CITY COUNCIL MINUTES
PORTERVILLE, CALIFORNIA
JUNE 15, 2010, 6:00 P.M.

Called to Order at 6:00 p.m.
Roll Call: Council Member Hamilton, Council Member Irish, Council Member Martinez, Vice Mayor Ward (arrived at 6:02 p.m.), Mayor McCracken

Adjourned to a Joint Meeting of the Porterville City Council and Porterville Redevelopment Agency.

JOINT CITY COUNCIL/PORTERVILLE REDEVELOPMENT AGENCY AGENDA

Roll Call: Agency Member Hamilton, Agency Member Irish, Agency Member Martinez, Vice Chairman Ward (arrived at 6:02 p.m.), Chairman McCracken

ORAL COMMUNICATIONS
None

CITY COUNCIL/REDEVELOPMENT AGENCY JOINT CLOSED SESSION:
A. Closed Session Pursuant to:
   1- Government Code Section 54956.9(b) – Conference with Legal Counsel – Anticipated Litigation – One Case.

   The Joint City Council/Redevelopment meeting adjourned during Closed Session to a meeting of the Porterville City Council.

CITY COUNCIL CLOSED SESSION:
B. Closed Session Pursuant to:
   4- Government Code Section 54956.9(b) – Conference with Legal Counsel – Anticipated Litigation – One Case.
   5- Government Code Section 54956.9(c) – Conference with Legal Counsel – Anticipated Litigation – Two Cases.

7:00 P.M. RECONVENE OPEN SESSION
REPORT ON ANY COUNCIL ACTION TAKEN IN CLOSED SESSION
City Attorney Lew reported that no action was taken.

Pledge of Allegiance Led by Mayor Pete V. McCracken
Invocation – a moment of silence was observed.

PRESENTATIONS
Employee Service Awards
Southern California Edison – State of the Utility

ORAL COMMUNICATIONS
- John Coffee, Porterville, requested that the City Council Minutes of May 18, 2010, be removed from Consent Calendar and amended to change “shall” to “will” on page 2, paragraph 3; thanked the City for its work on North Prospect and expressed concern with the condition of other portions of Prospect Street.
- John Hodge, address not given, spoke regarding “Keep the Spirit of ’45 Alive,” a national movement to make August 14th a National holiday to commemorate the ending of World War II and to recognize the “Greatest Generation.”
- Edith Lavonne, 685 W. Morton, voiced support for the City’s public safety employees, lauding response times for both Police and Fire; spoke favorably of the Chamber of Commerce and the Shop Porterville First campaign; and spoke against the excessive use of consultants in government.
- John Duran, address not given, spoke regarding gang violence, voicing concern with the DA’s recent plea bargain with a murder suspect; expressed concern with the condition of North Grand and inquired as to the status of repair; and spoke in favor of establishing summer youth programs for local high school students and recent graduates.
- Rick Land, address not given, came forward and introduced himself to the Council as a City Employee and Member of the Leadership Porterville Class of 2010.
- Susie Blanchard, address not given, introduced herself as a Member of the Leadership Porterville Class of 2010.
- Sarah Shapiro, address not given, introduced herself as a Member of the Leadership Porterville Class of 2010.
- Khris Saleh, Porterville, congratulated Council Member-Elect Greg Shelton and Mayor McCracken for their successful campaigns, and thanked Council Member Felipe Martinez for his service; and expressed concern with the proposed funding in Item No. 11, and requested that more information be provided on Item Nos. 2 and 3.
- Greg Shelton, 888 N. Williford Drive, spoke against 1) the proposed spending in Item No. 11 suggesting that such action would set precedent; and 2) the proposed amendment to the Redevelopment Plan for the Redevelopment Project No. 1.

CONSENT CALENDAR
Item No. 2 was removed for further discussion.

1. CITY COUNCIL MINUTES OF MAY 18, 2010

Recommendation: That the City Council approve the Minutes of May 18, 2010.
3. APPROVAL OF AMENDMENT NO. 1 TO JOINT POWERS AGREEMENT BETWEEN THE CITY OF PORTERVILLE AND TULARE COUNTY HEALTH AND HUMAN SERVICES AGENCY

Recommendation: That the City Council approve and authorize the Mayor to sign Amendment No. 1 to the Agreement with Tulare County Health and Human Services Agency.

