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.

CITY COUNCIL CLOSED SESSION:
A. Closed Session Pursuant to:
   5- Government Code Section 54956.9(b) – Conference with Legal Counsel – Anticipated Litigation – One Case in which facts are not yet known to potential plaintiff.
   6- Government Code Section 54956.9(c) – Conference with Legal Counsel – Anticipated Litigation – Initiation of Litigation: Three Cases.

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

Pledge of Allegiance Led by Council Member Pete V. McCracken
Invocation

PROCLAMATIONS
National Public Safety Telecommunications Week – April 8-14, 2012
National Library Week – April 8-14, 2012

PRESENTATIONS
Employee of the Month – Sarah Cardoza
Redevelopment Advisory Committee
Harlem Children’s Zone Practitioners Institute

REPORTS
This is the time for all reports pursuant to AB 1234; committee/commission/board reports; subcommittee reports; and other informational items.
I. City Council Committee and Commission Meetings:
   1. Consolidated Waste Management Authority (CWMA) – March 22, 2012

II. City Commission and Committee Meetings:
   1. Youth Commission – April 2, 2012

III. Informational Reports:
   1. Informational Report on Upcoming Vacancies on Transactions and Use Tax (Measure H) Oversight 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. City Council Minutes of February 7, 2012

2. Award Contract – Digester Biogas Condensate/Sediment Traps
   Re: Considering awarding a contract in the amount of $17,515.44 to Groth Corp., of Stafford, Texas, for four (4) condensate/sediment traps for the Wastewater Treatment Facility.

3. A Resolution Approving the Application for State Off-Highway Vehicle Grants
   Re: Consideration of a resolution approving the application for State Off-Highway Vehicle Grant Funds for Ground Operations and Law Enforcement activities.

4. Authorization to Travel
   Re: Consideration of staff travel to Las Vegas, Nevada, for the purpose of attending the International Council of Shopping Centers conference.

5. Amending Order of Business to be Followed at Regular City Council Meetings
   Re: Consideration of a draft resolution rescinding Resolution No. 101-2010 and establishing a new order of business to be followed at regular City Council Meetings.

6. Consideration of a Street Closure for Community Event in Recognition of Bear Pascoe, a Member of the National Football League World Champion New York Giants
   Re: Consideration of the temporary closure of Main Street between Thurman Avenue and Cleveland Avenue on April 7, 2012, in support of the community event to recognize Bear Pascoe.

7. Approval for Community Civic Event – Porterville Art Association and Porterville mural Committee – Marching Through Time Historical Band Mural Dedication and Music Festival – April 21, 2012
   Re: Consideration of an event to take place at Centennial Plaza on Saturday, April 21, 2012, from 7:00 p.m. to 6:00 p.m.
8. **Review of Local Emergency Status**  
Re: Reviewing the City’s status of local emergency pursuant to Article 14, Section 8690 of the California Emergency Services Act.

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

**SECOND READING**
9. **Ordinance 1787, Reserve Fund Policy**  
Re: Second Reading of Ordinance No. 1787, an Ordinance of the City Council of the City of Porterville Creating a General Fund Reserve Policy; Authorizing the Establishment of “Budget Stabilization,” “Catastrophic/Emergency,” “Capital Maintenance,” “Capital Construction/Improvement,” “Infrastructure Maintenance/ Improvement,” and “Special Purposes” Dedicated and Reserve Funds; and Amending Chapter 2, Article VI, by Repealing Section 2-31 and Adding Sections 2-31.1 Through 2-31.7 of the Porterville Municipal Code, was given first reading on March 20, 2012, and was printed.

**SCHEDULED MATTERS**
10. **Sequoia Valley Enterprise Zone Boundary Expansion**  
Re: Consideration of a draft resolution approving the expansion of the Sequoia Valley Enterprise Zone Boundaries.

11. **Authorization of a Ten-Year Development Fee Payment Plan**  
Re: Consideration of a ten-year Development Fee Payment Plan.

12. **Consideration of Appointment to the Library and Literacy Commission**  
Re: Considering the appointment of an individual to the Library and Literacy Commission to fill the unexpired term of Ms. Mary Leavitt due to expire in October 2012.

Adjourn to a meeting of the Successor Agency.

**SUCCESSOR AGENCY AGENDA**  
**291 N. MAIN STREET, PORTERVILLE, CA**

Roll Call: Agency Members/Chairman

**WRITTEN COMMUNICATIONS**

**ORAL COMMUNICATIONS**

**SCHEDULED MATTER**
11. **SA-01. Accept Report on Oversight Board Appointments and Authorize Staff to Schedule the Fourth Street Property APN 253-138-001 Sale to Social Vocational Services for Consideration by the Oversight Board**  
Re: Consideration of a report on Oversight Board membership and authorization to schedule the consideration of the Fourth Street property sale to Social Vocational Services.

Adjourn the Successor Agency Meeting to a Meeting of the Porterville City Council.

**ORAL COMMUNICATIONS**

**OTHER MATTERS**
CLOSED SESSION
Any Closed Session Items not completed prior to 6:30 p.m. will be considered at this time.

ADJOURNMENT - to the meeting of April 17, 2012.

Pursuant to Ordinance No. 1766, the Council Meeting shall adjourn no later than 9:45 p.m., unless otherwise approved by a majority of the Council Members present.

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.
SUBJECT:   INFORMATIONAL REPORT ON UPCOMING VACANCIES ON TRANSACTIONS AND USE TAX ("MEASURE H") OVERSIGHT COMMITTEE

SOURCE:   ADMINISTRATIVE SERVICES DEPARTMENT/CITY CLERK DIVISION

COMMENT: The Transactions and Use Tax Oversight Committee was established subsequent to the passage of Measure H, and is charged with monitoring Measure H revenues and expenditures to ensure consistency with the intent of the ballot measure. The committee is comprised of ten members serving staggered four-year terms. In May 2012, the following five members' terms are due to expire:

- John Dennis
- Kent D. Hopper
- Gail Lemmon
- Monte Reyes
- Khris Saleh

Staff has confirmed that two members, Mr. Kent D. Hopper and Mr. Monte Reyes are not seeking re-appointment. City Clerk staff has further confirmed that the remaining three members with expiring terms, Mr. John Dennis, Ms. Gail Lemmon and Mr. Khris Saleh are interested in continuing to serve.

Staff has publicized notice of the vacancies and solicited applications from interested individuals. Pursuant to Resolution 24-2006, to be eligible for appointment individuals must either be a property owner, business owner, or business operator within the City of Porterville. Further, the member may not be a City employee, a Council Member, or an immediate family member of a Council Member.

Staff will present copies of all Requests for Appointment received for Council’s consideration and appointment at its meeting of April 17, 2012.

RECOMMENDATION: Informational report only.

ATTACHMENT: Resolution 24-2006

Report No. III - 1
RESOLUTION NO. 24--2006

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE
ESTABLISHING AN INDEPENDENT CITIZEN'S OVERSIGHT COMMITTEE
CHARGED TO MONITOR THE EXPENDITURE OF GENERAL FUND REVENUES
DERIVED FROM THE TRANSACTIONS AND USE TAX FOR PUBLIC SAFETY,
POLICE AND FIRE PROTECTION.

WHEREAS, the Porterville City Council reaffirmed the adoption of Ordinance No. 1684 on
December 6, 2005, imposing a retail transactions and use tax in accordance with the provisions of Part
1.6 (commencing with Section 7251) of Division 2 and Section 7285.91 of Part 1.7 of Division 2 of
the Revenue and Taxation Code that authorizes the City of Porterville to adopt a tax ordinance that
shall become operative if at least two-thirds of the electors voting on the measure vote to approve the
tax at an election called for that purpose; and

WHEREAS, Ordinance No. 1684 imposes, upon all retailers in the incorporated territory of the
City of Porterville, a transactions and use tax at the rate of one half of 1 percent (0.50%) of the gross
receipts of any retailer from the sale of all tangible personal property subject to the State sales and use
tax; and

WHEREAS, Ordinance No. 1684, hereinafter known as the Transactions and Use Tax for
Public Safety, Police and Fire Protection appeared on the November 8, 2005 Special Consolidated
Election ballot as Measure H; and

WHEREAS, the tax imposed by Measure H is a special tax, the proceeds of which are to
provide a source of revenue to be used to provide additional public safety, police, fire protection
services and undertake necessary capital projects to support those services, and to restore and maintain
literacy programs and services; and

WHEREAS, revenues generated by Measure H shall be accounted for and paid into a special
fund or account designated for use for Public Safety Services only; and

WHEREAS, by Ordinance No. 1684 the City adopted the Program Guidelines and Public
Safety Expenditure Plan for the administration and expenditure of the tax proceeds. The Public Safety
Expenditure Plan may be amended from time to time by a majority vote of the City Council, so long
as the funds are utilized for public safety, police and fire protection services. For the purposes of the
Ordinance, "Public Safety Services" means (a) obtaining, furnishing, operating, and/or maintaining
police protection equipment or apparatus, paying the salaries and benefits of police protection
personnel, and such other police protection service expenses as are deemed necessary by the City
Council for the benefit of the residents of the City; (b) obtaining, furnishing, operating, and/or
maintaining fire protection equipment or apparatus, paying the salaries and benefits of fire protection
personnel, and such other fire protection service expenses, including capital expenses, as are deemed
necessary by the City Council for the benefit of the residents of the City; and (c) with the use of no
more than 15% of the revenue generated from the special tax, restoration and maintenance of literacy
programs due to the established connection between illiteracy and crime; and
WHEREAS, the Porterville City Council declares that public participation is essential to ensuring the effective implementation of priority goals and objectives contained in the Public Safety Expenditure Plan, and the appropriate expenditure of General Fund revenues committed to public safety, police and fire protection services.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Porterville hereby directs formation of an independent citizen’s oversight committee as follows:

A. **Name:** The committee shall be known as the *Transactions and Use Tax Oversight Committee.*

B. **Purpose**

1. To review the revenue and expenditures of the three Measure H budgets (Fire, Police and Literacy) contained in General Fund No. 4, Public Safety Sales Tax, and report to Council their finding as “consistent with the intent of the ballot measure” or “non consistent.”

   Should a determination of “non consistent” be brought forth, the Council shall hold a public hearing on the issue and take whatever action is necessary and appropriate to correct any issues the Council concurs are inconsistent. It is not the intent of the measure nor the direction of the City Council that the committee have any input in the activities of the aforementioned departments, their sole and only purpose is to advise the City Council on whether or not they believe the departments are utilizing the funds in compliance with the intent of Measure “H” and that the City is not under funding the public safety departments based on the approved funding levels.

2. **Oversight:** Provide that certain spending decisions and priorities contained in the Porterville Police, Fire, and Emergency Response 9-1-1 Measure Program Guidelines and Expenditure Plan are subject to direct oversight and review.

C. **Charge of Committee**

1. *Monitoring of expenditures:* To monitor the expenditure of General Fund Revenues derived from the Transactions and Use Tax for Public Safety, Police and Fire Protection, and to keep the public informed about the expenditures.

2. Inform public of failure to expend revenues: To advise the public when General Fund revenues are not expended for certain spending decisions and priorities as set in the *Porterville Police, Fire, and Emergency Response 9-1-1 Measure Program Guidelines and Expenditure Plan.*

The charge of the committee may be revised from time-to-time by the Porterville City Council.
D. **Powers:** The Porterville *City* Council empowers the committee with the following powers:

1. *Oversight:* Oversight responsibility to review expenditures related to certain spending decisions and priorities in the Porterville Police, Fire, and Emergency Response 9-1-1 Measure Program Guidelines and Expenditure Plan.


3. *Review of General Fund Budgets:* Authority to review the Fire, Police and Literacy Budgets and the General Fund application to Public Safety to assure a continued, base level of support.

The committee shall not have the following authority:

1. *No authority to recommend or advise:* The committee does not have authority to recommend, direct, or advise on any such matters that may fall under its oversight power and authority to review. The committee is not advisory to the City Council and has no power to determine or recommend how General Fund moneys are spent. The City Council retains its authority to make such decisions and determinations and establish separate advisory groups for such purposes. The City Council shall also retain discretion and flexibility in what it asks, directs, or allows the committee to address.

