agreement.

11. **Initiate Process for Library Board of Trustees and Parks and Leisure Services Commission Appointments**  
Re: Announcing open positions on the Library Board of Trustees and the Parks & Leisure Services Commission, and directing staff to advertise for interested residents to submit a Request for Appointment by October 5, 2009 for Council’s consideration and appointment on October 13, 2009.

12. **Authorize the Time Marches On Committee to Obtain Sponsors and Install Benches in Centennial Plaza**  
Re: Authorizing the selling of bench sponsorships by the Time Marches on Committee for the placement of benches at Centennial Plaza.

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

**PUBLIC HEARINGS**

13. **Conditional Use Permit 2-2009 - Proposed Modular Classroom at the Calvary Baptist Church, Located at the Southeast Corner of North Grand Avenue and Newcomb Street**  
Re: Consideration of a CUP to allow for the expansion of the church by bringing in a modular building to be used as an additional classroom.

**SCHEDULED MATTERS**

14. **Council Priority Project Update**  
Re: An informational report on the status of the ten projects identified by the City Council as priorities.

15. **Accept the Introductory Report for a Zalud House Master Plan and Authorize Activities that will Provide for Future Consideration of Master Plan Adoption and Implementation of Projects**  
Re: Considering acceptance of the Zalud House Master Plan Introductory Report and proposed findings and recommendations.

16. **Status of Energy Conservation Performance Contract Preparations with Johnson Controls, Inc.**  
Re: Receipt of an informational report regarding the status of efforts to prepare an Energy Conservation Performance Contract for the accomplishment of energy conservation programs at various city facilities.
17. Council Member Requested Item – Recap of Previous Three Years of Safe and Sane Fireworks Lottery
Re: Review and consideration of Safe and Sane Fireworks lottery program.

Adjourn the City Council Meeting to a meeting of the Porterville Public Improvement Corporation.

PORTERVILLE PUBLIC IMPROVEMENT CORPORATION

Roll Call: Directors/President

WRITTEN COMMUNICATIONS

ORAL COMMUNICATIONS

PUBLIC IMPROVEMENT SCHEDULED MATTER
PIC-1. Annual Meeting of the Porterville Public Improvement Corporation
Re: Approving the annual election of officers, accepting public comment, and approving the 2009 Status Report for Certificates of Participation Projects.

Adjourn the Porterville Public Improvement Corporation Meeting to a Meeting of the Porterville 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 October 6, 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.