Call to Order at 5:30 p.m.  
Roll Call: Vice Mayor Hamilton, Council Member Shelton (arrived during Closed Session), Council Member McCracken, Mayor Irish  
Absent: Council Member Ward

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.  
  3- Government Code Section 54956.9(a) – Conference with Legal Counsel – Existing Litigation: Schnars v. City of Porterville, Tulare County Superior Court Case No. VCU233408.  
  4- Government Code Section 54956.9(b) – Conference with Legal Counsel – Anticipated Litigation – Significant Exposure to Litigation: One Case in which facts are not yet known to potential plaintiff.  
  5- Government Code Section 54956.9(c) – Conference with Legal Counsel – Anticipated Litigation – Initiation of Litigation: One Case.

6:30 P.M. RECONVENE OPEN SESSION  
REPORT ON ANY COUNCIL ACTION TAKEN IN CLOSED SESSION  
City Attorney Lew reported that no reportable action took place.

Pledge of Allegiance Led by Vice Mayor Cameron Hamilton  
Invocation – a moment of silence was observed.

PROCLAMATIONS  
  Freedom Days, June 14 – July 4, 2012  
  National Water Safety Month, May 2012  
  Muscular Dystrophy Association Month, May 2012

PRESENTATIONS
Introduction of New Employees

**AB 1234 REPORTS**

1. Tulare County Economic Development Corporation: No report was provided.
2. Joint City/School Committee: Report was continued due to Council Member Ward’s absence.
3. Council of Cities: Council Member McCracken advised of no reportable action and that the next meeting was currently being scheduled.

**REPORTS**

I. City Commission and Committee Meetings:

   1. Youth Commission: Chair Dalton Rogers, Vice Chair Alex Gonzalez, Secretary Cassidy Vanasen, and Member-at-Large Karen Gilstrap came forward and presented the Commission’s annual report.

II. Informational Reports:

   1. Street Performance Measure – 3rd Quarter Report
   2. Code Enforcement Quarterly Update
   3. Attendance Report for City Commissions and Committees – 3rd Quarter Report
   4. Car Wash Permits/Approvals
   5. Water Conservation

**ORAL COMMUNICATIONS**

- John Coffee, lauded the Iris Festival and the efforts of the Chamber of Commerce in making that event so successful.
- Brock Neeley, spoke of an upcoming event “The Family Acceptance Project” sponsored by the Tulare and Kings County Suicide Prevention Task Force scheduled for May 13th – 18th, and invited everyone to attend.
- Donnette Silva Carter, Porterville Chamber of Commerce, thanked the City Council for its approval and support of the Iris Festival, noted all hotels were sold out and approximated attendance to be 25,000+; and spoke of upcoming community events, including: First Friday Coffee sponsored by the Recorder; Music on Main Street featuring the Mariachi Academy; the Cinco de Mayo parade; Council Candidate Forum scheduled for Monday, May 7th; and the Fair Mixer on May 10th.
- Melissa Stewart, a 2012 Leadership Porterville class member, introduced herself to the Council and spoke of upcoming LP activities, including: a community service project to assist at the Women’s Shelter, and two fundraising projects: a fireworks booth to be located in WalMart parking lot and a mud run scheduled for the Fall.
- David Horowitz, voiced extreme displeasure with the Porterville Police Department; and admonished Council Member Shelton for grand standing and antics on the dais.

Mayor Irish acknowledged City Council candidates in attendance that evening, including: Rae Dean Strawn; Virginia Gurrola; Wendy Taylor; John Simonich; and Vice Mayor Hamilton.

**CONSENT CALENDAR**

Item Nos. 4, 7 and 14 were removed for further discussion.

Recommendation: That the City Council approved the draft Minutes of February 21, 2012 and April 3, 2012.

Documentation: M.O. 01-050112
Disposition: Approved.

2. BUDGET ADJUSTMENT FOR THE 2011-12 FISCAL YEAR

Recommendation: That the City Council approve the draft budget adjustment and authorize staff to modify the revenue and expenditure estimates as described in the presented schedule.

Documentation: M.O. 02-050112
Disposition: Approved.

3. REQUEST TO ADVERTISE FOR PURCHASE OF A BORGER MULTICHOPPER (OR EQUAL)

Recommendation: That the City Council approve the request to advertise for the purchase of a Borger Multichopper (or equal).