E. **Committee Operations**

1. *Establishing the committee:* The committee shall be established pursuant to voter approval of Measure H in the November 8, 2005 Special Consolidated Election and within 120 days of the effective implementation date of Measure H on April 1, 2006.

2. *First meeting:* The committee shall hold its first meeting within 60 days of adoption of the City’s 2006/2007 Annual Budget.

3. *Open meeting requirements:* Meetings of the committee are subject to the open meeting requirements of the *Ralph M. Brown Act.* Meetings shall be noticed and open to the public.

4. *Annual report:* The committee shall issue an annual report of its conclusions. Minutes and reports of the committee are a matter of public record. Reports and minutes of the committee shall be published on the City of Porterville website.

5. *Meet at least once annually:* The committee shall meet at least once annually after adoption of the City budget.
6. **Quorum:** The committee shall make decisions by a simple majority vote of those members in attendance.

7. **Record:** The committee shall maintain a record of its meetings.

8. **Location of meetings:** The committee shall meet in Mikkabi Conference Room, 291 N. Main Street, Porterville, California, at a time convenient to members and the public or at some other location designated by the committee and available to the public.

9. **Officers:** The committee shall elect a chairperson, vice chairperson, and secretary.

10. **Effective operation of meetings:** The Porterville City Council charges the committee to establish additional operating procedures as necessary for the effective operation of committee meetings.

11. **Administrative staff:** The City Manager or his designee will provide necessary administrative and technical assistance to the committee.

12. **Resources available to the committee:** The committee shall be provided the resources to publicize its conclusions—the minimum level of resource to be a page on the City of Porterville website.

**F. Committee Composition:** The committee shall consist of 10 members as follows:

1. **City Council appointments:** For the establishment of the committee, each member of the Porterville City Council shall appoint two people to the committee. The appointee may be either a resident of Porterville, a business owner or operator. All future appointment to the committee shall be by a majority vote of the Council.

2. **Criteria for appointment:** No member of the City Council, employee of the City, or immediate family member of a City Council Member may serve on the committee.

3. **Length of appointment; rescission of appointment:** For the establishment of the first committee, each Council member shall appoint one person to a two-year term and one to a four-year term. After that, each member of the committee shall be appointed for a four-year term and shall serve until such time that his or her term is completed, or until such time that his or her appointment is rescinded by a simple majority vote of the City Council. It is provided that a member of the committee may resign at his or her discretion.

4. **Recommendation to remove by committee:** Members of the committee, by majority vote, may recommend to the Porterville City Council removal of a committee member for the following reasons: (1) malfeasance; or (2) repeated absence.
5. **Appointment of new members:** At the next regularly scheduled City Council meeting, the Council shall act to replace members of the committee in the event of removal, resignation, disability, or death.

6. **Dissolution of committee:** Dissolution of the committee shall occur in the event the *Transactions and Use Tax for Public Safety, Police and Fire Protection* is revoked or otherwise rendered invalid.

APPROVED AND ADOPTED this 21th day of February, 2006.

![Signature]

Pedro R. Martinez, Mayor

ATTEST:

John Longley, City Clerk

![Signature]

Georgia Hawley, Chief Deputy City Clerk
Porterville Police, Fire, and Emergency Response 9-1-1 Measure
Program Guidelines and Expenditure Plan

This measure will provide a secure, local revenue stream to the City of Porterville that will be used entirely to provide additional public safety police and fire personnel and services to protect our community. Porterville residents deserve to know how the funds will be spent. Detailed spending plans have been developed so voters can have a clear understanding of how the monies will be spent if the ½ cent sales tax is approved. Program guidelines have also been established to govern how the money can be spent, to specify the accounting, audit and oversight guidelines that will be implemented to make certain that the funds are spent according to the voter’s direction, and to ensure the public is well-informed of the progress and process.

Fiscal Accountability Protections

An Independent Auditor will annually review and audit expenditures of funds specifically derived from the Public Safety Measure, to ensure compliance with the expenditure plans and with prudent, established accounting regulations and practices.

The City will establish an Independent Citizen’s Oversight Committee to annually review revenues and expenditures, providing a second independent verification that all expenditures are being made as promised to Porterville residents. The findings of both the Independent Citizens Oversight Committee and the Independent Auditor will be reviewed by the City Council and made available to the public.

Each May or June, as the City’s budget is adopted following public hearings, the City Manager will re-certify the plan to the City Council, stating what monies have been received, what monies have been spent and what monies are available. The financial consequences of these changes will be reflected in the re-certified plan.

Dedicated Accounting Structure

The Expenditure Plan specifies that all revenues from the Measure are to be utilized for the sole purpose of improving our community’s public safety, with the revenue to be directed to the police and fire departments respectively, and with a small portion (not more than 15%) dedicated to the restoration and maintenance of literacy programs due to the established connection between illiteracy and crime. The funding proportions have been mutually agreed upon by the Police Chief and Fire Chief.

The City will establish separate funds into which these specific monies shall be deposited. These accounts shall be separate for police and fire and shall be the source of their respective expenditures as established in the approved expenditure plans. Any balances in these funds, positive or negative, shall earn or pay interest accordingly.

Based on public safety needs, the City Council may determine to advance funds from the City's General Fund into the individual Public Safety Sales Tax Fund in order to most effectively accomplish the objectives of the program.

Priorities if additional revenues are available

In the event that the contingency/reserve fund is fully funded and all annual planned expenditures have been implemented, the use of the additional unanticipated sales tax revenues will be used first to accelerate the implementation of the plan and then to provide additional public safety facilities, personnel, and new equipment based on specific needs of the community.

Review and Modification of Expenditure Plan

The proposed Expenditure Plan may be amended from time to time by a majority vote of the City Council.
NOVEMBER 2005 BALLOT MEASURE EXPENDITURE PLAN

Proposed Expenditure Plan for the City of Porterville Public Safety Sales Tax Measure Based on ½ Cent Sales Tax availability

The City Council has evaluated Porterville’s safety needs with input from the public in developing the attached Public Safety Expenditure Plan, which shall be amended from time to time, at the projected/estimated costs shown:

Fiscal Year 2005-06 Sales Tax Revenue available (partial year) $600,000
Additional Supplemental Resources (General Fund) $50,903
Total Resources Available $650,903

Increase Police Sworn by 5 positions to the base and outfit (partial year) $412,803
Increase Fire Sworn by 7 positions to the base and outfit (partial year) $148,100
Restore Literacy Programs/hours (partial year) $90,000
Total 2005-06 Fiscal Year Expenditures $550,903

Fiscal Year 2006-07 Additional Sales Tax Revenues (First full F/Y) $1,792,000

Increase Police Sworn by 1 additional position to the base $85,000
Maintain and Expand Patrol Operations $405,000
Maintain and Expand Gang Suppression and Narcotics Operations $215,000
Maintain 7 additional Sworn Fire personnel $521,156
Purchase additional Fire Rescue Apparatus $140,000
Purchase Rescue Equipment for new Fire Apparatus $25,000
Purchase Personal Safety Equipment for additional Fire Fighters $14,000
Maintain Literacy Program/hours $180,000
Expand Homework Assistance and Creative Expression Program $80,000
Establish Capital Reserve Fund for New Fire Station $126,844
Total 2006-07 Fiscal Year Expenditures $1,725,900

Fiscal Year 2007-08 Additional Sales Tax Revenues (Second full F/Y) $1,863,680

Increase Police Sworn by 1 additional position to the base $87,000
Maintain Expanded Patrol Operations $508,000
Maintain Expanded Gang Suppression and Narcotics Operations $255,250
Maintain 7 additional Sworn Fire personnel $557,837
Hire 1 additional Fire Investigator $74,167
Station and Equipment $20,000
Maintain Literacy Programs/hours $187,200
Expand Homework Assistance and Creative Expression Program $83,200
Increase Established Capital Reserve Fund for New Fire Station $91,226
Total 2007-08 Fiscal Year Expenditures $1,863,680
<table>
<thead>
<tr>
<th>Fiscal Year 2008-09 Additional Sales Tax Revenues (Third full F/Y)</th>
<th>$1,938,227</th>
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<tr>
<td>Additional Supplemental Resources (General Fund)</td>
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<td><strong>Total Resources Available</strong></td>
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<tr>
<td>Increase Police Sworn by 1 additional position to the base</td>
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<td>Maintain Expanded Patrol Operations</td>
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<td>Maintain Expanded Gang Suppression and Narcotics Operations</td>
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<td>Safety Equipment</td>
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<td>Maintain Literacy Programs/hours</td>
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<td>Expand Homework Assistance and Creative Expression Program</td>
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<td>Increase Established Capital Reserve Fund for New Fire Station</td>
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<td><strong>Total Resources Available</strong></td>
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<td>Maintain 8 additional Sworn Police personnel</td>
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<td>Maintain Expanded Patrol Operations</td>
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<td>Maintain Expanded Gang Suppression and Narcotics Operations</td>
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<td>Partial Year Debt Service Payment on New Fire Station Financing</td>
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<td><strong>Total 2009-10 Fiscal Year Expenditures</strong></td>
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<tr>
<td>Fiscal Year 2010-11 Additional Sales Tax Revenues (Fifth full F/Y)</td>
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<td>Additional Supplemental Resources (General Fund)</td>
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<td><strong>Total Resources Available</strong></td>
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<td>Maintain 8 additional Sworn Police personnel</td>
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<tr>
<td><strong>Total 2010-11 Fiscal Year Expenditures</strong></td>
<td>$2,246,387</td>
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* Total Reserve Cash Available for Real Property Acquisition for New Fire Station in Fiscal Year 2008/09. $266,288
1. Assumes 4% growth rate in annual sales tax revenue.

2. Current General Fund monies and State and School Subventions provide for 44.5 Sworn Police Officers. Additional grant funding has provided for 2.5 additional Sworn Police Officers. Additional positions funded through this sales tax measure will add positions to the base of 45 Sworn Police Officers.

3. Additional General Fund Utility User’s Taxes generated from annexation activity during the course of this expenditure plan will be proposed to be specifically earmarked for additional Police positions. These additional positions will modify the base above the 45 positions as described in Note 2.

4. Literacy programs delivered through the Library will annually receive up to 15% of the new revenue provided by this sales tax measure.

5. The City will use base budget amounts established and approved under the Expenditure Control Budget System in determining additional funding for Police, Fire, and Literacy programs delivered through the Library to prevent erosion of existing General Fund support for these activities.
STATE OF CALIFORNIA  
CITY OF PORTERVILLE  
COUNTY OF TULARE  

I, JOHN LONGLEY, the duly appointed City Clerk of the City of Porterville do hereby certify and declare that the foregoing is a full, true and correct copy a resolution passed and adopted by the Council of the City of Porterville at a regular meeting of the Porterville City Council duly called and held on the 21st day of February, 2006.

THAT said resolution was duly passed adopted by the following vote:

<table>
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<th>Council:</th>
<th>IRISH</th>
<th>WEST</th>
<th>HAMILTON</th>
<th>STADTHERI</th>
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<td>ABSENT:</td>
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JOHN LONGLEY, City Clerk

[Signature]

by Patrice Hildreth, Deputy City Clerk
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:
   1- Government Code Section 54956.8 – Conference with Real Property Negotiators/Property: A 30.57 mile line of railroad between Strathmore, CA milepost 268.60 and Jovista, CA milepost 299.17 in Tulare County, particularly that portion of the railroad line within the limits of the City of Porterville. Agency Negotiator: John Lollis. Negotiating Parties: City of Porterville and Union Pacific Railroad Company. Under Negotiation: Terms and Price.
   7- Government Code Section 54956.9(b) – Conference with Legal Counsel – Anticipated Litigation – Significant Exposure to Litigation: One Case concerning facts not yet known to potential plaintiffs.

During Closed Session, Council Member Ward left the meeting due to an emergency, and was absent for the remainder of the meeting.
RECONVENE OPEN SESSION

REPORT ON ANY COUNCIL ACTION TAKEN IN CLOSED SESSION

The Open Session reconvened at 6:45 p.m. City Attorney Julia Lew reported that no reportable action had taken place.

