Call to Order at 5:30 p.m.
Roll Call: Council Member Ward, Vice Mayor Hamilton, Council Member Shelton, Council Member McCracken, Mayor Irish

**ORAL COMMUNICATIONS**
None

**CITY COUNCIL CLOSED SESSION:**
A. Closed Session Pursuant to:

City Manager Lollis advised that additional information relative to the properties subject to the negotiations had been located, which included properties owned by Union Pacific Railroad Company located on Assessor Parcel Maps 243-18, 243-19, 243-21, 255-25, 247-03, 247-30, 247-05, 247-06, 247-07, 247-20, 247-19, 247-18, 247-17, 247-16, 247-15, 252-13, 252-14, 252-15, 252-16, 252-17, 252-18, 252-19, 252-20, 260-21, 260-22, 260-23, 260-24, 260-26, 260-33, 260-31, 260-05, 270-02, 270-01, 270-16, 270-12, 269-06, 269-08, 269-09, and 303-06.
City Attorney Julia Lew advised that: both Mayor Irish and Council Member Shelton had a conflict of interest relative to Assessor Parcel Maps 247-06 and 247-20, would recuse themselves from the discussion, and abstain on any action taken by the Council.

9- Government Code Section 54956.9(b) – Conference with Legal Counsel – Anticipated Litigation – Significant Exposure to Litigation – One Case concerning AT&T/Mobility Claim dated November 3, 2010 related to Utility Users Tax.
10- Government Code Section 54956.9(c) – Conference with Legal Counsel – Anticipated Litigation – One Case.

6:30 P.M. RECONVENE OPEN SESSION
REPORT ON ANY COUNCIL ACTION TAKEN IN CLOSED SESSION

City Attorney Julia Lew reported that the Council took the following action:

ITEMS A2 – A5: On a motion by Council Member McCracken, seconded by Council Member Ward, the Council unanimously authorized staff to 1) open escrow in the amount of $115,000 for the property located at 1150 E. Putnam Avenue, with the Buyer paying all closing costs; 2) open escrow in the amount of $115,000 for the property located at 1090 E. Putnam Avenue, with the Buyer paying all closing costs; 3) open escrow in the amount of $129,000 for the property located at 275 S. Chestnut, with the City paying closing costs up to $5,160; 4) open escrow in the amount of $107,500 for the property located at 1761 W. Westfield Avenue, with the City paying all closing costs up to $3,762; 5) authorize the Mayor to sign all necessary documents; and 6) authorize staff to record all documents with the County Recorder.

Disposition: Approved.

Pledge of Allegiance Led by Council Member Greg Shelton
Invocation – a moment of silence was observed.

PROCLAMATIONS
National Wrestling Hall of Fame Inductee – Tim Vanni
Iris Festival Day – April 16, 2011
National Library Week, April 10th – 16th
National Volunteer Week, April 10th – 16th
Public Safety Telecommunications Week, April 10th – 16th
Porterville’s Sesquicentennial Year – 2011 (to be read at event on Friday, April 8th)

PRESENTATIONS
Employee of the Month – Rick Land
Sesquicentennial Committee
REPORTS

- Council Member Ward spoke of the recent Sesquicentennial Committee Meeting, updated everyone on the progress, and thanked the Committee members for their hard work. He then reported on the recent Gang Intervention Committee meeting and commented on the good turnout.
- Council Member Shelton spoke of the recent events he attended, including: Lion’s Brewfest; Bunco Fundraising event to support the surgery involving Mr. Ted Rafanan’s donation of his kidney to Ms. Sonia Lopez-Chavez; Kids Fest event; City/Schools Meeting; First Friday Coffee; and the Wagonmaster’s Dinner at Charlie’s.
- Vice Mayor Hamilton lauded the Chamber’s Annual Dinner and Auction event.