Documentation: M.O. 03-050112
Disposition: Approved.

5. THIS ITEM HAS BEEN REMOVED

6. ACCEPTANCE OF PROJECT – REPEATER TOWER

Recommendation: That the City Council:
1. Accept the project as complete;
2. Authorize the filing of the Notice of Completion; and
3. Authorize the immediate release of final payment provided no stop notices have been filed.

Recommendation: M.O. 04-050112
Disposition: Approved.

8. AGREEMENT WITH WOODLAKE AND LINDSAY FOR POLICE DISPATCH

Recommendation: That the City Council approve the Memorandum of Understanding between the cities of Porterville, Woodlake, and Lindsay; and authorize the City Manager to execute the Agreement.

Documentation: M.O. 05-050112
9. REQUEST TO APPLY FOR EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT FUNDS

Recommendation: That the City Council authorize:
1. The filing of the grant application;
2. The Mayor to sign all necessary documents as they pertain to the grant; and
3. A budget adjustment upon receipt of the funds.

Documentation: Resolution 40-2012
Disposition: Approved.

10. INTERIM FINANCIAL STATUS REPORTS

Recommendation: That the City Council accept the Interim Financial Status Reports as presented.

Documentation: M.O. 06-050112
Disposition: Approved.

11. QUARTERLY PORTFOLIO SUMMARY

Recommendation: That the City Council accept the Quarterly Portfolio Summary.

Documentation: M.O. 07-050112
Disposition: Approved.

12. CITY-FUNDED SUPPLEMENTAL INSURANCE FOR HISTORICAL PARADES

Recommendation: That the City Council:
1. Accept the quote submitted by Burlington Insurance Company in the amount of $2,346.57; and
2. Authorize the Risk Manager to purchase said policy for supplemental insurance coverage for the three historical City parades for calendar year 2012.

Documentation: M.O. 08-050112
Disposition: Approved.

13. AMENDMENT TO EMPLOYEE PAY AND BENEFIT PLAN – MANAGEMENT AND CONFIDENTIAL SERIES

Recommendation: That the City Council approve the draft resolution amending the Employee Pay and Benefit Plan.
15. REVIEW OF LOCAL EMERGENCY STATUS

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

Documentation: M.O. 09-050112
Disposition: Approved.

16. COUNCIL MEMBER REQUESTED AGENDA ITEM – REQUEST FOR THE CITY COUNCIL TO RECONSIDER AND SCHEDULE THE “UPCOMING CALL FOR HIGHWAY SAFETY IMPROVEMENT PROGRAM (HSIP) AND HIGH RISK RURAL ROAD (HRRR) PROGRAM PROJECTS”

Recommendation: Council Member Shelton makes the motion that the City Council reconsider and authorize the scheduling on the May 15th Council Agenda the reconsideration of “Upcoming Call for Highway Safety Improvement Project (HSIP) and High Risk Rural Road (HRRR) Program Projects.”

Documentation: M.O. 10-050112
Disposition: Approved.

17. COUNCIL MEMBER REQUESTED AGENDA ITEM – REQUEST FOR THE CITY COUNCIL TO SCHEDULE THE CONSIDERATION OF REQUIREMENTS UNDER AB 1234, AND SPECIFICALLY THE REIMBURSEMENT OF EXPENSES FOR ELECTED OFFICIALS

Recommendation: Council Member Shelton makes the motion that the City Council authorize the scheduling on the May 15th Council Agenda the consideration of requirements under AB 1234, and specifically the reimbursement of expenses for elected officials.

Documentation: M.O. 11-050112
Disposition: Approved.

COUNCIL ACTION: MOVED by Vice Mayor Hamilton, SECONDED by Council Member McCracken that the Council approve Item Nos. 1 through 3, 5, 6, 8 through 13, and 15 through 17.

AYES: Hamilton, Shelton, McCracken, Irish
4. AUTHORIZATION TO ADVERTISE FOR BIDS - W NORTH GRAND AVENUE RECONSTRUCTION PROJECT (SR 65 TO FORMER RAILROAD TRACKS)

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

City Manager Lollis presented the item and indicated it had been removed from the Consent Calendar by Council Member Shelton. In response to posed questions, staff elaborated on the project and advised that the City currently owned the right-of-way.