Pledge of Allegiance Led by Vice Mayor Cameron Hamilton

Invocation – a moment of silence was observed.

PROCLAMATIONS

Teen Dating Violence Prevention and Awareness Month – February, 2012
City of Hope Month – February, 2012

PRESENTATIONS

Employee of the Month – Yuliana Andrade
Introduction of New Employees
Outstanding Business – Cherry Tree Catering

After polling the audience and determining that most of the individuals were in attendance for the public hearing on Riverwalk Marketplace Phase II (Item 25), Mayor Irish requested that staff present that item first. Without objection, Item No. 25 was considered.

25. RIVERWALK MARKETPLACE PHASE II COMMERCIAL DEVELOPMENT; A REQUEST FOR APPROVAL OF CONDITIONAL USE PERMIT 2-2010 AND TENTATIVE PARCEL MAP 4-2010 WITHIN THE VIEJO ROBLES PLANNED DEVELOPMENT

Recommendation:

That the City Council:

1) Adopt the draft resolution certifying the Final Environmental Impact Report, adopting Findings of Fact, adopting a Statement of Overriding Considerations, and adopting a Mitigation Monitoring Plan for the Riverwalk Marketplace Phase II Project;

2) Adopt the draft resolution approving a Conditional Use Permit to amend the Conceptual Development Plan for the Viejo Robles Planned Development, to adopt a Specific Plan for the Planned Development to be known as the Riverwalk Marketplace Phase II project with all approved plans and exhibits, to permit the off-site sale of alcohol within the grocery store portion of the Wal-Mart store and to authorize the Mayor to sign the Letter of Public Convenience or Necessity; and

3) Adopt draft resolution for approval of a Tentative Parcel Map.

Community Development Director Brad Dunlap indicated that the staff report would be presented by City Planner Bill Nebecker, Lead Consultant Tony Loccaciato, and himself. He added that members of the consultant team, which specialized in various technical disciplines, were present in the audience to address questions.
Following the staff report, Community Development Director Dunlap indicated that staff and the consultants worked to address all comments received by both the public and governmental agencies regarding the environmental aspects of the project. He spoke of additional comments received the day before from M.R. Wolfe, who represented California Healthy Communities Network and Porterville residents Brock Neely and John Coffee; and indicated that the comments in opposition had been addressed in the additional packet provided to the Council. Said supplemental information was also made available to the public at that time. Mr. Dunlap noted that also contained within the packet were the Findings of Fact which supported the certification of the Environmental Impact Report, and conditions of approval, two of which had been amended. Those amended conditions read as follows:

13. **All roof-mounted, ground-mounted and wall-mounted equipment shall be screened from public view in a manner that is architecturally consistent with the buildings. The plans that are submitted for a building permit shall identify whether mechanical equipment is to be located on the roof, and if so the building plan shall indicate the height of the equipment above the roof; and the plans for screening the rooftop equipment (mechanical, electrical, etc.) such that the roof-top equipment does not project above the screen wall. If rooftop equipment would exceed the height of the screen wall, the applicant/developer shall demonstrate in a drawing that the unit is not visible from the ground level of State Route 190 at a viewing height of 6 feet.**

33. **The trip Reduction Strategies table on page 2.0-80 of the FEIR is hereby adopted as Walmart’s incentive based rideshare program for store employees. Prior to issuance of a building permit Walmart shall submit detailed information on program implementation. The details shall be reviewed and approved by the Zoning Administrator and shall be implemented by Walmart by opening day.**

Tony Loccaciato, Impact Sciences, Project Manager for preparation of the EIR, provided a brief overview of the process, main conclusions and measures.

Community Development Director Dunlap advised of a correction to the draft Environmental Impact Report, Page 5.1-91, and Appendix Table 5.1A should cite to the document prepared by CAPCOA titled *CEQA and Climate Change*, dated 2008. He then spoke of implications of the mitigation measures, which included amending the City’s Mitigation Impact Fee Program by December of 2013 to adopt a Transportation Impact Fee per the 2010 Circulation Element of the General Plan.

- Amelia McCleer, Senior Manager for Wal-Mart Public Affairs in Central California, spoke of growing support for the project; the positive relationship Wal-Mart has developed with the community; and the benefits of a second location.
- Ron Riley, CEI Engineering, spoke about the City’s goals which were made up of seven objectives.
- Matthew Murrillo, spoke about the technology and sustainability features that will be utilized in the architecture, which included photos.
The public hearing was opened at 8:19 p.m.

- Ellen Nichols, commended Wal-Mart and City staff for clarification on many aspects of the project; cited areas of confusion within the first draft EIR; and indicated that she was neither for nor against approval.

- Patty Johnson, Porterville resident, spoke of her love for Wal-Mart and the community of Porterville.

- Elva Beltran, Director of Porterville Love I.N.C., spoke of Wal-Mart’s generosity with charitable donations, and noted that their prices benefit those in need.

- Amber Bush, Chamber Board Chair, spoke in favor of approval on behalf of the Chamber of Commerce; and expressed hope that additional retailers would follow.

- Pablo Espinoza, 1175 W. Westfield, indicated that he was neither in favor nor against the project; spoke of impact to downtown; and suggested that 50% of the items sold in the store be made in America.

- Brock Neely, Porterville resident, inquired about the request for an alcohol license and whether the Council would consider approval for a mom and pop establishment.

- John Duran, address not given, stated that he had conducted a survey of residents south of Olive, all of whom were supportive; and spoke in favor of approval.

- Patrick Lewis, Porterville resident, indicated he was neither for nor against approval, and inquired about concessions given by the City, property taxes, and full and part-time pay.

- John Coffee, Porterville resident, expressed hope that the City would be as stringent with Wal-Mart regarding noise as they were with the Brickhouse; and asked if a full grocery would be added to the Henderson location.

- Walter Smith, Fresno resident, spoke in support of approval and of other retailers waiting for the Wal-Mart development to take place.

- Marion Davis, Century 21 Agent, noted that many first time home buyers are employed by Wal-Mart.

- Barry Caplan, Porterville resident, spoke of the lack of proper maintenance at the Henderson Avenue Wal-Mart location; questioned the lack of significant impact to safety; and inquired about any impact to store prices due to the proximity of the distribution center.

- Case Lok, Porterville resident, spoke in favor of the project, and commented about the amount of time the project has taken.

- Boyd K. Leavitt, cited Wealth of Nations and spoke of free enterprise; and added that if Wal-
Mart did not open here it would just open somewhere else.

- Connie Holvan, Wal-Mart employee, spoke in favor of approval.

The Council recessed for 15 minutes at 8:50 p.m.

Community Development Director Dunlap addressed comments made by Mr. Espinoza and Mr. Caplan regarding urban decay and public safety impacts. He then noted two items which had been distributed to the Council: 1) a memo from Dave Mitchell of Michael Brandman & Associates to Bill Nebeker, City Planner; and 2) a memorandum from Tony Loccaciato of Impact Sciences to Bill Nebeker. These memoranda were also made available to the public at that time. He noted the following corrections:

1) The removal of City staff comments inadvertently inserted into the Brandman & Associates memo;
2) The misplacement of an operational air quality issue that was inadvertently identified as a construction air quality issue;
3) The misplacement of two attachments showing the site plan and information used during the completion of the noise study;
4) The addition of page 5.10-45 of the RDEIR, an aerial of the project area with a site plan overlay.

Community Development Director Dunlap indicated that the above named revisions had not resulted in any change to the conclusions of the impact analysis or the mitigation measures as contained in the Final EIR. He then addressed questions from the Council Member Shelton regarding: zoning, planned development, ownership of undeveloped areas, and updating the circulation element.

Consultants Roger Dale from Dale Natelson Group, and Tony Loccaciato from Impact Sciences responded to a Council inquiries regarding mitigation measures for urban decay and the noise analysis.

Council Member Shelton addressed propaganda and comments made both in support and in opposition of Wal-Mart.

At the request of Vice Mayor Hamilton, Community Development Director Dunlap elaborated on hindrances relative to the project due to an exhaustive analysis well beyond that of an average retailer in anticipation of litigation. Vice Mayor Hamilton commended the final product EIR; and expressed concerns regarding Conditions No. 1 and 14 of the Conditional Use Permit relative to temporary storage containers and graffiti removal. Staff indicated language that graffiti abatement shall comply with the City’s Graffiti Abatement Policy could be included.

Community Development Director Dunlap clarified that the mitigation measures of which Wal-Mart was paying a pro-rata share of would be looked at as part of the impact fee update.
Mayor Irish briefly spoke in support of the item.

COUNCIL ACTION: MOVED by Vice Mayor Hamilton, SECONDED by Council Member McCracken that the City Council adopt the draft resolution certifying the Final Environmental Impact Report, adopting Findings of Fact, adopting a Statement of Overriding Considerations, and adopting a Mitigation Monitoring Plan for the Riverwalk Marketplace Phase II Project; adopt the draft resolution approving a Conditional Use Permit to amend the Conceptual Development Plan for the Viejo Robles Planned Development, to adopt a Specific Plan for the Planned Development to be known as the Riverwalk Marketplace Phase II project with all approved plans and exhibits, to permit the off-site sale of alcohol within the grocery store portion of the Wal-Mart store and to authorize the Mayor to sign the Letter of Public Convenience or Necessity; and adopt the draft resolution for approval of a Tentative Parcel Map.

AYES: Shelton, McCracken, Hamilton, Irish

NOES: None

ABSTAIN: None

ABSENT: Ward

Disposition: Approved, as amended.

The Council recessed for 15 minutes.

ORAL COMMUNICATIONS

• Barry Caplan requested that Item 23 be removed from the Consent Calendar for discussion. He then voiced concern that a previous event sponsored by the same organization had encroached into Veterans Park, and alleged inappropriate conduct by a participant while he was recording video in the vicinity.

Mayor Irish expressed his desire to continue the Consent Calendar items to the next meeting. Council Member McCracken noted the late hour and suggested that all remaining items be continued. Staff advised of two items which were time sensitive. Item Nos. 10 and 23.

REPORTS

Reports were continued to the next meeting.

CONSENT CALENDAR

Items 10 and 23 were removed for further discussion.

23. APPROVAL FOR COMMUNITY CIVIC EVENT – PORTERVILLE PREGNANCY RESOURCE CENTER AND EMBASSADOR SKATE PARK GROUP – BIKE AND SKATE FOR LIFE – MARCH 17, 2012
Recommendation: That the City Council approve the Community Civic Event Application and Agreement from the Porterville Pregnancy Resource Center and Embassador Skate Park Group, subject to the Restrictions and Requirements contained in the Application, Agreement, and Exhibit A of the Community Civic Event Application.

City Manager Lollis introduced the item, and the staff report was waived at the Council’s request. The applicant spoke in support of the item and of time restraints.

COUNCIL ACTION:  MOVED by Council Member Shelton, SECONDED Vice Mayor Hamilton that the City Council approve the Community Civic Event Application and Agreement from the Porterville Pregnancy Resource Center and Embassador Skate Park Group, subject to the Restrictions and Requirements contained in the Application, Agreement, and Exhibit A of the Community Civic Event Application.

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

Disposition: Approved.

10. AUTHORIZE STAFF TO ACT ON BEHALF OF THE CITY OF PORTERVILLE FOR THE PURPOSE OF OBTAINING FINANCIAL ASSISTANCE BY THE JOB ACCESS & REVERSE COMMUTE AND NEW FREEDOM PROGRAMS

Recommendation: That the City Council:

1. Approve the proposed Resolution of Authority in support of the authorized agents for the purpose of obtaining financial assistance from the Job Access & Reverse Commute and New Freedom programs; and
2. Authorize the Mayor to sign the required Resolution of Authority; and
3. Authorize the City Manager to certify all General Certifications and Assurances for these programs.

The City Manager introduced the item and presented a brief staff report.

COUNCIL ACTION:  MOVED by Council Member McCracken, SECONDED by Council Member Shelton that the City Council approve the proposed Resolution of Authority in support of the authorized agents for the purpose of obtaining financial assistance from the Job Access & Reverse Commute and New Freedom programs; authorize the Mayor to sign the required Resolution of Authority; and authorize the City Manager to certify all General Certifications and Assurances for these programs.
AYES: Shelton, McCracken, Hamilton, Irish
NOES: None
ABSTAIN: None
ABSENT: Ward

Disposition: Approved.