Documentation: M.O. 02-061510
Disposition: Approved

4. RESOLUTION OF INTENTION TO CONSTRUCT THE BEVERLY STREET WATER PROJECT, TO FORM THE BEVERLY STREET WATER FACILITY ASSESSMENT DISTRICT, AND TO LEVY ASSESSMENTS

Recommendation: That the Council adopt the proposed Resolution of Intention.

Documentation: Resolution 68-2010
Disposition: Approved


Recommendation: That the Council adopt the proposed resolution.

Documentation: Resolution 69-2010
Disposition: Approved

6. THIS ITEM HAS BEEN REMOVED.

7. CITY OF PORTERVILLE CONFLICT OF INTEREST CODE – BIENNIAL REPORT AND AMENDMENT

Recommendation: That the City Council:
1. Accept the Conflicts and Disclosure Monitor Agency 2010 Biennial Report; and
2. Direct staff to amend said report for Council’s approval within ninety (90) days.

Documentation: M.O. 03-061510
Disposition: Approved
COUNCIL ACTION: MOVED by Council Member Hamilton, SECONDED by Vice Mayor Ward that the City Council approve Item No. 1, as amended, if necessary, to change “shall” to “will” on page 2, paragraph 3, and Items 3 through 7. The motion carried unanimously.

2. BUDGET ADJUSTMENT FOR THE 2009-10 FISCAL YEAR

Recommendation: That the Council approve the proposed budget adjustment and authorize staff to modify revenue and expenditure estimates as described on the schedule.

City Manager Lollis introduced the item, and the staff report was waived at the Council’s request.

The Council requested clarification regarding the legal services requiring special outside counsel and other litigation, which the City Manager provided.

COUNCIL ACTION: MOVED by Council Member Irish, SECONDED by Council Member Hamilton that the City Council approve the proposed budget adjustment and authorize staff to modify revenue and expenditure estimates as described on the schedule. The motion carried unanimously.

Disposition: Approved

PUBLIC HEARINGS

8. ADOPTION OF FISCAL YEAR 2010-2011 BUDGET

Recommendation: The City Manager proposes that the Council consider adoption of the proposed 2010-2011 Fiscal Year Budget, including any modifications and for the time period designated by Council.

City Manager Lollis introduced the item and presented the staff report.

Council Member Irish suggested that the Council consider postponing adoption of the proposed budget to allow the Council time to more thoroughly review the Budget and have their questions answered. He also suggested that additional study sessions be scheduled during the next 90 days, and made a motion as such.

The public hearing opened at 7:54 p.m.

- Brock Neeley, Porterville resident, spoke in favor of Council Member Irish’s motion and commented on the reconstruction of West North Grand.

- Edith LaVonne, address on record, spoke in favor of the motion and indicated that she wanted to review the proposed 2010-2011 Fiscal Year Budget.
• Barry Caplan, Porterville resident, spoke in favor of the motion, and requested that last year’s budget be made available to the public in a format which would allow for easy comparison.

• Dick Eckhoff, 197 N. Main, inquired as to how the motion on the floor would affect operations and the schedule of the Measure H Oversight Committee.

• Greg Shelton, address on record, spoke in favor of delaying the adoption of the budget.

The public hearing was closed at 8:07 p.m.

Vice Mayor Ward inquired about personnel step increases and expenditures that may be more than what was budgeted for in 2009-2010, and the City Manager indicated that there was sufficient budgetary authorization for the 90 days.

COUNCIL ACTION: MOVED by Council Member Irish, SECONDED by Council Member Hamilton that the City Council approve a Provisional Fiscal Year 2010-2011 Budget based on Fiscal Year 2009-2010 Budget for 90 days; and direct staff to schedule a series of budget study sessions. The motion carried unanimously.

Disposition: Approved, and direction given.

9. BUDGET ADJUSTMENT/CITIZENS’ OPTION FOR PUBLIC SAFETY (COPS) PROGRAM FUNDING

Recommendation: That the City Council:

1. Conduct the public hearing to receive public comment;

2. Authorize use of these funds to offset costs for personnel assigned to the department’s Patrol Division, including necessary training, equipment, and overtime costs; and

3. Approve an increase to the Police Department’s 2009-2010 Budget, in the amount of $100,000.

City Manager Lollis introduced the item, and Captain Chris Dempsie presented the staff report.