ORAL COMMUNICATIONS

- Dalton Rogers, voiced concerns with fewer resources available for patrons at the City Library and urged the City Council to restore Measure H funding therefore.
- Martha Alcazar Flores came forward and introduced her Leadership Porterville mentee Lupe Chapa, and invited the other class members to come forward.
- Lupe Chapa, member of the Leadership Porterville Class of 2011, and employee of Family Healthcare Network, came forward and introduced herself to the Council.
- Catherine May, Leadership Porterville Class of 2011 member, Granite Hills High School Teacher/Librarian, and Library and Literacy Commissioner, greeted the Council.
- Brian Williams, Leadership Porterville Class of 2011 member and Managing Editor of the Porterville Recorder came forward and introduced himself.
- Michael Gutierrez, Leadership Porterville Class of 2011 member and Site Coordinator for the Employment Connection, introduced himself to the Council and spoke of the upcoming fundraising event, the “Corporate Games.”
- Donnie Moore, Leadership Porterville Class of 2011 member and Leisure Superintendent with the City of Porterville, introduced himself to the Council.
- Lisa Day, came forward on behalf of the Summit Charter PTO and voiced support for the abolishment of the Fireworks Lottery.
- Brock Neely, spoke against the proposed action in Items 13, 14 and 26.
- Donnette Silva Carter, Chamber of Commerce CEO, 1) invited everyone to the Sesquicentennial Celebration Kick-off Event to take place in Centennial Park on Friday, the upcoming Chamber Mixer scheduled for April 14th at the Galaxy Theater, and the Iris Festival scheduled for April 16th, and thanked the Tule River Tribal Council and all of the supporters of the event. Ms. Carter then invited everyone to the Bank of the Sierra Mixer on May 5th.
- Dick Eckhoff, a Springville resident, 1) spoke in favor of the City’s support of the Sesquicentennial celebration; 2) voiced support for Item 22 regarding the Library Budget; and requested that staff contact the Transactions and Use Tax Committee Members to assist them in scheduling a meeting.
- Teri Irish, a Porterville resident, commended Mr. Augie Gonzales for his actions in corralling a group of horses running loose in the vicinity of Morton Avenue and Crestview the evening of March 26th.

CONSENT CALENDAR

Item Nos. 3, 4, 5, 6, 7, 10, 11, 13, 14 and 18 were removed for further discussion.
1. CITY COUNCIL MINUTES OF OCTOBER 13, 2010 AND MARCH 10, 2011

Recommendation: That the City Council approve the draft Minutes of October 13, 2010 and March 10, 2011.

Documentation: Minute Order 01-040511
Disposition: Approved.

2. AUTHORIZATION TO ADVERTISE FOR BIDS – PEARSON DRIVE BUS TURNOUT

Recommendation: That the City Council:
1. Approve staff’s recommended Plans and Project Manual; and
2. Authorize staff to advertise for bids on the project.

Documentation: Minute Order 02-040511
Disposition: Approved.

8. AWARD CONTRACT – AUTOMATIC FARE COLLECTION EQUIPMENT

Recommendation: That the City Council:
1. Award the Automatic Fare Collection Project to GFI Genfare of Elk Grove Village, Illinois in the amount of $337,453.72;
2. Authorize progress payments up to 90% of the contract amount; and
3. Authorize the Public Works Director, with the assistance of the Transit Manager, to evaluate the technical data on an alternate computer hardware system, audit unit, and other related equipment, and initiate a formal change order to reduce project costs if said alternate computer hardware and supporting equipment satisfy all of the City’s stated requirements.

Documentation: Minute Order 03-040511
Disposition: Approved.

9. AWARD CONTRACT – WAUKESHA ENGINE OVERHAUL

Recommendation: That the City Council award the contract for the overhaul of one (1) Waukesha engine at the Wastewater Treatment Facility to Valley Power Systems, Inc., of Bakersfield, CA, in the amount of $51,062.97. Further that the Council authorize payment upon satisfactory completion of the work.

Documentation: Minute Order 04-040511
Disposition: Approved.