COUNCIL ACTION: MOVED by Council Member Shelton, SECONDED by Mayor Irish that the Council approve staff’s recommended Plans and Project Manual; and authorize staff to advertise for bids on the project.

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

Disposition: Approved.

7. AUTHORIZATION TO RECEIVE THREE VEHICLES TRANSFERRED FROM THE CITY OF LINDSAY FOR USE ON THE PORTERVILLE TRANSIT SYSTEM

Recommendation: That the City Council approve the transfer of the three vehicles from the City of Lindsay for use on the City’s Transit system.

City Manager Lollis presented the item and indicated it had been removed from Consent Calendar by Council Member Shelton. At the Council Member’s request, staff offered clarification of the terms of the transfer.

COUNCIL ACTION: MOVED by Council Member Shelton, SECONDED by Council Member McCracken, that the Council approve the transfer of the three vehicles from the City of Lindsay for use on the City’s Transit system.

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

Recommendation: That the City Council approve the Community Civic Event Application and Agreement from the Porterville Community Fair Board, subject to the Restrictions and Requirements contained in the Application, Agreement and Exhibits A and B.

City Manager Lollis presented the item and indicated it had been removed from Consent Calendar by Council Member Shelton. At the Council Member’s request, staff elaborated on the City property involved in the proposed event.

COUNCIL ACTION: MOVED by Council Member Shelton, SECONDED by Council Member McCracken that the Council approve the Community Civic Event M.O. 14-050112 Application and Agreement from the Porterville Community Fair Board, subject to the Restrictions and Requirements contained in the Application, Agreement and Exhibits A and B.

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

Disposition: Approved.

SECOND READINGS
18. ORDINANCE 1788, ZONE CHANGE (515 W. PUTNAM AVENUE AND 182 N. CARMELITA STREET)

Recommendation: That the City Council give Second Reading to Ordinance No. 1788, waive further reading, and adopt said Ordinance.

City Manager Lollis presented the item and the staff report.

COUNCIL ACTION: MOVED by Vice Mayor Hamilton, SECONDED by Council Member McCracken that the Council give Second Reading to Ordinance No. 1788, waive further reading, and adopt said Ordinance, being AN Ordinance 1788 ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE APPROVING ZONE CHANGE (#PRC 2011-6-Z) FROM PO (PROFESSIONAL OFFICE) AND RS-2 (LOW DENSITY RESIDENTIAL) TO PS (PUBLIC/SEMI-PUBLIC) FOR THAT .62± ACRE SITE LOCATED AT 515 W. PUTNAM AVENUE AND 182 N. CARMELITA STREET.

AYES: Hamilton, Shelton, McCracken, Irish
City Manager Lollis read the Ordinance by title only.

Disposition: Approved.

PUBLIC HEARINGS
19. CDBG 2012/2013 ACTION PLAN

Recommendation: That the City Council:
1. Conduct a public hearing to solicit comments on the 2012/2013 Action Plan;
2. Adopt the 2012/2013 Action Plan resolution of approval; and
3. Authorize the City Manager to execute all necessary documents.

City Manager Lollis presented the Item, and Community Development Director called on Development Associate Denise Marchant to present the staff report.

The public hearing opened at 7:20 P.M., and closed at 7:21 P.M. when nobody came forward.

COUNCIL ACTION: MOVED by Vice Mayor Hamilton, SECONDED by Council Member McCracken that the Council adopt the 2012/2013 Action Plan resolution of approval; and authorize the City Manager to execute all necessary documents.

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

Disposition: Approved.

20. AMENDMENTS TO THE PORTERVILLE DEVELOPMENT ORDINANCE IN RELATION TO MINOR CONDITIONAL USE PERMITS

Recommendation: That the City Council open the public hearing, and continue it to the May 15, 2012, City Council Meeting.

City Manager Lollis presented the item and the staff report.

The public hearing opened at 7:24 P.M. When nobody came forward to speak, the hearing was continued to the Council Meeting of May 15, 2012.