COUNCIL ACTION: MOVED by Council Member McCracken, SECONDED by Vice Mayor Hamilton that the City Council continue Reports, and Item Nos. 1 through 9, 11 through 22 and 24 to the next meeting.

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

Disposition: Items continued.

The following items were continued to the meeting of February 21, 2012:

2. Purchase of Four CNG Refuse Trucks – Resolution of Support and Budget Adjustment
3. Authorization to Advertise for Bids – Olive Avenue Courthouse Bus Turnout
4. Acceptance of Project – Jaye Street Improvements (From the Easterly Extension of Brown Avenue to Gibbons Avenue)
5. Authorization to Negotiate a Contract for Design and Engineering Services for the Chase Avenue Park
6. Approval of Measure ‘R’ Supplemental Agreement Heritage Center Trailway Extension (Rails to Trails Phase II) Project
7. Approval of Measure ‘R’ Supplemental Agreement – Rails to Trails Extension Project (CMAQ Funded Project)
8. Approval of Measure ‘R’ Supplemental Agreement – Tule River Parkway, Phase III – Property Acquisition
9. Approval of the Second Amendment to the Agreement for Transit Services for College of Sequoia Students
11. Installation of “No Parking” Signs Along Kessing Street Adjacent to Home Depot and the Installation of Twenty Minute Parking Signs Along Westwood Street Adjacent to Burton Elementary School
12. Redevelopment Agency Annual Report to Legislative Body
13. CDBG Citizens’ Advisory and Housing Opportunity Committee and Citizen Participation Plan
14. Interim Financial Status Reports
15. Quarterly Portfolio Summary
16. Street Performance Measure – 2nd Quarter Report
17. Code Enforcement Update
18. Attendance Report for City Commissions and Committees – Second Quarter Report
20. Acceptance of Grant /Approval of Dispatching Services for Other Police Agencies
21. Community Clean Up Events
22. Consideration of Proposed Budget Calendar for Fiscal Year 2012-2013
24. Review of Local Emergency Status

OTHER MATTERS
• City Manager Lollis advised that Rue 21 would be opening on Thursday, February 9th, and Dickie’s BBQ would be opening on Friday, February 10th.

PUBLIC HEARINGS
26. COMMERCIAL CROP CULTIVATION ORDINANCE: AN AMENDMENT TO THE DEVELOPMENT ORDINANCE TO ACCOMMODATE INTERIM AGRICULTURAL USE OF LANDS WITHIN MULTIPLE ZONE DISTRICTS

Recommendation: That the City Council open the public hearing and continue the public hearing to the meeting of February 21, 2012.

The City Manager introduced the item.

The public hearing was opened at 10:14 p.m., and without objection, was continued to the meeting of February 21, 2012.

Disposition: Item continued.

ADJOURNMENT
The Council adjourned 10:15 p.m. to the meeting of February 21, 2012.

SEAL

__________________________  __________________________
Luisa Herrera, Deputy City Clerk  Ronald L. Irish, Mayor
COUNCIL AGENDA: APRIL 3, 2012

SUBJECT: AWARD CONTRACT – DIGESTER BIOGAS CONDENSATE/SEDIMENT TRAPS

SOURCE: Finance Department/Purchasing Division

COMMENT: Staff solicited bids for four (4) 6-inch condensate/sediment traps with manual drip traps for the Wastewater Treatment Facility. In response to solicitation, only one (1) bid was received for this highly specialized equipment. The bid is as follows:

<table>
<thead>
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<th>Bidder</th>
<th>Amount</th>
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<tbody>
<tr>
<td>Groth Corp.</td>
<td>$17,515.44</td>
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<tr>
<td>Stafford, TX</td>
<td></td>
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</tbody>
</table>

Staff has reviewed the bid and finds it to be responsive to the specifications. Engineering staff estimated the cost of the equipment at $20,000. The sole bid is about 12% below staff’s estimate. These anaerobic digester biogas condensate/sediment traps are used in the piping system to remove condensate and solids from dirty, wet gas. The sediment and condensate must be accumulated and removed in order to protect downstream equipment from clogging and corrosion. Funds for this equipment have been appropriated in the Wastewater Treatment Facility’s Methane Line Replacement Capital Project, which was funded at $75,000. Inspection revealed that the methane line is in good condition and only the condensate/sediment traps need to be replaced. The equipment will be installed by treatment plant personnel.

RECOMMENDATION: That Council award the contract for four (4) condensate/sediment traps for the Wastewater Treatment Facility to Groth Corp, of Stafford, TX, in the amount of $17,515.44. Further, that Council authorize payment upon satisfactory acceptance of the equipment.

D.D. Appropriated/Funded C.M. Item No. 2
SUBJECT: A RESOLUTION APPROVING THE APPLICATION FOR STATE OFF-HIGHWAY VEHICLE GRANT FUNDS

SOURCE: PARKS AND LEISURE SERVICES DEPARTMENT

COMMENT: Staff has prepared an application for Off-Highway Vehicle Grant Funds. The process entailed an on-line preliminary application and the ability for the public to review and comment on the preliminary application. Preliminary application review and comment is conducted on the State OHV website allowing the world-wide public an ability to participate. In addition, State OHV personnel review the preliminary application and provide comments on the completeness and accuracy of the preliminary application. We are then given the opportunity to revise the preliminary application for purposes only of responding to public and State comments, prior to confirming the submission of a final application.

Staff prepared a preliminary application for $312,403 in activities, which is comprised of a $229,901 grant request and a $82,502 local match and the public comment period has been completed. The preliminary application is in two activity areas, Ground Operations and Law Enforcement.

The Ground Operations activity is for the annual ongoing maintenance and operational enterprise, and includes the proposed purchase of a diesel tractor, a used D5 dozer and a Kawasaki Mule.

The Law Enforcement activity is for patrol of City facilities and private lands to deter illegal OHV activities, as well as educational outreach and awareness efforts. The grant includes the proposed purchase of an off-highway LE motorcycle. The Police Department conducts this effort and they utilize the ATV patrol vehicle acquired through the grant program, as well as their contract airship services.

The Ground Operations and Law Enforcement activities are for one year commencing July 2012. The local match for the proposed grants is comprised of volunteer efforts, administrative services, and general fund expenses anticipated within the Parks & Leisure and Police Department operational budgets. The final application submission must be made by May 7, 2012 and results of the competitive scoring will be known by June 4, 2012.
RECOMMENDATION: Adopt a Resolution approving the application for State Off-Highway Vehicle Grant Funds.

ATTACHMENTS: Resolution
RESOLUTION NO: _____-2012

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE APPROVING THE APPLICATION FOR THE STATE OF CALIFORNIA, DEPARTMENT OF PARKS AND RECREATION, OFF-HIGHWAY VEHICLE GRANT FUNDS

WHEREAS, The people of the State of California have enacted the Off-Highway Motor Vehicle Recreation Act of 2003, which provides funds to the State of California and its political subdivisions for Operation and Maintenance, Restoration, Law enforcement, and Education and Safety for off-highway vehicle recreation; and

WHEREAS, the Off-Highway Motor Vehicle Recreation Division with the California Department of Parks and Recreation has been delegated the responsibility to administer the program; and

WHEREAS, procedures established by the California Department of Parks and Recreation require the Applicant’s Governing Body to certify by resolution the approval of the Application to apply for Off-Highway Motor Vehicle Grant funds; and

WHEREAS, this Project appears on, or is in conformance with this jurisdiction’s adopted general or master plan and is compatible with the land use plans of those jurisdictions immediately surrounding the Project.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Porterville hereby:

1. Approves the filing of an Application(s) for an Off-Highway Vehicle Grant or Cooperative Agreement;
2. Certifies that this agency understands its legal obligations to the State upon approval of the Grant;
3. Certifies that this agency understands the California Public Resources Code requirement that Acquisition and Development Projects be maintained to specific conservation standards;
4. Certifies that the Project will be well-maintained during its useful life;
5. Certifies that this agency will implement the Project with diligence once funds are available and the Applicant reviewed, understands, and agrees with the Project Agreement;
6. Certifies that this agency will provide the required matching funds;
7. Certifies that the public and adjacent property owners have been notified of this Project (as applicable); and
8. Appoints the Director of Parks and Leisure Services as agent to conduct all negotiation, execute and submit all documents including, but not limited to Applications, agreements, amendments, payment requests and so on, which may be necessary for completion of the Project.

PASSED, APPROVED and ADOPTED on the 3rd day of April, 2012.

By: ________________________________
    Ronald L. Irish, Mayor

Attest:
John Lollis, City Clerk

By: ________________________________
    Patrice Hildreth, Chief Deputy City Clerk
CONSENT CALENDAR

SUBJECT: AUTHORIZATION TO TRAVEL

SOURCE: COMMUNITY DEVELOPMENT DEPARTMENT

COMMENT: The International Council of Shopping Centers (ICSC) will be hosting their annual conference in Las Vegas, Nevada, May 20 – 23, 2012. During the 2011 conference, staff made contact with twelve (12) major national retailers and met with four (4) developers to discuss opportunities in Porterville.

Staff continues to communicate with the contacts made at ICSC conferences to promote Porterville and encourage retailers to locate in our community. Retail contacts at past ICSC conferences have included Kohls, Marshalls, Famous Footwear, and Rue 21 – all who have located in Porterville within the past three years. A continued presence is important while marketing Porterville to retailers, and staff would like to continue efforts by attending the 2012 ICSC conference. Staff believes it to be particularly important to attend given the recent approval of the Riverwalk Marketplace Phase II project, which opens the door to all the retail opportunities in both phases of the development as well as other sites in the City.

The cost for the trip for two staff is estimated to be $2,000 and funding is available in the Economic Development budget.

RECOMMENDATION: That the City Council approve travel to Las Vegas, Nevada, for the purpose of attending the International Council of Shopping Centers conference.

DD [Signature] Appropriated/Funded [Signature] CM [Signature] Item No. [Signature]
SUBJECT: AMENDING ORDER OF BUSINESS TO BE FOLLOWED AT REGULAR CITY COUNCIL MEETINGS

SOURCE: ADMINISTRATIVE SERVICES DEPARTMENT/CITY CLERK DIVISION

COMMENT: At its meeting on March 20, 2012, the City Council directed staff to prepare a resolution to amend the current order of business on the City Council Agendas, specifically with regard to the Reports section. Said draft resolution is herein presented for Council's consideration.

RECOMMENDATION: That the City Council approve the draft Resolution Rescinding Resolution No. 101-2010 and Establishing a New Order of Business to be Followed at Regular City Council Meetings of the City Council.

ATTACHMENTS: 1. Draft Resolution
2. Resolution No. 101-2010

Item No. 5
RESOLUTION NO. _____-2012

A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF PORTERVILLE RESCINDING RESOLUTION 101-2010
AND ESTABLISHING NEW ORDER OF BUSINESS TO BE FOLLOWED
AT REGULAR MEETINGS OF THE CITY COUNCIL

BE IT RESOLVED by the City Council of the City of Porterville that Resolution No. 101-2010 is herein rescinded.

BE IT FURTHER RESOLVED that the following is the order of business to be followed in conducting the regular meetings of the City Council:

- MEETING CALLED TO ORDER
- ROLL CALL
- ORAL COMMUNICATIONS (closed session items only)
- CLOSED SESSION
- RECONVENE OPEN SESSION
- REPORT ON ACTION TAKEN IN CLOSED SESSION
- PLEDGE OF ALLEGIANCE
- INVOCATION
- PROCLAMATIONS/PRESENTATIONS
- AB 1234 REPORTS (Reports required pursuant to Government Code Section 53232.3)
- REPORTS (Committee/commission/board reports; subcommittee reports; and staff informational items)
- ORAL COMMUNICATIONS (on any matter of interest)
- CONSENT CALENDAR – to include:
  - Approval of Minutes
  - Claims against the City
  - Payment of Bills
  - Payments on Public Works Projects
  - Authorization to Purchase
  - Authorization to Call for Bids
  - Award of Bids
  - Acceptance of Projects
  - Acceptance of Dedications/Property
  - Approval of Final Tract Maps
  - Annexations
  - Requests for City Services
  - Reports
  - Other Routine Matters
- PUBLIC HEARINGS
- SECOND READINGS
- SCHEDULED MATTERS
ORAL COMMUNICATIONS (on any matter of interest)
COUNCIL COMMENTS
ADJOURNMENT

PASSED, APPROVED AND ADOPTED this _____ day of April, 2012.