12. CALTIP BOARD MEMBER RESOLUTION

Recommendation: That the City Council:
1. Approve the draft resolution designating Baldo Rodriguez as the City’s
designee for representation on the CalTIP Board of Directors, effective
June 1, 2011; and
2. Authorize the Mayor to execute the resolution for submission to CalTIP.

Documentation: Resolution 17-2011
Disposition: Approved.

15. APPROVAL FOR COMMUNITY CIVIC EVENT – ROLLIN’ RELICS CAR CLUB –
ROLLIN’ RELICS CAR SHOW – MAY 7, 2011

Recommendation: That the City Council approve the Community Civic Event Application and
Agreement submitted by the Rollin’ Relics Car Club, subject to the stated
requirements contained in the Application, Agreement and Exhibit ‘A.’

Documentation: Minute Order 05-040511
Disposition: Approved.

16. APPROVAL OF COMMUNITY CIVIC EVENT – PORTERVILLE BREAKFAST
ROTARY CANCER RUN – MAY 7, 2011

Recommendation: That the City Council approve the Community Civic Event Application and
Agreement submitted by the Porterville Breakfast Rotary, subject to the stated
restrictions and requirements contained in the Application, Agreement, Exhibit
‘A’ and Exhibit ‘B.’

Documentation: Minute Order 06-040511
Disposition: Approved.

17. APPROVAL FOR COMMUNITY CIVIC EVENT – COMISION HONORIFICA
MEXICANA-AMERICANA, INC. – CINCO DE MAYO PARADE AND FIESTA –
APRIL 30, 2011

Recommendation: That the City Council approve the Community Civic Event Application and
Agreement submitted by the Comision Honorifica Mexicana-Americana, subject
to the stated restrictions and requirements contained in the Application,
Agreement, Exhibit ‘A’ and Exhibit ‘B.’

Documentation: Minute Order 07-040511
Disposition: Approved.

19. REVIEW OF LOCAL EMERGENCY STATUS

Recommendation: That the City Council:
1. Receive the status report and review of the designated local emergency;
and
2. Pursuant to the requirements of the California Emergency Services Act,
determine that a need exists to continue said local emergency
3. AUTHORIZATION TO AWARD A PROFESSIONAL SERVICE AGREEMENT – QUALITY CONTROL SERVICES FOR JAYE STREET IMPROVEMENTS AND SCRANTON AVENUE & INDIANA STREET RECONSTRUCTION PROJECTS

Recommendation: That the City Council:
1. Authorize staff to execute a Professional Services Agreement with BSK Associates in the amount of $49,584.00 for material testing services in the amount of $49,584.00 for material testing services for the Jaye Street Improvements and Scranton Avenue and Indiana Street Reconstruction Projects;
2. Authorize the Mayor to sign all contract documents;
3. Authorize quality control progress payments that concur with construction progress; and
4. Authorize a 10% contingency to cover unforeseen additional testing services, such as, but not limited to, testing of import materials to resolve discovery of unsuitable geological material, saturated soils, etc., as approved by the City Engineer.

City Manager John Lollis presented the item, indicating it had been pulled from Consent Calendar by Council Member Ward. Council Member Ward voiced concern with the outsourcing of such services. A discussion ensued during which staff elaborated on the difference between “inspection” services which were conducted in-house, and “material testing” services which required laboratory facilities and geological testing expertise.

COUNCIL ACTION: MOVED by Council Member McCracken, SECONDED by Vice Mayor Hamilton that the City Council authorize staff to execute a Professional Services Agreement with BSK Associates in the amount of $49,584.00 for material testing services in the amount of $49,584.00 for material testing services for the Jaye Street Improvements and Scranton Avenue and Indiana Street Reconstruction Projects; authorize the Mayor to sign all contract documents; authorize quality control progress payments that concur with construction progress; and authorize a 10% contingency to cover unforeseen additional testing services, such as, but not limited to, testing of import materials to resolve discovery of unsuitable geological material, saturated soils, etc., as approved by the City Engineer.
AYES: Ward, Hamilton, McCracken, Irish
NOES: Shelton
ABSTAIN: None
ABSENT: None

Disposition: Approved.

