Call to Order
Roll Call

**ORAL COMMUNICATIONS**

This is the opportunity to address the City Council on any matter scheduled for Closed Session. Unless additional time is authorized by the Council, all commentary shall be limited to three minutes.

**CLOSED SESSION:**

A. Closed Session Pursuant to:


6- Government Code Section 54956.9(b) – Conference with Legal Counsel – Anticipated Litigation – Two Cases.

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

8- Government Code Section 54957 - Public Employee Performance Evaluation - Title: City Manager.

7:00 P.M. RECONVENE OPEN SESSION

REPORT ON ANY COUNCIL ACTION TAKEN IN CLOSED SESSION

Pledge of Allegiance Led by Council Member Felipe Martinez

Invocation

**PROCLAMATIONS**

Silver Star Banner Day – May 1, 2010
Water Safety Month – May 2010
Letter Carriers’ Food Drive Day – May 8, 2010
Alta Vista 100 Year Anniversary
Casey Erickson – State FFA Sentinel

**PRESENTATIONS**

Employee of the Month – Donna Silvas
Youth Commission’s Annual Report
Recognition of Zoning Ordinance Update Committee
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. Unless additional time is authorized by the Council, all commentary shall be limited to three minutes.

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. **Claim – Joe Rios**
   Re: Consideration of a claim in an amount of $350 for damages which allegedly occurred when paint was inadvertently over-sprayed onto his vehicle during the removal of graffiti on December 30, 2009 at 1070 West Olive Avenue.

2. **Claim – Joaquin Ceballos**
   Re: Consideration of a claim in an amount exceeding $10,000 in the unlimited jurisdiction of Tulare County Superior Court for physical and emotional injuries allegedly sustained during the claimant’s arrest on November 9, 2009 at Murry Park.

3. **Authorization to Advertise for Bids – Beverly Street Water Project**
   Re: Considering approval of staff’s plans and project manual for the project consisting of the installation of an 8” water main, water services, and related appurtenances along Beverly Street between North Grand Avenue and Castle Avenue; and approval of milestones relative to the formation of a water facility district.

4. **Authorization to Advertise for Bids – Olive Avenue Water Project**
   Re: Considering approval of staff’s plans and project manual for the project consisting of the installation of 12” water main and related appurtenances along Olive Avenue between Second Street and Plano Street.

5. **Authorization to Negotiate a Contract – Construction Management and Inspection Services for the Martin Hill and Rocky Hill Water Reservoir Projects**
   Re: Considering authorization to negotiate a contract with Dee Jaspar & Associates for an anticipated fee between $340,000 and $350,000 for construction management and inspection services.

6. **Request for Authorization for Replacement of the Street Division Line Eraser**
   Re: Considering authorizing the purchase of a street line eraser during Fiscal Year 2009-2010 for an amount not to exceed $7,200.00.

7. **Approval of Relocation Plan for Property Located at APN 269-120-004 – Owner Juan Gonzalez – Jaye/Gibbons Street Improvement Project**
   Re: Considering approval of the proposed relocation plan to complete the purchase of right of way property located at APN 269-120-004.

8. **Amendment No. 2 to Agreement Between the City of Porterville and Sunset Waste Paper, Inc.**
   Re: Considering approval of the amendment to extend the agreement with Sunset Waste Paper, Inc. for the curbside recycling program.

9. **Water Conservation**
   Re: Considering the declaration of May as Water Awareness Month, and authorizing the scheduling of a public hearing to consider moving into Phase II of the City’s Water Conservation Plan.
9a. Purchase of Surface Water for Groundwater Recharge  
Re: Considering approval to negotiate agreements for the purchase of surface water for groundwater recharge from local irrigation districts in an amount up to $80,000.

10. Seafood Café/El Reventon Update  
Re: Receipt of an informational report regarding ABC, police, and building permit activity for the Seafood Café/El Reventon establishment.

11. First Quarter Review of 2010 City Council Priority Projects and Objectives  
Re: Informational report regarding the seven priority projects and objectives adopted by the City Council on February 2, 2010.