The public hearing was opened at 8:09 p.m.

• Khris Saleh, 1206 W. Westfield Street, inquired about stipulations or conditions associated with the grant, and questioned whether the funds could be utilized in other areas of policing.

The public hearing was closed at 8:17 p.m.

The City Manager provided a brief explanation of the grant application process, which included indicating on the application the intended use of funds if received.
COUNCIL ACTION: MOVED by Council Member Hamilton, SECONDED by Council Member Felipe Martinez that the City Council authorize use of the funds to offset costs for personnel assigned to the department’s Patrol Division, including necessary training, equipment, and overtime costs; and an increase to the Police Department’s 2009-2010 Budget in the amount of $100,000. The motion carried unanimously.

Disposition: Approved

10. RESOLUTION OF NECESSITY PERTAINING TO THE ACQUISITION OF A PORTION OF PROPERTY LOCATED AT APN #268-120-004, OWNER DARYL C. NICHOLSON, TRUSTEE OF THE DARYL C. NICHOLSON AND VICTORIA M. NICHOLSON TRUST – FOR THE PROPOSED SCRANTON AVENUE AND INDIANA STREET WIDENING PROJECT

Recommendation: That City Council:

1. Hear testimony from the owners and/or their representative(s), if they appear at the hearing and request to be heard;
2. Adopt the proposed Resolution of Necessity; and
3. Authorize the City Attorney to take all appropriate action necessary to acquire said property on behalf of the City of Porterville.

City Manager Lollis introduced the item, and City Attorney Julia Lew presented the staff report.

The public hearing was opened at 8:21 p.m.

• Barry Caplan, Porterville resident, requested clarification of Resolutions of Necessity and Eminent Domain.

The public hearing was closed at 8:25 p.m.

At the Mayor’s request, the City Manager explained that the project was under the Measure R Program and had been designated by TCAG as a regionally significant project. He stated that funding for the project was not local, and added that failure to acquire the property would delay the project.

COUNCIL ACTION: MOVED by Council Member Felipe Martinez, SECONDED by Council Member Irish that the City Council adopt the proposed Resolution of Necessity; and authorize the City Attorney to take all appropriate action necessary to acquire said property on behalf of the City of Porterville.

AYES: Irish, Martinez, Ward, McCracken
NOES: Hamilton
ABSTAIN: None
ABSENT: None

Disposition: Approved

The Council recessed for ten minutes.

SCHEDULED MATTERS
11. COMMUNITY DEVELOPMENT BLOCK GRANT BUSINESS ASSISTANCE PROGRAM – PORTERVILLE FORD LINCOLN MERCURY

Recommendation: That the City Council:

1. Consider approval of Community Development Block Grant Business Assistance Program (CDBG) funds in the amount of $100,000 to Porterville Ford Lincoln Mercury under the terms and conditions identified in items 1 through 4 proposed; and
2. Authorize a budget adjustment of $100,000 from General Fund carryover to be utilized for the Main Street Porter Slough project; and
3. Authorize the Mayor to sign all necessary documents to complete the transaction.

City Manager Lollis introduced the item, and Council Member Martinez noted a conflict of interest and left the Council Chambers. Development Associate Denise Marchant presented the staff report.

- The applicant, name not given, informed the Council that they have not entered escrow yet, and that the loan would be helpful, but that the project was not contingent upon approval.

A discussion ensued regarding the CDBG program and the funds available, during which the City Manager indicated that the item was being brought to Council because it was a large employer and because approval of the loan would require a budget adjustment out of another project.

Community Development Director Dunlap noted that the Small Business Development Center had reviewed the applicant’s business plan, and found the project to be advantageous. He also spoke about discretionary funds that are allocated to areas of need identified through CDBG Plan Development.

Staff addressed questions from the Council regarding how approval of the loan would affect the Main Street Porter Slough Project, and conditions regarding repayment of the loan.