Without objection, Mayor Irish directed staff to present Items 4 and 7, noting he had a conflict of interest on both and would therefore recuse himself. Mayor Irish then exited the Chambers for those items.

4. AWARD OF CONTRACT – JAYE STREET IMPROVEMENTS PROJECT (FROM THE EASTERNLY EXTENSION OF BROWN AVENUE TO GIBBONS AVENUE)

Recommendation: That the City Council:
1. Award the Jaye Street Improvements Project (from the Easterly Extension of Brown Avenue to Gibbons Avenue), to Mitch Brown Construction, Inc. in the amount of $821,037.66;
2. Authorize progress payments up to 90% of the contract amount; and
3. Authorize a 10% contingency to cover unforeseen construction costs and 7% for construction management, quality control and inspection.

Mayor Irish noted a conflict of interest, recused himself from the discussion, and exited the Council Chambers.

City Manager John Lollis presented the item, and indicated that Council Member Shelton had removed it from Consent Calendar. Council Member Shelton voiced concern that the same problematic materials that were utilized in the Henderson Avenue Reconstruction Project would be utilized on this project, noting that the proposed contractor was the same. A brief discussion ensued during which staff elaborated on the inspection process.

COUNCIL ACTION: MOVED by Council Member Ward, SECONDED by Council Member McCracken that the Council award the Jaye Street Improvements Project (from the Easterly Extension of Brown Avenue to Gibbons Avenue), to Mitch Brown Construction, Inc. in the amount of $821,037.66; authorize progress payments up to 90% of the contract amount; and authorize a 10% contingency to cover unforeseen construction costs and 7% for construction management, quality control and inspection.

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

Disposition: Approved.
7. AWARD OF CONTRACT – HERITAGE CENTER TRAILWAY EXTENSION (RAILS TO TRAILS PH. II) PROJECT

Recommendation: That the Council:

1. Award the Heritage Center Trailway Extension (Rails to Trails Ph. II) Project to Dawson Mauldin Construction, in the amount of $246,283.00;
2. Authorize progress payments up to 90% of the contract amount; and
3. Authorize a 10% contingency to cover unforeseen construction costs and 9% for construction management, quality control and inspection.

City Manager John Lollis presented the item, and indicated that the item had been pulled from the Consent Calendar at the request of Council Member Shelton. Council Member Shelton voiced concerns; however, when it was determined that he owned real property within 500 feet of the project, he recused himself from the discussion and exited the Council Chambers.

COUNCIL ACTION: MOVED by Council Member Ward, SECONDED by Council Member McCracken that the Council award the Scranton Avenue and Indiana Street Reconstruction Project to Halopoff & Sons, Inc. in the amount of $1,730,377.51; authorize progress payments up to 90% of the contract amount; authorize a 10% contingency to cover unforeseen construction costs and 5% for construction management, quality control and inspection; and authorize and direct the Public Works Director to transmit a letter to the TCTA requesting that the project savings be moved to the Main Street/SR 190 Project Study Report project.

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

Disposition: Approved.

5. AWARD OF CONTRACT – SCRANTON AVENUE AND INDIANA STREET RECONSTRUCTION PROJECT

Recommendation: That the City Council:

1. Award the Scranton Avenue and Indiana Street Reconstruction Project to Halopoff & Sons, Inc. in the amount of $1,730,377.51;
2. Authorize progress payments up to 90% of the contract amount;
3. Authorize a 10% contingency to cover unforeseen construction costs and 5% for construction management, quality control and inspection; and
4. Authorize and direct the Public Works Director to transmit a letter to the TCTA requesting that the project savings be moved to the Main Street/SR 190 Project Study Report project.
City Manager John Lollis presented the item, and indicated that it had been pulled from Consent Calendar at the request of Council Member Shelton. Council Member Shelton voiced appreciation that a local contractor had been the lowest bidder.