__________________________
Ronald L. Irish, Mayor

ATTEST:

John D. Lollis, City Clerk

By: Patrice Hildreth, Chief Deputy City Clerk
RESOLUTION NO. 101 -2010

A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF PORTERVILLE RESCINDING RESOLUTION 72-2005
AND ESTABLISHING NEW ORDER OF BUSINESS TO BE FOLLOWED
AT REGULAR MEETINGS OF THE CITY COUNCIL

BE IT RESOLVED by the City Council of the City of Porterville that Resolution No. 72-2005 is herein rescinded.

BE IT FURTHER RESOLVED that the following is the order of business to be followed in conducting the regular meetings of the City Council:

➤ MEETING CALLED TO ORDER
➤ ROLL CALL
➤ ORAL COMMUNICATIONS (closed session items only)
➤ CLOSED SESSION
➤ RECONVENE OPEN SESSION
➤ REPORT ON ACTION TAKEN IN CLOSED SESSION
➤ PLEDGE OF ALLEGIANCE
➤ INVOCATION
➤ PROCLAMATIONS/PRESENTATIONS
➤ REPORTS (AB1234 Reports, Committee/Commission/Board Reports; Subcommittee Reports; Information Items and Reports)
➤ ORAL COMMUNICATIONS (on any matter of interest)
➤ CONSENT CALENDAR – to include:
  Approval of Minutes
  Claims Against the City
  Payment of Bills
  Payments on Public Works Projects
  Authorization to Purchase
  Authorization to Call for Bids
  Award of Bids
  Acceptance of Projects
  Acceptance of Dedications/Property
  Approval of Final Tract Maps
  Annexations
  Requests for City Services
  Reports
  Other Routine Matters

➤ PUBLIC HEARINGS
➤ SECOND READINGS
➤ SCHEDULED MATTERS
ORAL COMMUNICATIONS (on any matter of interest)
COUNCIL COMMENTS
ADJOURNMENT

PASSED, APPROVED AND ADOPTED this 17th day of August, 2010.

Ronald L. Irish, Mayor

ATTEST:

John D. Lollis, City Clerk

By: Patrice Hildreth, Chief Deputy City Clerk
STATE OF CALIFORNIA   )
CITY OF PORTERVILLE    )   SS
COUNTY OF TULARE     )

I, JOHN D. LOLLIS, the duly appointed City Clerk of the City of Porterville do hereby certify and declare that the foregoing is a full, true and correct copy of the resolution passed and adopted by the Council of the City of Porterville at a regular meeting of the Porterville City Council duly called and held on the 17th day of August, 2010.

    THAT said resolution was duly passed, approved, and adopted by the following vote:

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<th>MCCRAKEN</th>
<th>HAMILTON</th>
<th>IRISH</th>
<th>SHELTON</th>
<th>WARD</th>
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<td>ABSENT:</td>
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    JOHN D. LOLLIS, City Clerk

[Signature]

By: Luisa Herrera, Deputy City Clerk
SUBJECT: CONSIDERATION OF STREET CLOSURE FOR COMMUNITY EVENT IN RECOGNITION OF BEAR PASCOE, A MEMBER OF THE NATIONAL FOOTBALL LEAGUE WORLD CHAMPION NEW YORK GIANTS

SOURCE: PARKS & LEISURE SERVICES DEPARTMENT

COMMENT: Staff is currently working with Public Relations Representatives for Bear Pascoe to schedule his attendance at a community event on Saturday, April 7, 2012 beginning at 10:00 a.m. at Centennial Plaza, Main Street, Porterville. Due to site considerations and limitations, it is recommended that the City Council approve the temporary closure of Main Street from Thurman Avenue to Cleveland Avenue from 10:00 a.m. to 1:00 p.m.

RECOMMENDATION: That the City Council authorize the temporary closure of Main Street between Thurman Avenue and Cleveland Avenue on April 7, 2012, in support of the community event to recognize Bear Pascoe.

ATTACHMENT: Locator Map

SOURCE: Finance Department

COMMENT: The Porterville Art Association and Porterville Mural Committee are requesting approval to hold a community event, Marching Through Time Historical Band Mural Dedication and Music Festival, at Centennial Plaza on Saturday, April 21, 2012, from 7:00 a.m. to 6:00 p.m. This event will present and dedicate the "Marching Through Time" mural and will include entertainment, craft and food booths. Street closures requested are noted below. This application is submitted in accordance with the Community Civic Events Ordinance No. 1326, as amended.

STREET CLOSURES:
Main Street from Harrison Avenue to Putnam Avenue;
Cleveland Avenue from Main Street to Second Street;
Cleveland Avenue from Main Street to Division Street.

SIDEWALK CLOSURES:
Main Street from Thurman Avenue to Cleveland Avenue;
Cleveland Avenue from Main Street to Second Street.

The application has been routed according to the ordinance regulations and reviewed by all the departments involved. All requirements are listed on the attached copy of the Application, Agreement and Exhibit A.

RECOMMENDATION: That the Council approve the Community Civic Event Application and Agreement from the Porterville Art Association and the Porterville Mural Committee, subject to the Restrictions and Requirements contained in the Application, Agreement, Exhibit A and Exhibit B of the Community Civic Event Application.

ATTACHMENT: Community Civic Event Application and Agreement, Exhibit A, Map, Certificate of Liability Insurance and Exhibit B.

D.D. Appropriated/Funded  M.B  C.M.  Item No. 7
CITY OF PORTERVILLE
APPLICATION AND AGREEMENT FOR A PERMIT TO HOLD A
COMMUNITY CIVIC EVENT OR OTHER ACTIVITY TO BE HELD ON PUBLIC PROPERTY

Application date: March 15, 2012  Event date: April 21, 2012
Event time: 7am - 6pm

Name of Event: "Marching Through Time" Historical Band Mural Dedication and Music Festival

Sponsoring organization: Porterville Art Association  PHONE # 784-4323
Address: 158 N. Main St Porterville, CA 93257

Authorized representative: Dick Hatfield  PHONE # 781-2131
Address: 253 North Ave Porterville CA 93257

Event chairperson: Denise Marchant  PHONE # 784-6289

Location of event (location map must be attached): Centennial Park and surrounding streets

Type of event: Dedication Ceremony and music Festival

Nonprofit status determination: 501(c)(3) 77-0552964

City services requested (an (fees associated with these services will be billed separately)

Barricades (quantity):  Y  Ed  Street sweeping  Yes  ____  No  ____
Police protection  Yes  ____  No  ____  Refuse pickup  Yes  ____  No  ____
Other: Extra Trash cans/bags

Parks facility application required:  Yes  ____  No  N  Attached  ___
Assembly permit required:  Yes  ____  No  Y  Attached  ___

STAFF COMMENTS (list special requirements or conditions for event):

Approve  Deny

____  ____  Bus Lic Spvr
____  ____  Pub Works Dir
____  ____  Comm Dev Dir
____  ____  Field Svcs Mgr
____  ____  Fire Chief
____  ____  Parks Dir
____  ____  Police Chief
____  ____  Deputy City Mgr
CITY OF PORTERVILLE
APPLICATION AND AGREEMENT FOR A PERMIT TO HOLD A COMMUNITY CIVIC EVENT OR OTHER ACTIVITY TO BE HELD ON PUBLIC PROPERTY

What constitutes a Community Civic Event?
A non-profit organization wishes to sponsor an event that is open to the community at large and will utilize public property. Most of the time, Community Civic Events require street or sidewalk closures.

Authorization: This permit must be submitted NO LESS THAN 30 days PRIOR to the date of the event in order to obtain City Council approval.

City Code requirements:
At least 48" must remain clear on sidewalks for pedestrian traffic.
Do not block any entrance to or exit from buildings.
Area must be accessible to emergency and safety personnel and vehicles.
Electrical cords must be approved and installation checked by the Fire Department.

Liability insurance: The sponsoring organization/applicant agrees to provide and keep in force during the term of this permit a policy of liability and property damage insurance against liability for personal injury, including accidental death, as well as liability for property damage which may arise in any way during the term of this permit. The City of Porterville shall be named as additional insured. When the location of the event is in Downtown Porterville, the Porterville Redevelopment Agency must also be named as additional insured. The amounts of such insurance and any additional requirements are listed in Exhibit "A." A Certificate of Liability Insurance form sample is enclosed for your convenience. This original certificate shall be submitted to the Finance Department prior to the City of Porterville Council’s approval.

Alcohol liability insurance: Organization/Applicant will obtain an alcohol permit if any alcoholic beverages are to be served. The insurance policy shall be endorsed to include full liquor liability in an amount not less than one million dollars ($1,000,000) per occurrence. The City of Porterville shall be named as additional insured against all claims arising out of or in connection with the issuance of this permit or the operation of the permitted, his/her agents or representatives pursuant the permit. Claims-made policies are not acceptable.

Health permit: Organization/Applicant will obtain or ensure that all participants obtain a ‘Temporary Food Facilities’ permit(s) from the Tulare County Public Health Department, if any food is to be served in connection with this Community Civic Event. To contact the Tulare County Environmental Health Department located at 5957 S. Mooney Blvd., Visalia, CA, 93277, call 559-733-6441, or fax information to 559-733-6932; or visit their website: www.tularehsa.org.

First aid station: Organization/Applicant will establish a first aid station, with clearly posted signs, to provide basic emergency care, such as ice/hot packs, bandages, and compresses.

Agreement: The sponsoring organization/applicant agrees to comply with all provisions of the Community Civic Event Ordinance 15-20(e), as amended, and the terms and conditions set forth by City Council and stated in Exhibit "A." The sponsoring organization/applicant agrees, during the term of this permit, to secure and hold the City free and harmless from all loss, liability, and claims for damages, costs and charges of any kind or character arising out of, relating to, or in any way connected with his/her performance of this permit. Said agreement to hold harmless shall include and extend to any injury to any person or persons, or property of any kind whatsoever and to whomever belonging, including, but not limited to, said organization/applicant, and shall not be liable to the City for any injury to persons or property which may result solely or primarily from the action or non-action of the City or its directors, officers, or employees.

Porterville Fire Association
Porterville Mural Committee

(Name of Organization) (Signature) (Date)

Authorized Representative Initials

Authorized Representative Initials

Authorized Representative Initials

Authorized Representative Initials

2 of 4
CITY OF PORTERVILLE
VENDOR/PARTICIPANT LIST IN CONNECTION WITH THE APPLICATION AND
AGREEMENT FOR A PERMIT TO HOLD A COMMUNITY CIVIC EVENT OR OTHER ACTIVITY
TO BE HELD ON PUBLIC PROPERTY

Name of event: "Marching Through Time" Historical Band and Mural Dedication
and Music Festival
Sponsoring organization: Porterville Art Association / Porterville Mural Committee
Location: Centennial Park  Event date: 4/30/12  Event time: 7am - 6pm

All vendors are required to complete the business license permit form. List all firms, individuals, organizations, etc., that
will engage in selling at or participate in the above-named event. NO PERMIT WILL BE ISSUED WITHOUT THIS
INFORMATION. Vendors with no valid City of Porterville business license are required to pay $1 per day to the City, with
the exceptions of non-profit organizations. This form should be completed at the time of application, but must be
submitted NO LESS THAN ONE week prior to the event.