COUNCIL ACTION: MOVED by Council Member Irish, SECONDED by Council Member Hamilton that the City Council deny approval of Community Development Block Grant Business Assistance Program (CDBG) funds in the amount of $100,000 to Porterville Ford Lincoln Mercury.
AYES: Hamilton, Irish, Ward, McCracken
NOES: None
ABSTAIN: Martinez
ABSENT: None

Disposition: Denied

The Council recessed for five minutes.

12. CONSIDERATION OF SETTING A SPECIAL CITY COUNCIL MEETING FOR THE RIVERWALK MARKETPLACE PHASE II PROJECT

Recommendation: That the City Council consider scheduling a special meeting on July 12, 2010 at 6:00 p.m.

City Manager Lollis introduced the item, and Community Development Director Brad Dunlap presented the staff report.

Mayor McCracken indicated that a scheduling conflict could exist depending on when the election results are certified by the County.

COUNCIL ACTION: MOVE by Council Member Hamilton, SECONDED by Council Member Martinez that the City Council schedule a special meeting on July 12, 2010 at 6:00 p.m.

AYES: Hamilton, Irish, Martinez, McCracken
NOES: Ward
ABSTAIN: None
ABSENT: None

Disposition: Approved

The City Council adjourned at 9:19 p.m. to a Joint Meeting of the Porterville City Council and the Porterville Redevelopment Agency.

JOINT CITY COUNCIL/REDEVELOPMENT AGENCY MINUTES
June 15, 2010

Roll Call: Agency Member Hamilton, Agency Member Irish, Agency Member Martinez, Vice Chairman Ward, Chairman McCracken

Agency Members Hamilton and Irish noted conflicts of interest, recused themselves, and left the Council Chambers.

ORAL COMMUNICATIONS
• Dorothy Martin, 141 S. Williams Drive, spoke against the inclusion of Corona Heights Hill into the RDA project area.
• Roger Hunt, Tulare County Assistant Resource Management Analyst, voiced opposition to the 2010 Amendment to the Redevelopment Plan as proposed in Item PRA 01.
• Greg Shelton, address on record, spoke in opposition to proceeding with the proposed amendment to the Redevelopment Plan.
• Dick Eckhoff, address on record, spoke of RDA monies benefitting Tulare County through the increase of property values; commented that zoning dictated where low income housing would be allowed, not the RDA; and voiced support for the proposed amendment.
• Rosemarie Wiggins, 166 South Williams Drive, spoke against the inclusion of the Corona Heights area in the RDA project area.

WRITTEN COMMUNICATIONS
City Manager Lollis reported that two letters had been received prior to the Meeting, and one letter had been received during the meeting, all of which related to the Item PRA-01.

• Robert and Carolyn Krum, 140 So. Park Drive, submitted a letter in opposition to the inclusion of the Corona Heights area.
• Dorothy Martin, 141 S. Williams Drive, submitted a letter opposing the inclusion of Corona Heights Hill into the RDA project area.
• Perley Gilbert, 157 So. Williams Drive, submitted a letter opposing the rezoning of the area of Williams Drive, Park Drive and Corona.

PUBLIC HEARINGS
PRA-01 PROPOSED 2010 AMENDMENT TO THE REDEVELOPMENT PLAN FOR THE PORTERVILLE REDEVELOPMENT PROJECT NO. 1

Recommendation: Open and conduct the joint public hearing pursuant to the Joint Public Hearing Procedures contained under Tab 1 of the Record and consider and adopt all Resolutions and the Ordinance as appropriate.

Agency Board Actions:
1. Adopt a Draft Resolution of the Porterville Redevelopment Agency Making and Approving Findings Supporting the Inclusion of Certain Parcels of Land Which Are in Agricultural Use Within the Porterville Redevelopment Project No. 1, as Proposed to be Amended by the 2010 Amendment;

2. Adopt a Draft Resolution of the Porterville Redevelopment Agency Finding and Determining that the Use of Taxes Allocated from the Territory Proposed to be Added to the Porterville Redevelopment Project No. 1 by the Proposed 2010 Amendment to the Redevelopment Plan for the Porterville Redevelopment Project No. 1, for the Purpose of Providing Affordable Housing Outside the
Amended Project Area, Will be of Benefit to the Added Territory and the Overall Redevelopment Project;