COUNCIL ACTION: MOVED by Council Member Shelton, SECONDED by Council Member Ward that the Council award the Scranton Avenue and Indiana Street Reconstruction Project to Halopof & Sons, Inc. in the amount of $1,730,377.51; authorize progress payments up to 90% of the contract amount; authorize a 10% contingency to cover unforeseen construction costs and 5% for construction management, quality control and inspection; and authorize and direct the Public Works Director to transmit a letter to the TCTA requesting that the project savings be moved to the Main Street/SR 190 Project Study Report project. The motion carried unanimously.

Disposition: Approved.

6. AWARD OF CONTRACT – WASTE WATER TREATMENT FACILITY SPRAYED POLYURETHANE ROOFING PROJECT

Recommendation: That the City Council:
1. Award the Waste Water Treatment Facility Sprayed Polyurethane Roofing Project to Universal Coatings, Inc., in the amount of $64,516.98;
2. Authorize progress payments up to 90% of the contract amount; and
3. Authorize a 10% contingency to cover unforeseen construction costs and 10% for construction management, quality control and inspection.

City Manager John Lollis presented the item, and indicated that it had been pulled from Consent Calendar at the request of Council Member Shelton. Council Member Shelton confirmed that construction management, quality control and inspection would be handled in-house.

COUNCIL ACTION: MOVED by Council Member Ward, SECONDED by Vice Mayor Hamilton that the Council award the Waste Water Treatment Facility Sprayed Polyurethane Roofing Project to Universal Coatings, Inc., in the amount of $64,516.98; authorize progress payments up to 90% of the contract amount; and authorize a 10% contingency to cover unforeseen construction costs and 10% for construction management, quality control and inspection. The motion carried unanimously.

Disposition: Approved.

10. RECYCLING PROCESSING REQUEST FOR PROPOSAL (RFP)

Recommendation: Informational Only.

City Manager John Lollis presented the item, and indicated that Council Member Shelton had removed it from Consent Calendar. Council Member Shelton spoke of future issues with the landfill and commented that staff should get creative.
11. CALTAC BOARD EFFECTIVENESS TRAINING

Recommendation: That the City Council accept the information.

City Manager John Lollis presented the item, and indicated that it had been pulled by Council Member Shelton. Council Member Shelton lauded the training opportunity.

COUNCIL ACTION: MOVED by Council Member McCracken, SECONDED by Council Member Ward that the Council accept the information. The motion carried unanimously.

Disposition: Approved.

13. AMENDED AGREEMENT BETWEEN THE CITY OF PORTERVILLE AND SIERRA MANAGEMENT FOR THE PROVISION OF TRANSIT SERVICES ADMINISTRATION AND MANAGEMENT

Recommendation: That the City Council approve the Amended Agreement Between the City of Porterville and Sierra Management.

City Manager John Lollis presented the item, and indicated that it had been removed from the Consent Calendar by Council Member Shelton. Council Member Shelton spoke against the item, commenting that it was a “no-bid contract.”

COUNCIL ACTION: MOVED by Council Member Ward, SECONDED by Council Member McCracken that the Council approve the Amended Agreement Between the City of Porterville and Sierra Management.

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

Disposition: Approved.

14. PORTERVILLE FAIR BOARD REQUEST FOR MUNICIPAL BALLFIELD LIGHTS

Recommendation: That the City Council approve the transfer of ownership of the light fixtures to the Fair Board.

City Manager John Lollis presented the item, and indicated that it had been removed from Consent Calendar by Council Member Ward. A brief discussion ensued during which staff stated that the lights were antiquated and consumed excessive energy. Council Member Shelton spoke against donating the lights, suggesting a use could be found.

COUNCIL ACTION: MOVED by Council Member Ward, SECONDED by Council Member
McCracken that the Council approve the transfer of ownership of the light fixtures to the Fair Board.

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

Disposition: Approved.