12. Quarterly Portfolio Summary  

13. Street Performance Measure – 3rd Quarter Update  

14. Code Enforcement Update  

15. Attendance Report for City Commissions, Boards and Committees – 3rd Quarter Update  

16. Council Members’ Laptop Computers  
Re: Considering the replacement of Council laptop computers.

17. Consider Renewal of MOU with Kings/Tulare Area Agency on Aging to Facilitate a Senior Nutrition Program  
Re: Considering approval of a renewal of the Memorandum of Understanding with Kings/Tulare Area Agency on Aging that expires on June 30, 2010.

Re: Considering approval of events to take place on Saturday, June 12, 2010, from 8:00 a.m. to 4:00 p.m. and Friday, June 11, 2010 from 6:00 p.m. to 12:00 a.m. at the Porterville Municipal Airport.

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

PUBLIC HEARINGS
Re: Informational report regarding the Draft Environmental Impact Report, prepared in accordance with the California Environmental Quality Act of 1970 for Riverwalk Marketplace Phase II.

20. Sanitary Sewer Management Plan  
Re: Considering approval of a resolution adopting the City of Porterville’s Sanitary Sewer Management Plan pursuant to the state’s General Waste Discharge Requirement.
21. Adoption of City of Porterville 2009-2010 Housing Element and Negative Declaration
   Re: Continuation of a public hearing relative to the adoption of the City’s 2009-2010 Housing Element and Negative Declaration.

22. Adoption of the 2010 Five Year Consolidated Plan and 2010-2011 Action Plan for Investment of Community Development Block Grant (CDBG) Entitlement Funds
   Re: Considering adoption of a resolution approving a new Five Year Consolidated Plan and 2010/11 Action Plan, a requirement of the U.S. Department of Housing and Urban Development.

SECOND READINGS
23. Ordinance 1762, Authorizing Amendment to PERS Contract
   Re: Second reading of Ordinance 1762, An Ordinance of the City Council of the City of Porterville Authorizing an Amendment to the Contract Between the City Council of the City of Porterville and the Board of Administration of the California Public Employees’ Retirement System, which was given first reading on April 6, 2010.

24. Ordinance 1763, Repealing Ordinance 1761 Pertaining to Fireworks
   Re: Second reading of Ordinance 1763, An Ordinance of the City Council of the City of Porterville Repealing Ordinance 1761, Amending Chapter 12, Article II, Fireworks, of the Porterville Municipal Code, which was given first reading on April 20, 2010.

25. Ordinance 1764, Porterville Development Code
   Re: Second reading of Ordinance 1764, An Ordinance of the City Council of the City of Porterville Approving a Comprehensive Development Code Incorporating Zoning, Subdivisions, Downtown Design, Zoning Map and Related Ordinances, which was given first reading on April 20, 2010.

SCHEDULED MATTERS
26. Consideration of Formalizing a Youth Commission
   Re: Consideration of options pertaining to the establishment of a Youth Commission.

27. Consideration of Establishing an Arts Commission as an Advisory Body to the City Council
   Re: Considering the establishment of an Arts Commission.

28. Fiscal Year 2009-2010 Budget Review
   Re: Consideration of Interim Revenue and Expenditures Budget Status Reports for current fiscal year 2009-2010.

29. Library and Community Room Space Consideration
   Re: Consideration of options regarding Library and Community Room space allocation.

30. Request for Council Direction Regarding Annexation No. 473, and Tentative Subdivision Map 1-2010 (Cottage Estates)
   Re: Consideration of options relative to Annexation No. 473 and Tentative Subdivision Map 1-2010.

31. Visalia’s Haz-Mat Response Team
   Re: Informational report and consideration of a resolution urging support of Visalia’s Hazardous Materials Response Team.

32. Approval for Community Civic Event – 2010 Amgen Tour of California Pre-Race Activities – May 19-20, 2010
   Re: Approval of pre-race activities to take place from May 19-20, 2010, at Centennial Park.
33. Council Member Appointments to Boards and Committees  
Re: Consideration of council member appointments to boards and committees.

34. Consideration of Appointment to Measure R Citizens’ Oversight Committee  
Re: Consideration of the appointment of one individual to fill the vacancy left by Mr. Ron Irish on the Measure R Citizens’ Oversight Committee.

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 May 18, 2010 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.