Called to Order at 6:00 p.m.
Roll Call: Council Member Ward, Council Member Shelton, Council Member McCracken, Vice Mayor Hamilton, Mayor Irish

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

ORAL COMMUNICATIONS
- Felipe Martinez, 195 W. Putnam, requested that the Council review Ordinance 680 pertaining to sewer lines.

SCHEDULED MATTER
1. STUDY SESSION – UPDATING THE ZONING MAP

Recommendation: For informational purposes only.

City Manager John Lollis introduced the item, and indicated that staff would generalize the information presented and provide examples which would allow for full participation by the Council. Deputy City Attorney Mike Mauer advised that although staff would be attempting to avoid specificity, it was the Council’s responsibility to disclose conflicts of interest if they arose, recuse themselves from the discussion, and exit the chambers.

Community Development Director Brad stated that the purpose of the study session was to allow staff the opportunity to explain to the Council and the public the reasons for the update and how changes will be made; and to receive questions and input from the Council on the proposed changes. He then introduced City Planner Bill Nebeker, who presented the staff report. During his presentation Mr. Nebeker identified and provided examples of errors in the Zoning Map, which fell into four categories: 1) General Plan Diagram vs. Parcel Specific Zoning Map; 2) Outdated Parcels; 3) Polygons vs. Assessor’s Parcels; and 4) Other Corrections. He then noted that a public hearing would be scheduled for a final review and adoption of the map.

In response to an inquiry by Council Member Ward, City Manager Lollis indicated that an item would be brought before the Council to consider the scheduling of the public hearing and the notification of all affected property owners.

Council Member Shelton questioned staff regarding annexed non-conforming uses, Park and Public Recreation Facilities zones, pre-zoning; and spoke about railroad right of way. In response to comments made by Council Member Shelton, Deputy City Attorney Mauer cautioned Council Member Shelton about discussing parcels that he owned.
Council Member Ward commended staff for their efforts to identify and correct errors in the Zoning Map.

The Council recessed at 6:48 p.m., and reconvened in Closed Session at 6:49 p.m.

CLOSLED SESSION
A. Closed Session Pursuant to:
   1- Government Code Section 54956.9(c) – Conference with Legal Counsel – Anticipated Litigation – Initiation of Litigation: One Case.

RECONVENE OPEN SESSION
The Council reconvened in Open Session at 6:53 p.m.

REPORT ON ANY COUNCIL ACTION TAKEN IN CLOSED SESSION
The Deputy City Attorney reported that the following reportable action had taken place:

Item A-1. On a MOTION made by Vice Mayor Hamilton, SECONDED by Council Member Ward, the Council approved the City of Porterville joining as a Plaintiff the League of California Cities et al. v. State of California et al., Sacramento County Superior Court Case No. 342011-80000957.

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

Disposition: Approved.

ADJOURNMENT
The Council adjourned at 6:55 p.m. to the meeting of November 1, 2011 at 5:30 p.m.

__________________________________________
Luisa Herrera, Deputy City Clerk

SEAL

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Ronald L. Irish, Mayor