18. CITY-FUNDED SUPPLEMENTAL INSURANCE FOR HISTORICAL PARADES

Recommendation: That the City Council:

1. Accept the quote submitted by Burlington Insurance Company in the amount of $2,346.57; and

2. Authorize the Risk Manager to purchase said policy for supplemental insurance coverage for the three historical City parades for calendar year 2011.

City Manager John Lollis presented the item, and indicated that the item had been removed from Consent Calendar by Council Member Shelton. In response to a question posed by Council Member Shelton, staff elaborated on the proposed coverage.

COUNCIL ACTION: MOVED by Council Member McCracken, SECONDED by Vice Mayor Hamilton that the Council accept the quote submitted by Burlington Insurance Company in the amount of $2,346.57; and authorize the Risk Manager to purchase said policy for supplemental insurance coverage for the three historical City parades for calendar year 2011. The motion carried unanimously.

Disposition: Approved.

SECOND READINGS

20. ORDINANCE 1776, FIREWORKS

Recommendation: That the City Council give Second Reading to Ordinance No. 1776, waive further reading, and order the ordinance to print.

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

COUNCIL ACTION: MOVED by Council Member McCracken, SECONDED by Vice Mayor Hamilton that the Council give Second Reading to Ordinance No. 1776, waive further reading, and order the ordinance to print, being AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE AMENDING CHAPTER 12, ARTICLE II, FIREWORKS, OF THE PORTERVILLE MUNICIPAL CODE. The motion carried unanimously.
City Manager Lollis read the Ordinance by title only.

Disposition:  Approved.

SCHEDULED MATTERS
21. PORTERVILLE SESQUICENTENNIAL COMMITTEE REQUEST FOR CITY FINANCIAL SUPPORT OF CELEBRATION ACTIVITIES

Recommendation:  As directed by Council.

City Manager Lollis presented the item and the staff report.

Council Member McCracken MOVED that the City Council approve a loan in the amount of $1,500 to the 2011 Porterville Sesquicentennial Committee. The motion was SECONDED by Vice Mayor Hamilton.

- Rick Elkins, Sesquicentennial Committee Member, requested financial assistance from the Council in the form of a donation versus a loan, noting the Chamber of Commerce’s reluctance at managing loaned funds. He indicated that rather than a loan for $2,500, that the Council consider donating approximately $1,000 to $1,500.

Council Member Shelton spoke in favor of donating $5,000 to the Committee, with any remaining funds returned to the City. A discussion ensued during which the Council sought clarification as to how much financial support the Committee was requesting. Mr. Elkins indicated that donations would be used to purchase promotional items such as buttons and posters.

COUNCIL ACTION:  MOVED by Council Member Shelton, SECONDED by Council Member Hamilton to amend Council Member McCracken’s motion to approve a donation of $5,000 to the 2011 Porterville Sesquicentennial Committee, with the unexpended balance being returned to the City.

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

Council Member McCracken cautioned the committee about purchasing promotional items to be sold, presenting City coins as an example. A discussion ensued regarding the use of public funds for promotion of the city, and past Council action.

- Mr. Elkins indicated that the Sesquicentennial Committee would proceed without help from the City, and withdrew his request for donation.

- Mary McClure, Porterville resident, expressed her displeasure with the Council.
Rhoda Hunter, Tule River Reservation Tribal Council Member, expressed her disappointment with the Council’s comments, and indicated that she was re-thinking requesting the City’s support for a community fireworks show.

COUNCIL ACTION: MOVED by Council Member Hamilton, SECONDED by Council Member McCracken that the City Council approve a loan of $1,500 to the 2011 Porterville Sesquicentennial Committee, as amended to a donation of $1,500.

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

Council Member Ward MOVED that the Council donate $3,000 to the 2011 Sesquicentennial Committee, in addition to payment for the banners. The motion died for lack of a second.

Disposition: Denied.

22. REVIEW OF LIBRARY BUDGET

Recommendation: That the City Council approve the Measure H Budget to allow for the expenditures for services.

City Manager Lollis presented the item and Library Supervisor II Tony Arellano presented the staff report.