<table>
<thead>
<tr>
<th>Vendor name</th>
<th>Address/Telephone</th>
<th>Business License required?</th>
<th>Type of Activity</th>
</tr>
</thead>
<tbody>
<tr>
<td>Kiwanis Club</td>
<td></td>
<td></td>
<td>Food Booth</td>
</tr>
</tbody>
</table>

2-3 more to be added

Municipal Code 15-1: ITINERANT VENDOR OR ITINERANT MERCHANT: All persons, both principal and agent, who engage in a temporary or transient
business in the city, selling or offering to sell goods, wares or merchandise or any other thing of value, with the intention of conducting such business for a period of
less than ninety (90) days, and who for the purpose of such business hires, leases or occupies any room, doorway, vacant lot, building or other place, for the exhibition
for sale of goods, wares, merchandise or other thing of value. If any such place, occupied or used for such business, is rented or leased for a period of less than ninety
(90) days, such fact shall be presumptive evidence that the business carried on therein is a transient business; and any person so engaged shall not be relieved from the
provisions of this section or from payment of the license taxes herein provided for such business, by reason of any temporary association with local dealer, trader,
merchant or auctioneer.
CITY OF PORTERVILLE
REQUEST FOR STREET CLOSURES AND PUBLIC PROPERTY USAGE IN CONNECTION WITH THE
APPLICATION AND AGREEMENT FOR A PERMIT TO HOLD A COMMUNITY CIVIC EVENT OR OTHER
ACTIVITY TO BE HELD ON PUBLIC PROPERTY

Name of event: "Marching Through Time" Historical Band Mural Dedication and Music Festival
Sponsoring organization: Porterville Art Association / Porterville Mural Committee
Event date: April 21, 2012

ATTACH MAP MARKING AREAS TO BE CLOSED OR USED:

<table>
<thead>
<tr>
<th>Street Name</th>
<th>From</th>
<th>To</th>
<th>Activity</th>
</tr>
</thead>
<tbody>
<tr>
<td>Main Street</td>
<td>Putnam</td>
<td>Harrison</td>
<td>Assembly and Bands Marching</td>
</tr>
<tr>
<td>Cleveland</td>
<td>Main St.</td>
<td>Second St.</td>
<td>Vendors</td>
</tr>
<tr>
<td>Cleveland</td>
<td>Main St.</td>
<td>Division</td>
<td>Band Assembly</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Sidewalks</th>
<th>From</th>
<th>To</th>
<th>Activity</th>
</tr>
</thead>
<tbody>
<tr>
<td>Main Street</td>
<td>Thurman</td>
<td>Cleveland</td>
<td>Vendors / Assembly</td>
</tr>
<tr>
<td>Cleveland</td>
<td>Main St.</td>
<td>Second St.</td>
<td>&quot;</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Parking lots and spaces</th>
<th>Location</th>
<th>Activity</th>
</tr>
</thead>
</table>

4 of 4
REQUIREMENTS FOR COMMUNITY CIVIC EVENT
PORTERVILLE ART ASSOCIATION
PORTERVILLE MURAL COMMITTEE

MARCHING THROUGH TIME HISTORICAL BAND
MURAL DEDICATION AND MUSIC FESTIVAL
APRIL 21, 2012

Business License Supervisor:
S. Hartman

Public Works Director:
B. Rodriguez

Community Development Director:
B. Dunlap

Field Services Manager:
B. Styles

Chief of Fire Operations:
M. G. Garcia

Keep area on Cleveland Avenue, west of Division Street clear and unobstructed in front of the fire station.

Parks and Leisure Services Director:
M. Stowe

Please keep attendees out of the planters and pick up park following the event.

Police Lieutenant:
D. Haynes

Please see attached Exhibit B.

Administrative Services Manager:
P. Hildreth

See attached Exhibit A, page 2.
REQUIREMENTS FOR COMMUNITY CIVIC EVENT

Sponsors: Porterville Art Association
Porterville Mural Committee

Event: Marching Through Time Historical Band Mural Dedication and Music Festival

Event Chairman: Denise Marchant
Location: Centennial Plaza
Date of Event: April 21, 2012
Time of Event: 7:00 a.m. to 6:00 pm

RISK MANAGEMENT: Conditions of Approval

That the Porterville Mural Committee provide a Certificate of Commercial General Liability Insurance Coverage evidencing coverage of not less than $1,000,000 per occurrence, and having the appropriate Endorsement naming the City of Porterville and Porterville Redevelopment Agency, its Officers, Employees, Agents and Volunteers as Additional Insured against all claims arising from, or in connection with, the Permittee’s operation and sponsorship of the aforementioned Community Civic Event.

A. Said Certificate of Insurance shall be an original (fax and xerographic copies not acceptable), the Certificate shall be signed by an agent authorized to bind insurance coverage with the carrier, and the deductible, if any, shall not be greater than $1,000.

A. Said insurance shall be primary to the insurance held by the City of Porterville, be with a company having an A.M. Best Rating of no less that A:VII, and the insurance company must be an ‘admitted’ insurer in the State of California.
**CERTIFICATE OF LIABILITY INSURANCE**

**PRODUCER**
Veracity Insurance Solutions, LLC
260 South 2500 West Suite 303
Pleasant Grove, Utah 84062
775-573-8368

**INSURED**
Porterville Art Association, Inc.
Attn: Denise Marchant
114 West Sandra Ct
Porterville, CA 93257

<table>
<thead>
<tr>
<th>INSURER A:</th>
<th>Barkley Assurance Company</th>
<th>NAIC #</th>
</tr>
</thead>
<tbody>
<tr>
<td>INSURER B:</td>
<td></td>
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<tr>
<td>INSURER C:</td>
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<td></td>
</tr>
<tr>
<td>INSURER D:</td>
<td></td>
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</tr>
</tbody>
</table>

**COVERAGES**

The policies of insurance listed below have been issued to the insured named above for the policy period indicated, notwithstanding any requirement, term or condition of any contract or other document with respect to which this certificate may be issued or may pertain. The insurance afforded by the policies described herein is subject to all the terms, exclusions and conditions of such policies. Aggregate limits shown may have been reduced by paid claims.

<table>
<thead>
<tr>
<th>INSURED</th>
<th>TYPE OF INSURANCE</th>
<th>POLICY NUMBER</th>
<th>POLICY EFFECTIVE DATE (MM/DD/YY)</th>
<th>POLICY EXPIRATION DATE (MM/DD/YY)</th>
<th>LIMITS</th>
</tr>
</thead>
<tbody>
<tr>
<td>A Y</td>
<td>GENERAL LIABILITY</td>
<td>VUMC1070001-3-V524123</td>
<td>04/21/12</td>
<td>04/22/12</td>
<td>EACH OCCURRENCE INCLUDES BODILY INJURY &amp; PROPERTY DAMAGE $1,000,000</td>
</tr>
<tr>
<td></td>
<td>Commercial General Liability CLAIMS MADE ☑ OCCUR</td>
<td></td>
<td></td>
<td></td>
<td>MEDI EXP (Any one person) $5,000</td>
</tr>
<tr>
<td></td>
<td>Host Liquor Liability VUMC1070001-3-V524123</td>
<td>04/21/12</td>
<td>04/22/12</td>
<td>PERSONAL &amp; ADV INJURY $1,000,000</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Liquor Liability</td>
<td></td>
<td></td>
<td></td>
<td>GENERAL AGGREGATE $2,000,000</td>
</tr>
<tr>
<td></td>
<td>GENL AGGREGATE LIMIT APPLIES PER: POLICY ☑ PROJECT ☑ LOC</td>
<td></td>
<td></td>
<td></td>
<td>PRODUCTS - COMPVOP AGG $2,000,000</td>
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<td></td>
<td></td>
<td></td>
<td>DEDUCTIBLE $500</td>
</tr>
<tr>
<td></td>
<td>AUTOMOBILE LIABILITY</td>
<td></td>
<td></td>
<td></td>
<td>COMBINED SINGLE LIMIT (Ex accident) $</td>
</tr>
<tr>
<td></td>
<td>ANY AUTO</td>
<td></td>
<td></td>
<td></td>
<td>BODILY INJURY (Per person) $</td>
</tr>
<tr>
<td></td>
<td>ALL OWNED AUTOS</td>
<td></td>
<td></td>
<td></td>
<td>BODILY INJURY (Per accident) $</td>
</tr>
<tr>
<td></td>
<td>SCHEDULED AUTOS</td>
<td></td>
<td></td>
<td></td>
<td>PROPERTY DAMAGE (Per accident) $</td>
</tr>
<tr>
<td></td>
<td>HIRED AUTOS</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>NON-OWNED AUTOS</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

|         | GARAGE LIABILITY | | | | AUTO ONLY - EA ACCIDENT $ |
|         | ANY AUTO | | | | OTHER THAN EA ACCIDENT $ |

|         | EXCESS/UMBRELLA LIABILITY | | | | EACH OCCURRENCE $ |
|         | OCCUR ☑ CLAIMS MADE | | | | AGGREGATE $ |
|         | DEDUCTIBLE | | | | |
|         | RETENTION ☑ | | | | |

|         | WORKERS COMPENSATION AND EMPLOYERS' LIABILITY | | | | |
|         | ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? | | | | |
|         | ☑ yes, describe under SPECIAL PROVISIONS below | | | | |

|         | WE STATUTORY LIMITS ☑ LUTHER | | | | |
|         | E.L. EACH ACCIDENT $ | | | | E.L. DISEASE - EA EMPLOYEE $ |
|         | | | | E.L. DISEASE - POLICY LIMIT $ | |

**DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES / EXCLUSIONS ADDED BY ENDORSEMENT / SPECIAL PROVISIONS**

Certificate holder listed below is named as additional insured per attached CG 20 26 07 04.

**CERTIFICATE HOLDER**
City of Porterville
Centennial Park
291 North Main Street
Porterville, CA 93257

**CANCELLATION**

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL ENDEAVOR TO MAIL 30 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO DO SO SHALL IMPOSE NO LIMITATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES.

© ACORD CORPORATION 1988
THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

ADDITIONAL INSURED – DESIGNATED PERSON OR ORGANIZATION

This endorsement modifies insurance provided under the following:

COMMERCIAL GENERAL LIABILITY COVERAGE PART

SCHEDULE

<table>
<thead>
<tr>
<th>Name Of Additional Insured Person(s) Or Organization(s)</th>
</tr>
</thead>
<tbody>
<tr>
<td>City of Porterville</td>
</tr>
<tr>
<td>Centennial Park</td>
</tr>
<tr>
<td>291 North Main Street</td>
</tr>
<tr>
<td>Porterville, CA 93257</td>
</tr>
</tbody>
</table>

Information required to complete this Schedule, if not shown above, will be shown in the Declarations.

Section II – Who Is An Insured is amended to include as an additional insured the person(s) or organization(s) shown in the Schedule, but only with respect to liability for “bodily injury”, “property damage” or “personal and advertising injury” caused, in whole or in part, by your acts or omissions or the acts or omissions of those acting on your behalf:

A. In the performance of your ongoing operations; or
B. In connection with your premises owned by or rented to you.
CITY OF PORTERVILLE
Community Civic Event Application

“Marching Through Time” Mural Dedication & Music Festival
April 21, 2012

Proosed Conditions/Requirements for Event:

➢ City Council approval is required for all street closures.

➢ Ensure highly visible and adequate barricades/barriers are used to warn motorists of non-access and prevent vehicle access to those designated areas.

➢ Event organizers should coordinate with the organizers of Jackass Mail Run, which is scheduled to occur the same date, time and location.

➢ Event organizers should contact Officer Carl Jordan (Porterville Police Department/Traffic Unit, 559-782-7400) for information/assistance associated with posting requirement related to vehicle removal from public roadways.

➢ Event organizers should meet with street vendors to coordinate rules regarding their activities, such as:

   ▪ Staying off the route of the Jackass Mail Run procession.
   ▪ Shall not sell silly string, snap caps or party poppers (pursuant to City Ordinance).
   ▪ Shall not block any sidewalk.
   ▪ Staying out of planters.

➢ At the conclusion of the event, all barricades shall be promptly removed and equipment shall be cleared so as to avoid interfering with vehicular or pedestrian travel.

➢ No alcohol permit has been requested or approved for this event.

➢ No amplifier permit has been requested or approved for this event.

Dan Haynes, Lieutenant
Porterville Police Department
(559) 782-7403

EXHIBIT B
COUNCIL AGENDA: April 3, 2012

SUBJECT: REVIEW OF LOCAL EMERGENCY STATUS

SOURCE: Administration

COMMENT: In accordance with the City Council's Resolution of Local Emergency adopted on December 21, 2010, and pursuant to Article 14, Section 8690 of the California Emergency Services Act, the Council must review the status of its local emergency at every regularly scheduled meeting and make a determination whether to continue or terminate the local emergency declaration.