3. Adopt a Draft Resolution of the Porterville Redevelopment Agency Certifying the Final Program Environmental Impact Report for the Proposed 2010 Amendment to the Redevelopment Plan for the Porterville Redevelopment Project No. 1; Making Written Findings Pursuant to the California Environmental Quality Act; Adopting a Statement of Overriding Considerations; and Adopting a Mitigation Monitoring Program; and

4. Adopt a Draft Resolution of the Porterville Redevelopment Agency Approving the Proposed 2010 Amendment to the Redevelopment Plan for the Porterville Redevelopment Project No. 1 and Recommending the City of Porterville City Council Approve Said Amendment.

City Council Actions:

1. Adopt a Draft Resolution of the City Council of the City of Porterville Finding and Determining that the Use of Taxes Allocated from the Territory Proposed to be Added to the Porterville Redevelopment Project No. 1 by the Proposed 2010 Amendment to the Redevelopment Plan for the Porterville Redevelopment Project No. 1, for the Purpose of Providing Affordable Housing Outside the Amended Project Area, Will be of Benefit to the Added Territory and the Overall Redevelopment Project;

2. Adopt a Draft Resolution of the City Council of the City of Porterville Certifying the Final Program Environmental Impact Report for the Proposed 2010 Amendment to the Redevelopment Plan for the Porterville Redevelopment Project No. 1; Making Written Findings Pursuant to the California Environmental Quality Act; Adopting a Statement of Overriding Considerations; and Adopting a Mitigation Monitoring Program;

3. Adopt a Draft Resolution of the City Council of the City of Porterville Receiving and Approving Written Findings Prepared in Response to Written Objections, Communications and Suggestions Received at or Before the Joint Public Hearing Conducted for the Proposed 2010 Amendment to the Redevelopment Plan for the Porterville Redevelopment Project No. 1;

4. Unless written objections are received, approve the proposed Ordinance of the City Council of the City of Porterville Approving and Adopting the 2010 Amendment to the Redevelopment Plan for the Porterville Redevelopment Project No. 1 and give first reading of the draft Ordinance; and

5. Waive further reading of the draft Ordinance, approve Ordinance and order to print.

City Manager Lollis introduced the item, and Community Development Director Dunlap
presented the staff report. Following the staff report he addressed some of the comments made in Oral Communications, particularly the concerns about high-density, low-income housing being constructed in the Corona Heights area.

Council Member Felipe Martinez stated that the costs to build on the side of hill would deter the construction of high-density, low-income housing, and added that he did not believe that the value of the Corona Heights properties would decrease as a result of being included in the Redevelopment Project Area.

In response to confusion regarding a change in the zoning of Corona Heights, a discussion ensued regarding the 2030 General Plan, the zone change process, and construction constraints in the area which would make high density residential unlikely.

Mayor McCracken inquired about how the Council/Agency would proceed if they were to amend the proposed project area. Vanessa Lockhart, Redevelopment Agency Counsel, and City Attorney Julia Lew advised the Council/Agency on how to proceed with an amendment. She noted that they were currently sitting as the City Council, Planning Commission and Redevelopment Agency.

PLANNING COMMISSION ACTION: MOVED by Vice Mayor Ward, SECONDED by Council Member Martinez that the City Council, acting as the Planning Commission, submit to the Redevelopment Agency and City Council a report and recommendation to modify the Added Territory to remove the land east of Plano, extending between Williams Drive and Corona Drive east to Isham.

AYES: Martinez, Ward
NOES: McCracken
ABSTAIN: Hamilton, Irish
ABSENT: None

The joint public hearing for the purpose of discussing the reduction of the added territory was opened at 10:13 p.m.

- Dorothy Martin, address on record, spoke in favor of the amendment which would exclude the Corona Heights area and thanked the City Council.
- Perly Gilbert, address on record, spoke in favor of the exclusion of Corona Heights and thanked the Council.
- Rosemarie Wiggins, address on record, thanked the Council for considering the removal of Corona Heights from the Added Territory.

The public hearing was closed at 10:15 p.m.

The Agency/Council recessed for five minutes to allow Legal Counsel the opportunity to
discuss the required action.