COUNCIL ACTION: MOVED by Council Member McCracken, SECONDED by Vice Mayor Hamilton that the Council approve the Measure H Budget to allow for the expenditures for services. The motion carried unanimously.

Disposition: Approved.

23. AMENDMENT TO ORDINANCE 1397 – FLOODPLAIN MANAGEMENT ORDINANCE

Recommendation: That the City Council approve and adopt the draft Floodplain Ordinance amending Article XIV, Flood Damage Prevention Code of the City of Porterville Municipal Code; give first reading; and order the Ordinance to print.

City Manager John Lollis presented the item, and Public Works Director Baldo Rodriguez presented the staff report.

Council Member McCracken made a MOTION to approve and adopt the draft ordinance, which was SECONDED by Vice Mayor Hamilton. Following the motion, a discussion ensued regarding the consequences of not adopting the proposed ordinance, which included an increase in flood insurance premiums and precluding residents from obtaining loans.
Jim Winton, inquired about the requirement that the same professional be utilized for both the preliminary and final elevation certification.

The Council directed staff research the necessity of including language which required the same professional to prepare the preliminary and final elevation certificates, and bring the item back to the Council at the next meeting.

COUNCIL ACTION: MOVED by Council Member McCracken, SECONDED BY Vice Mayor Hamilton that the City Council continue the item to the next City Council M.O. 19-040511 Meeting. The motion carried unanimously.

Disposition: Direction given to staff; and item continued to April 19, 2011.

24. FEDERAL AVIATION ADMINISTRATION RELEASE OF NONAERONAUTICAL LAND

Recommendation: That the City Council:
1. Adopt a draft resolution obligating the City to expend the proceeds of the sale of excess land at the Porterville Municipal Airport upon the airport within a five-year period;
2. Authorize the City Manager and/or the Mayor to execute all necessary documents; and
3. Approve a budget adjustment to allocate the $169,740 to the Airport Security Fencing and Access Control Project.

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

Mayor Irish inquired whether the item involved the Porterville Fair in any way. Upon confirmation that the discussion might involve the Fair, Mayor Irish noted a conflict of interest, recused himself and exited the Council Chambers.

COUNCIL ACTION: MOVED by Council Member McCracken, SECONDED by Vice Mayor Hamilton that the City Council adopt the draft resolution obligating the City to expend the proceeds of the sale of excess land at the Porterville Municipal Airport upon the airport within a five-year period; authorize the City Manager and/or the Mayor to execute all necessary documents; and approve a budget adjustment to allocate the $169,740 to the Airport Security Fencing and Access Control Project.

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

Disposition: Approved.
Council Member McCracken MOVED to continue Item Nos. 25 through 32. The motion was SECONDED by Vice Mayor Hamilton. Council Member Shelton requested that Item Nos. 26 and 27 be considered due to Mr. Winton being present.

COUNCIL ACTION: MOVED by Council Member Shelton, SECONDED by Vice Mayor Hamilton that the Council consider Item Nos. 26 and 27. The motion carried unanimously.

M.O. 20-040511

COUNCIL ACTION: MOVED by Council Member McCracken, SECONDED by Vice Mayor Hamilton that the City Council continue Item Nos. 25, 28, 29, 30, 31 and 32 continued to an Adjourned Meeting to be scheduled for April 12, 2011. The motion carried unanimously.

M.O. 21-040511

Disposition: Item Nos. 25, 28, 29, 30, 31 and 32 continued to April 12, 2011.

26. COUNCIL MEMBER REQUESTED AGENDA ITEM – MODIFICATION TO MUNICIPAL CODE REQUIRING IMPROVED AREAS FOR PARKING

Recommendation: As directed by Council.

City Manager Lollis introduced the item, and Council Member Shelton MOVED that the Council consider amending the Municipal Code to allow for parking on dirt. The motion was SECONDED by Vice Mayor Hamilton.