Since its last review on March 20, 2012, City staff has continued its coordination with both State and Federal representatives in having made claims for reimbursement for public areas reported as suffering flood damage. An estimated total of $361,750 in damage repair projects were defined and accepted by both State (CEMA) and Federal (FEMA) emergency agencies, which after final FEMA administrative review, a total of approximately $270,000 was approved. All repair projects are to be completed by no later than July 2012.

As was previously reported, staff made application for almost $2 million in State Office of Emergency Services (OES) grant funds, which would provide financial assistance for mitigating repetitive flooding conditions. Considering the preliminary flood prevention measures previously presented to the Council, staff evaluated the grant application criteria, and made application for mitigation projects, specifically focusing on Downtown, Murry Park, and Zalud Park projects. Staff is pleased to report that its proposed grant-funded projects successfully passed initial screening, with staff having also attended several days of required training in preparation for administering the grant funds.

RECOMMENDATION: That the Council:
1. Receive the status report and review of the designated local emergency; and
2. Pursuant to the requirements of Article 14, Section 8690 of the California Emergency Services Act, determine that a need exists to continue said local emergency designation.

ATTACHMENT: None

SOURCE: ADMINISTRATIVE SERVICES DEPARTMENT/CITY CLERK DIVISION

COMMENT: Ordinance No. 1787, an Ordinance of the City Council of the City of Porterville Creating a General Fund Reserve Policy; Authorizing the Establishment of “Budget Stabilization,” “Catastrophic/Emergency,” “Capital Maintenance,” “Capital Construction/Improvement,” “Infrastructure Maintenance/Improvement,” and “Special Purposes” Dedicated and Reserve Funds; and Amending Chapter 2, Article VI, by Repealing Section 2-31 and Adding Sections 2-31.1 Through 2-31.7 of the Porterville Municipal Code, was given first reading on March 20, 2012, and was printed.

RECOMMENDATION: That the Council give Second Reading to Ordinance No. 1787 waive further reading, and adopt said Ordinance.

ATTACHMENT: Ordinance No. 1787

Item No. 9
ORDINANCE NO. 1787

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE
CREATING A GENERAL FUND RESERVE POLICY; AUTHORIZING THE
ESTABLISHMENT OF "BUDGET STABILIZATION," "CATASTROPHIC/EMERGENCY,
"CAPITAL MAINTENANCE," "CAPITAL CONSTRUCTION/IMPROVEMENT,
"INFRASTRUCTURE MAINTENANCE/IMPROVEMENT," AND
"SPECIAL PURPOSES" DEDICATED AND RESERVE FUNDS; AND AMENDING
CHAPTER 2, ARTICLE VI, BY REPEALING SECTION 2-31 AND ADDING SECTIONS
2-31.1 THROUGH 2-31.7 OF THE PORTERVILLE MUNICIPAL CODE

WHEREAS, the City Council of the City of Porterville deems it prudent financial
management to establish a General Fund Reserve Policy to require the accumulation of
General Fund revenues to address future community needs; and

WHEREAS, adequate General Fund balance and Reserve levels are an
important factor in an external agency’s measurement of the City of Porterville’s
creditworthiness and financial strength; and

WHEREAS, General Fund Reserve funds can assist in mitigating the effects of
economic and financial crisis; and

WHEREAS, General Fund Reserve funds are necessary for cash flow
management, and to enable the City of Porterville to manage unforeseen emergencies
or changes in condition; and

WHEREAS, the City Council of the City of Porterville wishes to create a General
Fund Reserve Policy and to authorize the establishment of certain dedicated Reserve
funds;

NOW, THEREFORE, THE COUNCIL OF THE CITY OF PORTERVILLE DOES
ORDAIN AS FOLLOWS:

Section 1. Section 2-31 of Chapter 2, Article VI, of the Porterville Municipal Code
is hereby repealed in its entirety.

Section 2. Sections 2-31.1 through 2-31.7 are hereby added to Chapter 2, Article
VI of the Porterville Municipal Code, as follows:

2-31.1 “Budget Stabilization” Reserve Fund

It shall be the policy of the City of Porterville to establish Reserve funds that shall
be used for the purpose to mitigate, should it occur, one-time annual budget
revenue shortfalls (actual revenues less than projected revenues) due to
changes in the economic environment and/or actions by the county/state/federal
government that have a material effect on the City’s revenues; and/or expenditures that will result in future efficiencies and/or budgetary savings. The “Budget Stabilization” Reserve Fund shall be maintained at a minimum of fifteen percent (15%) of General Fund annual budgeted operating expenditures (excluding one-time expenditures), and may only be appropriated by formal City Council action with not less than 4/5s of those voting in agreement. If the City Council takes action due to making a finding(s) of material effects as stated above, it shall include findings of material effects as further specified in Section 2-31.7 of this Article. Should the Fund’s balance fall below 10% of annual budgeted operating expenditures, then a plan will be established to replenish the Fund to the required level within three (3) fiscal years. An initial balance shall be appropriated from the current unallocated reserve as of the date of adoption of this Ordinance in an amount equal to fifteen percent (15%) of the Budgeted General Fund Expenditures for fiscal 2011-2012.

2-31.2. "Catastrophic/Emergency" Reserve Fund

It shall be the policy of the City of Porterville to establish Reserve funds that shall be used for the purpose to mitigate costs associated with unforeseen emergencies, including natural disasters or catastrophic events. Should unforeseen and unavoidable events occur that require the expenditure of City resources beyond those provided for in the annual budget, formal City Council action with not less than 4/5 of those voting in agreement, is required of a budget amendment confirming the nature of the emergency and authorizing the appropriation of Reserve funds. The “Catastrophic/Emergency” Reserve Fund shall be maintained at a minimum of ten percent (10%) of General Fund annual budgeted operating expenditures (less one-time expenditures). Should the Fund’s balance fall below 10% of annual budgeted operating expenditures, then a plan will be established to replenish the Fund to the required level within five (5) fiscal years. An initial balance shall be appropriated from the current unallocated reserve as of the date of adoption of this Ordinance in an amount equal to ten percent (10%) of the Budgeted General Fund Expenditures for fiscal 2011-2012.

2-31.3 “Facility Deferred Maintenance/Equipment Replacement” Designated Fund

It shall be the policy of the City of Porterville to establish Designated funds that shall be used for the exclusive purpose of providing funds to support one-time City facility deferred maintenance and/or equipment replacement costs (excluding vehicles), such as, but not limited to, HVAC units, roofing, parking lot overlays, painting, plumbing, electrical, and doors/windows. The City Council, by means of a Resolution, may add, modify, or delete specific deferred maintenance or equipment replacement categories. The “Facility Deferred Maintenance/Equipment Replacement” Designated Fund shall have no minimum balance, but shall accumulate funds until appropriated by formal City Council
action. The Fund shall receive an allocation one third (1/3) of audited General Fund unassigned fund balance (actual revenues more than actual expenditures). An initial balance shall be appropriated from the current unallocated reserve as of the date of adoption of this Ordinance in an amount equal to one-third (1/3) of the current unallocated reserve balance as of the date of adoption of this Ordinance after the funding of the Budget Stabilization Reserve Fund, the Catastrophic/Emergency Reserve Fund, and the initial funding of the Special Purpose Designated Fund, have been deducted from the initial unallocated reserve fund balance.

2-31.4 "Capital Construction/Improvement" Designated Fund

It shall be the policy of the City of Porterville to establish Designated funds that shall be used for the exclusive purpose of providing funds to support new capital construction and/or improvement projects as identified in the City’s 10-year Capital Improvement Plan. The “Capital Construction/Improvement” Designated Fund shall have no minimum balance, but shall accumulate funds until appropriated by formal City Council action. The Fund shall receive an allocation of one third (1/3) of audited General Fund unassigned fund balance (actual revenues more than actual expenditures). An initial balance shall be appropriated from the current unallocated reserve as of the date of adoption of this Ordinance in an amount equal to one-third (1/3) of the current unallocated reserve balance as of the date of adoption of this Ordinance after the funding of the Budget Stabilization Reserve Fund, the Catastrophic/Emergency Reserve Fund, and the initial funding of the Special Purpose Designated Fund, have been deducted from the initial unallocated reserve fund balance.

2-31.5 "Infrastructure Deferred Maintenance/Improvement" Designated Fund

It shall be the policy of the City of Porterville to establish Designated funds that shall be used for the exclusive purpose of providing funds to support one-time City infrastructure deferred maintenance and/or improvement costs, such as, but not limited to, streets/alleys, bridges, sewer, water, storm drain, and curb/gutter/sidewalk. The City Council, by means of a Resolution, may add, modify, or delete specific infrastructure deferred maintenance/improvement categories. The “Infrastructure Deferred Maintenance/Improvement” Designated Fund shall have no minimum balance, but shall accumulate funds until appropriated by formal City Council action. The Fund shall receive an allocation of one third (1/3) of audited General Fund unassigned fund balance (actual revenues more than actual expenditures). An initial balance shall be appropriated from the current unallocated reserve as of the date of adoption of this Ordinance in an amount equal to one-third (1/3) of the current unallocated reserve balance as of the date of adoption of this Ordinance after the funding of the Budget Stabilization Reserve Fund, the Catastrophic/Emergency Reserve
Fund, and the initial funding of the Special Purpose Designated Fund, have been deducted from the initial unallocated reserve fund balance.

2-31.6 "Special Purposes" Reserve Fund

It shall be the policy of the City of Porterville to establish Reserve funds as a line item of the annual City Council budget that shall be used for the purpose of providing funds to support one-time City special events, projects, and/or purposes that benefit the community. The "Special Purposes" Reserve Fund shall be maintained at a minimum of $100,000, and may only be appropriated by formal City Council action with 4/5 of those voting in agreement. Should the Fund's balance fall below $100,000 in a fiscal year, then the General Fund will replenish the Fund to the minimum required level at the beginning of the following fiscal year. An initial balance in the amount of One Hundred Thousand and no/100 dollars ($100,000.00) shall be appropriated from the current unallocated reserve as of the date of adoption of this Ordinance.

2-31.7 "Formal City Council Action" for Appropriations

For the purposes of Sections 2-31.1 through 2-31.6 of this Article, formal City Council action shall require adoption of a Resolution. Said Resolution shall contain the basis for a finding (or findings) of materiality if required by any provision in this Article. Additionally, said Resolution shall include finding(s) that the appropriation is within the intent and purpose of the Designated Fund including, where appropriate, one or more findings that the purpose of the appropriation is within the defined purpose of the Designated Fund whether or not explicitly stated in this Ordinance.

Section 3. This Ordinance shall be in full force and effect thirty (30) days from and after its publication and passage.

PASSED, APPROVED, AND ADOPTED this _____ day of April, 2012.

________________________________________
Ronald L. Irish, Mayor

ATTEST:
John D. Lollis, City Clerk

By: ______________________________
Patrice Hildreth, Chief Deputy City Clerk
CITY COUNCIL AGENDA: APRIL 3, 2012

SCHEDULED MATTER

SUBJECT: SEQUOIA VALLEY ENTERPRISE ZONE BOUNDARY EXPANSION

SOURCE: COMMUNITY DEVELOPMENT DEPARTMENT

COMMENT: The Sequoia Valley Enterprise Zone (Enterprise Zone) was officially designated on January 9, 2012, with an effective date of October 6, 2010. The City of Porterville is a member of the Enterprise Zone, which is administered by the Tulare County Economic Development Corporation (TCEDC).

State law provides that an enterprise zone may be expanded up to fifteen percent (15%) of its originally designated boundaries. The Enterprise Zone consists of 33,902± acres, which includes “commercial and industrial” areas and other non-commercial and non-industrial areas that were necessary for the application process. Therefore, the enterprise zone is eligible to increase its boundaries by 5,085± acres.

On February 22, 2012, the TCEDC Board of Directors took action to approve the process for the expansion of the Enterprise Zone boundaries. Local jurisdictions were asked to submit requests for boundary expansions by March 7, 2012, with the goal of completing the application process by mid-April 2012.