**AGENCY ACTION:** MOVED by Agency Member Martinez, SECONDED by Vice Chair Ward that the Redevelopment Agency accept the recommendation of the Planning Commission to modify the Added Territory to remove the land east of Plano, extending between Williams Drive and Corona Drive east to Isham.

**AYES:** Martinez, Ward, McCracken

**NOES:** None

**ABSTAIN:** Hamilton, Irish

**ABSENT:** None

**COUNCIL ACTION:** MOVED by Council Member Martinez, SECONDED by Vice Mayor Ward that the City Council accept the recommendation of the Planning Commission to modify the Added Territory to remove the land east of Plano, extending between Williams Drive and Corona Drive east to Isham.

**AYES:** Martinez, Ward, McCracken

**NOES:** None

**ABSTAIN:** Hamilton, Irish

**ABSENT:** None

**AGENCY ACTION:** MOVED by Agency Member Martinez, SECONDED by Vice Chair Ward that the Redevelopment Agency adopt a Draft Resolution of the Redevelopment Agency Making and Approving Findings Supporting the Inclusion of Certain Parcels of Land Which Are in Agricultural Use Within the Porterville Redevelopment Project No. 1, as Proposed to be Amended by the 2010 Amendment; adopt a Draft Resolution of the Porterville Redevelopment Agency Finding and Determining that the Use of Taxes Allocated from the Territory Proposed to be Added to the Porterville Redevelopment Project No. 1 by the Proposed 2010 Amendment to the Redevelopment Plan for the Porterville Redevelopment Project No. 1, for the Purpose of Providing Affordable Housing Outside the Amended Project Area, Will be of Benefit to PRA 2010-10 the Added Territory and the Overall Redevelopment Project; adopt a Draft Resolution of the Porterville Redevelopment Agency Certifying the Final Program Environmental Impact Report for the Proposed 2010 Amendment to the Redevelopment Plan for the Porterville Redevelopment Project No. 1; Making Written Findings Pursuant to the California Environmental Quality Act; Adopting a Statement of Overriding Considerations; and Adopting a Mitigation Monitoring Program; adopt a Draft Resolution of the Porterville Redevelopment Agency Approving the Proposed 2010 Amendment to the Redevelopment Plan for the Porterville Redevelopment Project No. 1 and Recommending the City of Porterville City Council
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Approve Said Amendment; and direct staff to change the boundaries to reflect the previous action of the Council regarding the removal of the land east of Plano, extending between Williams Drive and Corona Drive east to Isham.

AYES: Martinez, Ward, McCracken
NOES: None
ABSTAIN: Hamilton, Irish
ABSENT: None

COUNCIL ACTION:

MOVED by Council Member Martinez, SECONDED by Vice Mayor Ward that the City Council adopt a Draft Resolution of the City Council of the City of Porterville Finding and Determining that the Use of Taxes Allocated from the Territory Proposed to be Added to the Porterville Redevelopment Project No. 1 by the Proposed 2010 Amendment to the Redevelopment Plan for the Porterville Redevelopment Project No. 1, for the Purpose of Providing Affordable Housing Outside the Amended Project Area, Will be of Benefit to the Added Territory and the Overall Redevelopment Project; adopt a Draft Resolution of the City Council of the City of Porterville Certifying the Final Program Environmental Impact Report for the Proposed 2010 Amendment to the Redevelopment Plan for the Porterville Redevelopment Project No. 1; Making Written Findings Pursuant to the California Environmental Quality Act; Adopting a Statement of Overriding Considerations; and Adopting a Mitigation Monitoring Program; adopt a Draft Resolution of the City Council of the City of Porterville Receiving and Approving Written Findings Prepared in Response to Written Objections, Communications and Suggestions Received at or Before the Joint Public Hearing Conducted for the Proposed 2010 Amendment to the Redevelopment Plan for the Porterville Redevelopment Project No. 1; approve the draft Ordinance being, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE APPROVING AND ADOPTING THE 2010 AMENDMENT TO THE REDEVELOPMENT PLAN FOR THE PORTERVILLE REDEVELOPMENT PROJECT NO. 1, waive further reading, and order the Ordinance to print; and direct staff to change the boundaries to reflect the removal of the land east of Plano, extending between Williams Drive and Corona Drive east to Isham.