- Jim Winton, proposed intermittent parking on unpaved surfaces, and suggested that the issue be referred to Zoning Ordinance Review Committee.

COUNCIL ACTION: MOVED by Council Member McCracken, SECONDED by Vice Mayor Hamilton that the City Council refer the matter to the Zoning Ordinance Review Committee regarding possible amendment to allow for parking on unimproved lots in certain circumstances. The motion carried unanimously.

M.O. 22-040511

Disposition: Matter referred to Zoning Ordinance Review Committee.

The Council recessed at 9:55 p.m. for five minutes. Following the recess, Mayor Irish exited the meeting due to a prior commitment.

27. COUNCIL MEMBER REQUESTED AGENDA ITEM – MODIFICATION TO CITY PROJECT REVIEW COMMITTEE FEES

Recommendation: As directed by Council.

City Manager Lollis introduced the item, and Council Member Shelton MOVED that the City Council eliminate Project Review Committee (PRC) Fees. The motion died for lack of a second.

Council Member Ward spoke in favor of modifying the fees to a differentiated fee structure.
• Jim Winton, indicated that he agreed with Council Member Ward’s comments, and spoke of the benefits of Project Review Committee.

A discussion ensued regarding the types of projects that would require PRC, and the initial development of the fees. Council Member Shelton voiced his discontent with the fees.

COUNCIL ACTION: MOVED by Council Member Ward, SECONDED by Council Member McCracken that the City Council authorize staff development of a tiered fee schedule for Project Review Committee.

M.O. 23-040511
AYES: Ward, Hamilton, Shelton, McCracken
NOES: None
ABSTAIN: None
ABSENT: Irish

Disposition: Direction given to staff.

25. COUNCIL MEMBER REQUESTED AGENCY ITEM – CONSIDERATION OF RENAMING CITY HALL CONFERENCE ROOMS AND AREAS
Recommendation: As directed by Council.
Disposition: Item continued to April 12, 2011.

28. COUNCIL MEMBER REQUESTED AGENDA ITEM – MODIFICATION TO CITY COUNCIL BUDGET FOR ACCOUNTING OF COUNCIL MEMBER EXPENDITURES
Recommendation: As directed by Council.
Disposition: Item continued to April 12, 2011.

29. COUNCIL MEMBER REQUESTED AGENDA ITEM – CONSIDERATION OF CO-SPONSORING WITH THE TULE RIVER TRIBAL COUNCIL A COMMUNITY FIREWORKS SHOW
Recommendation: As directed by Council.
Disposition: Item continued to April 12, 2011.

30. COUNCIL MEMBER REQUESTED AGENDA ITEM – MODIFICATION TO MUNICIPAL CODE REGARDING ITINERANT VENDOR OR ITINERANT MERCHANT
Recommendation: As directed by Council.
Disposition: Item continued to April 12, 2011.

31. COUNCIL MEMBER REQUESTED AGENDA ITEM – CONSIDERATION OF CREATING CITY LISTSERV PROGRAM

Recommendation: As directed by Council.

Disposition: Item continued to April 12, 2011.

32. COUNCIL MEMBER REQUESTED AGENDA ITEM – CONSIDERATION OF CITY MANAGER PERFORMANCE

Recommendation: As directed by Council.

Disposition: Item continued to April 12, 2011.

ORAL COMMUNICATIONS

• Dick Eckhoff, 1) commented on the coins that were purchased for the City’s Centennial celebration; and 2) voiced confidence that staff could handle drafting a restructured fee schedule for PRC.

OTHER MATTERS

• Council Member Shelton noted the upcoming events: Kick-off for the Sesquicentennial Celebration at Centennial Park on Friday; the Drive-Thru Dinner at Grand Avenue Church; Town Talk; the Iris Festival; and the Fishing Derby at Murry Park.

ADJOURNMENT

The City Council adjourned at 10:24 p.m. to the meeting of April 12, 2011 at 5:30 p.m.

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Luisa Herrera, Deputy City Clerk

SEAL

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Ronald L. Irish, Mayor