Government Code Section 7074(b)(1) requires that each member of the Enterprise Zone adopt a resolution approving the boundary expansion. This is required not only of the jurisdiction seeking a boundary expansion, but of all the incorporated cities and County within the Enterprise Zone. The attached maps represent the area to be included in the expansion, representing approximately 4,800± acres.

The Porterville boundaries are being increased by 72 parcels for a total of 143± acres. This acreage includes 5 County parcels (66± acres) which are County islands prezoned for industrial or commercial development when annexed into the City. With the exception of the 60± acre parcel located at the southwest corner of Olive Avenue and Newcomb Street, the remainder of the expansion is for small lots, many of which are noncontiguous to the original boundaries. The original Porterville boundaries were drawn with all properties in the Enterprise Zone being contiguous; however, expansion areas are not subject to the “contiguous” rule.

The TCEDC is requesting the adoption of the attached resolution approving the boundary expansion. Once all jurisdictions have approved, the TCEDC Board will take action necessary to forward the application.
for review by the California Department of Housing and Community Development, administrators of the State Enterprise Zone program. The State may approve all or a portion of the boundary expansion request at their discretion.

TCEDC staff will be available to address questions regarding the boundary expansion process.

RECOMMENDATION: That the City Council adopt the attached Resolution approving the expansion of the Sequoia Valley Enterprise Zone Boundaries.

ATTACHMENTS: 1) Draft Resolution 2) Boundary Expansion Maps
RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF PORTERVILLE
APPROVING THE EXPANSION OF
SEQUOIA VALLEY ENTERPRISE ZONE BOUNDARIES

WHEREAS, the City of Porterville currently has an enterprise zone that was established on October 6, 2010, and has jurisdiction over the existing zone, as well as the proposed expansion area; and

WHEREAS, the City of Porterville wishes to expand the boundaries of its enterprise zone to include the geographic area set forth in the attached boundary maps; and

WHEREAS, land included with the proposed expansion area is zoned for industrial or commercial use; and

WHEREAS, basic infrastructure is available to the area that would be included in the proposed expansion area; and

WHEREAS, the Tulare County Economic Development Corporation, as administrator for the enterprise zone, will submit a written request on behalf of the municipal jurisdictions and unincorporated communities as required to the California Department of Housing and Community Development to have its enterprise zone boundaries expanded.

NOW THEREFORE, BE IT RESOLVED that the City of Porterville does hereby support and approve the Sequoia Valley Enterprise Zone expansion into the municipal jurisdictions and unincorporated communities located within the County of Tulare as shown on the attached maps.

APPROVED AND ADOPTED this 3rd day of April, 2012.

_________________________________________
Ronald L. Irish, Mayor

ATTEST:
John D. Lollis, City Clerk

By: _______________________________
Patrice Hildreth, Chief Deputy City Clerk
Sequoia Valley Enterprise Zone
Earlimart and North Delano

ATTACHMENT
ITEM NO. 2
Sequoia Valley Enterprise Zone
Exeter - 43 acres
Sequoia Valley Enterprise Zone
Farmersville - 97 acres

Proposed
Original
Parcels
Sequoia Valley Enterprise Zone
Goshen (West) - 519 acres
Sequoia Valley Enterprise Zone
Pixley and Tipton

[Map showing areas marked as Proposed and Original]
SCHEDULED MATTER

SUBJECT:  AUTHORIZATION OF A TEN-YEAR DEVELOPMENT FEE PAYMENT PLAN

SOURCE:  COMMUNITY DEVELOPMENT DEPARTMENT

COMMENT: This item was requested to be brought back to Council in response to concerns regarding expanding the time period for repayment of impact fees through the Development Fee Payment Plan Program expressed during the City Council meeting of March 20, 2012. The two overriding concerns were: 1) how is the lien secured by the real property and 2) is there the capacity for interest or penalties in the case of delinquency. Staff is researching these issues and is requesting that this item be continued to the City Council meeting scheduled for April 17, 2012.

RECOMMENDATION: That the City Council continue consideration of a ten-year Development Fee Payment Program to the City Council meeting scheduled for April 17, 2012.
SUBJECT: CONSIDERATION OF APPOINTMENT TO THE LIBRARY AND LITERACY COMMISSION

SOURCE: ADMINISTRATIVE SERVICES DEPARTMENT

COMMENT: The recent resignation of Commissioner Mary Leavitt from the Library and Literacy Commission has created a vacancy with a term due to expire in October 2012. Staff has publicized notice of the vacancy and solicited applications from interested individuals. As of the time of agenda compilation and distribution, staff has received two Requests for Appointment, from Ms. Raghbir ("Roxie") K. Bajwa and Ms. Esther Figueroa. Additionally, one prior applicant, Ms. Carol Wilkins, has confirmed her continued interest in being appointed to the Commission. Copies of the three Requests for Appointment are attached hereto for Council's consideration.

RECOMMENDATION: That the City Council appoint one individual to the Library and Literacy Commission to fill the unexpired term of Ms. Mary Leavitt due to expire in October 2012.

ATTACHMENTS: Requests for Appointment
CITY OF PORTERVILLE
REQUEST FOR APPOINTMENT

Please complete all blanks.

Name: Rakesh Birjeja
(Please Print)

Appointment to: Porterville Library and Literacy Commission
(Name of Board, Commission, or Committee)

☐ Reappointment; or IF NEW, please provide:

Street Address: 1461 W. Nacimiento
Porterville, CA 93257

Mailing Address: ______________________________

Name of Business: Concerned Citizen
☐ Own ☐ Operate

Business Address: ______________________________

Telephone: Home 781-2929
Work ______________________________
FAX ______________________________
E-mail ______________________________

City of Porterville resident: ☐ Yes ☐ No
Registered Voter: ☐ Yes ☐ No

Page 1 of 2
Qualifications:

I taught English for 36 years at Monache Hi Sch. My three sons were born and raised in Porterville. We came to the library often.

☐ Resume attached
☐ Letter of request attached

Submitted By: Kaylene K. Bojine  2/26/12

Received by: 

Forwarded to: City Clerk  Date: 2/21/12
City Council  Date: 1
City Manager  Date: 
Applicable Dept.  Date: 2/23/12

Tentative Council Mtg Date: 

Page 2 of 2
Name: Raghbir K. Bajwa "Roxie" for short

Address: 1461 W. Nancy Lane

Porterville, CA 93257


Personal: My three sons are born, raised, and educated in our local schools.

Jeet Bajwa, my oldest, is a Doctor of Chiropractic. Raj, my second son, is a Doctor of Optometry. Prub Bajwa, my youngest son, is a chemistry and math teacher. Prub and his wife, Emily Wise Bajwa, taught in the Burton School District for 3 and 5 years respectively. Now, they have moved to the coast and teach there.

Having lived here all these past years, I have a strong desire to do something worthwhile, where I help the community in some way. Being on the advisory committee would be a good start.
CITY OF PORTERVILLE
REQUEST FOR APPOINTMENT

Please complete all blanks.

Name: Esther Figueroa  
(Please Print)

Appointment to: Library and Literacy Commission 
(Name of Board, Commission, or Committee)

☐ Reappointment; or IF NEW, please provide:

Street Address: 1790 W. Memory Ln. Porterville, CA 93257

Mailing Address: Same

Name of Business:

☐ Own ☐ Operate

Business Address:

Telephone: Home (559) 784-8267
Dss - Work (559) 782-5038
FAX
E-mail

City of Porterville resident: ☑ Yes ☐ No

Registered Voter: ☑ Yes ☐ No
Qualifications:

[Blank lines]

[Blank lines]

See Attached

[Blank lines]

☑ Resume attached
☑ Letter of request attached

Submitted By: [Signature] 3/3/2012

Date

Received by: [Signature]

Forwarded to: City Clerk ☐ Date: ______________

☐ City Council Date: ______________

☐ City Manager Date: ______________

☐ Applicable Dept. Date: 3/6/12

Tentative Council Mtg Date: ______________

Page 2 of 2
For many years, the Porterville Library has been a continuing source of learning and enrichment for my family. Our three children utilized the Library for both study and reading enjoyment while at Porterville schools. To this day, through the San Joaquin Library connection, our children, now college students, continue to benefit from our Library system. We are fortunate to have such a valuable resource available to all ages and sectors of our community. My interest on the Library and Literacy Commission stems from my sense of community. My belief is that we all can make a difference no matter how small or large the gesture. Some of my community involvement, past and present, is noted below:

- ZONTA SERVICE CLUB
- CHAMBER OF COMMERCE
- PUSD DISTRICT ADVISORY COMMITTEE
- HIGH SCHOOL SITE COUNCIL
- PORTERVILLE COLLEGE BUILDING COMMITTEE
CITY OF PORTERVILLE
REQUEST FOR APPOINTMENT

Please complete all blanks.

Name: CAROL WILKINS
(Please Print)

Appointment to: Library/Literacy Bd
(Name of Board, Commission, or Committee)

☐ Reappointment; or IF NEW, please provide:

Street Address: 1843 W. MONACHE Ave
PORTERVILLE, CA

Mailing Address: Same

Name of Business: Retired - PORTERVILLE COLL.
☐ Own    ☐ Operate

Business Address: __________________________

Telephone: Home 559-783-2309
Mobile Week 559-359-5094
FAX __________________________
E-mail carolwilkins8@yahoo.com

City of Porterville resident: ☐ Yes
☐ No

Registered Voter: ☐ Yes
☐ No
Qualifications: My qualifications include a Bachelor of Science Degree in Elementary Education & a Master of Arts Degree in Learning Handicapped. I have a life-long love of reading & literature. I spent many years in education from kindergarten to community college.

My experience leads me to believe this will be a good fit for this Board.

☐ Resume attached
☑ Letter of request attached

Submitted By: Carol Williams 9/20/11

Date

Received by: 

Forwarded to: City Clerk  ☐ Date:  
City Council  ☑ Date: 9/12/11
City Manager  ☑ Date: 9/12/11
Applicable Dept.  ☑ Date: 9/12/11

Tentative Council Mtg Date: 9/20/11
September 11, 2011

To Whom It May Concern:

Reading has been my hobby since I was five years old. My parents read to me for many years and eventually we would all read in the evening.

It was a thrill to go to the local library and check out books. Going to the library is still something I enjoy and do often.

After sixteen months of retirement, I’m looking for ways to participate in the community. I would be proud to serve on the Library/Literacy Board.

Thank you for your consideration.

Carol Wilkins
SUCCESSOR AGENCY SCHEDULED MATTER

SUBJECT: ACCEPT REPORT ON OVERSIGHT BOARD APPOINTMENTS AND AUTHORIZE STAFF TO SCHEDULE THE FOURTH STREET PROPERTY APN 253-138-001 SALE TO SOCIAL VOCATIONAL SERVICES FOR CONSIDERATION BY THE OVERSIGHT BOARD

COMMENT: As the Successor Agency is aware, AB1X26 requires the dissolution of all redevelopment agencies and replaces them with a successor agency. Each successor agency shall have an Oversight Board composed of seven members as identified in AB 1 X26. Following is a list of Oversight Board members appointed by their respective agencies:

- Supervisor Mike Ennis - Appointed by the Board of Supervisors
- Mr. John Hess – Appointed by the Board of Supervisors
- Mr. Steve Tree – Appointed by Mayor Ronald Irish
- Ms. Denise Marchant - Appointed by Mayor Ronald Irish
- Dr. Rosa Carlson - Appointed by Kern Community College District
- Mr. John Snively - Appointed by Tulare County Office of Education
- Mr. Joe Stewart - Appointed by Sierra View District Hospital Board

Staff is in the process of setting up the first meeting of the Successor Agency Oversight Board. The first meeting will consist of an overview of the former Porterville Redevelopment Agency. Also, with the Successor Agency’s approval, staff would like to ask the Oversight Board for approval to proceed with the sale of the Fourth Street property to Social Vocational Services.

RECOMMENDATION: That the Successor Agency:

1. Accept the report on Oversight Board membership; and
2. Authorize staff to schedule the Fourth Street Property sale to Social Vocational Services for consideration by the Oversight Board.