SCHEDULED MATTERS

21. APPOINTMENTS TO THE TRANSACTIONS AND USE TAX ("MEASURE H") OVERSIGHT COMMITTEE

Recommendation: That the City Council:
1. Consider the appointment of interested individuals to the Transactions and Use Tax Oversight Committee to fill the two vacant positions with four-year terms to expire in May 2016; or,
2. Provide further direction to staff.

City Manager Lollis presented the item and requested that due to a typographical error on the public notice, staff requested that the item be continued to the Council Meeting of May 15, 2012.

COUNCIL ACTION: MOVED by Council Member McCracken, SECONDED by Vice Mayor Hamilton that the Council continue the item until the meeting of May 15, 2012, to allow time for re-issuing the public notice.

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


22. AUTHORIZE STAFF TO APPROVE THE PURCHASE OF DEMAND RESPONSE, FIXED ROUTE AND TRAVELER INFORMATION SYSTEM

Recommendation: That the City Council:
1. Authorize staff to begin negotiations for the purchase of RouteMatch Software; and
2. Authorize payment upon satisfactory deliver of the equipment.

City Manager Lollis introduced the item, and Transit Manager Richard Tree presented the staff report.

A discussion ensued as to funding, during which Mr. Tree elaborated on the proposed plan to utilize Local Transportation Funding (LTF) and Prop 1B funds. Vice Mayor Hamilton requested that other funding sources be looked at before LTF funds were used.

COUNCIL ACTION: MOVED by Vice Mayor Hamilton, SECONDED by Council Member McCracken that the Council authorize staff to begin negotiations for the purchase of RouteMatch Software; and authorize payment upon satisfactory deliver of the equipment.

AYES: Hamilton, Shelton, McCracken, Irish
NOES: None
ABSTAIN: None
23. AUTHORIZATION TO ADVERTISE FOR BIDS – 2012/2013 FISCAL YEAR MICRO-SURFACING PROJECT

Recommendation: That the City Council:
1. Approve staff’s recommended Plans and Project Manual for the 2012/2013 Micro-Surfacing Project;
2. Approve the advancement of 2012/2013 “Local” Measure ‘R’ Funds pending approval by TCTA; and
3. Consider authorizing staff to advertise for bids on the project.

City Manager Lollis presented the item and requested that the item be continued to the FY 2012/2013 Budget Study Session on Capital Projects scheduled for May 8, 2012. The Council accepted staff’s request.


The Council Meeting adjourned at 7:30 p.m. to a meeting of the Successor Agency to the Porterville Redevelopment Agency.

Council Member Shelton recused himself from the discussion citing a conflict of interest due to ownership of property within the project area, and exited the Council Chambers.

SUCCESSOR AGENCY MINUTES
291 N. MAIN STREET, PORTERVILLE, CA

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

WRITTEN COMMUNICATIONS
None

ORAL COMMUNICATIONS
None

SCHEDULED MATTER
SA-01. APPROVAL OF RESOLUTION AUTHORIZING INVESTMENT OF SUCCESSOR AGENCY MONIES IN THE LOCAL AGENCY INVESTMENT FUND

Recommendation: That the City Council, as Successor Agency Board, approve the draft resolution authorizing investment of Successor Agency monies in the Local Agency Investment Fund.
City Manager Lollis presented the item and the staff report.

**AGENCY ACTION:** MOVED by Member McCracken, SECONDED by Vice Chair Hamilton, that the City Council, as Successor Agency Board, approve the draft resolution authorizing investment of Successor Agency monies in the Resolution SA2012-02 Local Agency Investment Fund.

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<th>AYES:</th>
<th>Hamilton, McCracken, Irish</th>
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<td>NOES:</td>
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<td>Shelton</td>
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<td>ABSENT:</td>
<td>Ward</td>
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Disposition: Approved.

The Meeting of the Successor Agency to the Porterville Redevelopment Agency adjourned at 7:46 p.m. to a Meeting of the Porterville City Council.

**ORAL COMMUNICATIONS**
None

**OTHER MATTERS**
- Council Member Shelton, voiced disagreement with comments made earlier in the evening by Mr. David Horowitz, and lauded the Police Department.

**ADJOURNMENT**
The Council adjourned at 7:47 p.m. to the meeting of May 8, 2012.

___________________________________________
Patrice Hildreth, Chief Deputy City Clerk

SEAL

Ronald L. Irish, Mayor