AYES: Martinez, Ward, McCracken
NOES: None
ABSTAIN: Hamilton, Irish
ABSENT: None

The City Attorney read the ordinance by title only.

Disposition: Approved, as amended.
Council Members Hamilton and Irish returned to the Council Chambers.

**SCHEDULED MATTERS**

**PRA-02 REDEVELOPMENT AGENCY 2010/2011 BUDGET**

**Recommendation:** That the City Council:

1. Adopt draft resolution deferring the Redevelopment Agency’s annual payments to Risk Management fund for the reconstruction of the Hockett Parking Lot;
2. Adopt draft resolution deferring the Redevelopment Agency’s annual payments to the City for the loan which was used for the development of parking lots; and
3. Adopt draft resolution providing General Fund Reserves to the Redevelopment Agency for the payment of the Porterville Civic Development Foundation loan which was used for the Redevelopment Amendment.

That the Porterville Redevelopment Agency:

1. Adopt the proposed 2010-2011 Redevelopment Agency Budget which reflects the above draft resolutions.

City Manager Lollis introduced the item, and Community Development Director Dunlap presented the staff report.

A brief discussion took place regarding the deferments and the California Redevelopment Association’s litigation against the State of California regarding the State’s taking of redevelopment funds.

**COUNCIL ACTION:** MOVED by Council Member Hamilton, SECONDED by Vice Mayor Ward that the City Council adopt the draft resolution deferring the Redevelopment Agency’s annual payments to Risk Management fund for the reconstruction of the Hockett Parking Lot; adopt the draft resolution deferring the Redevelopment Agency’s annual payments to the City for the loan which was used for the development of parking lots; and adopt the draft resolution providing General Fund Reserves to the Redevelopment Agency for the payment of the Porterville Civic Development Foundation loan which was used for the Redevelopment Amendment.

**AYES:** Hamilton, Martinez, Ward, McCracken
**NOES:** Irish
**ABSTAIN:** None
**ABSENT:** None

**AGENCY ACTION:** MOVED by Agency Member Hamilton, SECONDED by Vice Chair Ward PRA 2010-12 that the Redevelopment Agency adopt the proposed 2010-2011
Redevelopment Agency Budget which reflects the above draft resolutions.

AYES: Hamilton, Martinez, Ward, McCracken
NOES: Irish
ABSTAIN: None
ABSENT: None

Disposition: Approved

The Joint Redevelopment Agency/City Council Meeting adjourned at 10:34 p.m. to a Meeting of the Porterville City Council.

ORAL COMMUNICATIONS
• Dick Eckhoff, address on record, inquired as to how many properties were included in the area removed from the Redevelopment Project Area; and suggested that some of those property owners might have favored remaining in the Project Area.
• Dorothy Martin, address on record, commented that everyone affected by the proposed Redevelopment Area amendment had had the opportunity to voice their opinion.
• Jessica Mahoney, Terra Bella, thanked Council Member Felipe Martinez for his service to the community, and expressed surprise with the outcome of the election.

OTHER MATTERS
• Council Member Hamilton offered condolences to the family of the youth who recently died in a vehicle versus pedestrian accident.
• Council Member Felipe Martinez lauded the Fly-In, Spaghetti Dinner, and Holy Cross Church Car Show events.
• Vice Mayor Ward spoke of his attendance at the Fair Campaign Kick-Off; thanked the citizens for taking the time to vote; congratulated Mr. McCracken and Mr. Shelton for their victories; and thanked all of the candidates for participating in the election.
• Mayor McCracken proposed a change in the methodology for selecting the Mayor and Vice Mayor and provided a hand-out of his proposal to the Council Members.
• Council Member Felipe Martinez spoke of the upcoming Class Reunion at Porterville High.
• Public Works Director Baldo Rodriguez reported on the bid opening for the Beverly Street Water Project, noting that eight bids had been received, the lowest being $103,000.

ADJOURNMENT
The City Council adjourned at 10:47 p.m. to the meeting of June 29, 2010 at 6:00 p.m.

SEAL         Luisa Herrera, Deputy City Clerk

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Pete V. McCracken, Mayor