Call to Order
Roll Call

**ORAL COMMUNICATIONS**
This is the opportunity to address the City Council and/or Successor Agency on any matter scheduled for Closed Session. Unless additional time is authorized by the Council/Agency, all commentary shall be limited to three minutes.

**JOINT CITY COUNCIL/AGENCY CLOSED SESSION:**
A. Closed Session Pursuant to:
   1- Government Code Section 54956.9(a) – Conference with Legal Counsel – Existing Litigation: County of Tulare v. All Persons Interested in the Matter of the Addition of the 2010 Amendment to Redevelopment Plan for the Redevelopment Project Area No. 1, as Adopted by Ordinance 1765 on June 15, 2010 by the City of Porterville, et al., Tulare County Superior Court Case No. 249877.

During Closed Session, the Joint Council/Successor Agency Meeting shall adjourn to a Meeting of the Porterville City Council.

**CITY COUNCIL CLOSED SESSION:**
B. Closed Session Pursuant to:
   1- Government Code Section 54956.9(a) – Conference with Legal Counsel – Existing Litigation: City of Porterville v. County of Tulare et al., Tulare County Superior Court No. 249043.
   3- Government Code Section 54956.9(a) – Conference with Legal Counsel – Existing Litigation: Hatcher v. City of Porterville et al., Tulare County Superior Court Case No. 11-244777.
   4- Government Code Section 54957 – Public Employee Performance Evaluation - Title: City Manager.
   5- Government Code Section 54957 - Public Employee Performance Evaluation - Title: City Attorney.

**6:30 P.M. RECONVENE OPEN SESSION**

**REPORT ON ANY COUNCIL ACTION TAKEN IN CLOSED SESSION**

Pledge of Allegiance Led by Vice Mayor McCracken
Invocation

**PRESENTATIONS**
Employee of the Month – Lupe Diaz
AB 1234 REPORTS
This is the time for all AB 1234 reports required pursuant to Government Code § 53232.3.

1. Consolidated Waste Management Authority (CWMA) – January 17, 2013
2. Tulare County Association of Governments (TCAG) – January 22, 2013
4. Indian Gaming Local Community Benefit Committee – January 24, 2013
5. Joint City/School Committee – January 28, 2013
6. SJVAPCD’s Special City Selection Committee – January 29, 2013

REPORTS
This is the time for all committee/commission/board reports; subcommittee reports; and staff informational items.

I. City Commission and Committee Meetings:

II. Staff Informational Items
   1. Project Update – New Animal Shelter
      Re: Informational report regarding the construction of a new animal shelter located due north of the City’s Corporation Yard on W. Grand Avenue.
   2. Street Performance Measure – 2nd Quarter Report
      Re: Informational report regarding progress made on street reconstruction, overlay, micro-overlay and pothole report efforts for the 2nd Quarter of Fiscal Year 2012/2013.
   3. Code Enforcement Update
   4. Attendance Report for City Commissions and Committees – 2nd Quarter Report
      Re: Informational attendance reports for the 2nd Quarter of Fiscal Year 2012/2013.
   5. Report on Charitable Car Washes
      Re: Informational report regarding charitable car wash permits issued for the period of October 1 through December 31, 2012.

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.

2. Acceptance of Project - Fire Station No. 2 Training Facility Mezzanine and Stairs Project
Re: Considering acceptance of project as complete from Steelex Industrial, and authorizing the filing of the Notice of Completion for the project consisting of the furnishing and fabrication of supporting structures, decking, guardrails, handrails, stairs, and other necessary items for the “sea-train” fire training facility mezzanine and stairs located at 500 N. Newcomb Street.

3. Acceptance of Project – Rails to Trails Class I Trail Extension Project (CMAQ Portion) (Olive Avenue to Heritage Center)
Re: Considering acceptance of project as complete from Halopoff & Sons, Inc., and authorizing the filing of the Notice of Completion for the project consisting of concrete paving over the entire length of the recently completed Class 2 aggregate base from Olive Avenue south to the Heritage Center.

4. Award of Contract - Island Annexation Sewer Project (Area 458A & 458B)
Re: Considering awarding contract in the amount of $1,804,502.40 to Todd Companies of Visalia, CA, for the project consisting of the installation of 3.16 miles of 8” and 6” diameter sewer mains, 43 sewer manholes and 412 sewer laterals in Areas 458 A and 458B.

5. Intent to Vacate Easements for Ingress, Egress, Storm Drain Pipeline and Storm Water Retention Related to Sierra Meadows Subdivision (Nicholson & Smee, LLC)
Re: Considering approval of a Resolution of Intent to Vacation easements dedicated to the City; and authorizing the scheduling of a public hearing on March 5, 2013.

6. Authorize Transit Staff to Apply for Transit Security Grant Program Funding
Re: Considering approval of a resolution authorizing staff to act on behalf of the City to apply for financial assistance to upgrade the existing security cameras at the Transit Center.

7. Authorize Staff to Apply for Job Access & Reverse Commute and New Freedom Program Funding
Re: Considering approval of a resolution authorizing staff to act on behalf of the City to apply for financial assistance in an effort to improve mobility and access to transportation for Tulare County’s senior, disabled, and low-income populations.

8. Adoption of Third Amendment of Nondisposal Facility Element
Re: Considering approval of an amendment to the Nondisposal Facility Element which would move the green waste processing onto a separate 200 ton per day operating site with an Enforcement Agency Notification.

9. Request for Immediate Consultant Services – Waste Water Treatment Facility Raw Sewage Pumps Project
Re: Considering authorization to negotiate a “not to exceed” $60,000 contract for engineering services with Carollo Engineering for the purpose of preparing plans and specifications to remove and replace four Raw Sewage Pumps at the Wastewater Treatment Facility.
10. **Community Clean Up Events**  
Re: Considering approval of two clean up events; “Spring Clean-Up Day” on April 13, 2013, and “Fall Clean-Up Day” on October 12, 2013, which will offer City residential refuse customers free disposal of general trash, bulky items, wood-waste, and yard clippings at the City’s Corporation Yard.

11. **Consideration of Street Closure for Porterville “Step-Up” Neighborhood Outreach Event**  
Re: Considering approval of the temporary closure of Doree Street between Forester and Mohoff Courts on February 23, 2013, in support of the planned neighborhood event.

12. **Intent to Set a Public Hearing to Consider the Formation of Sewer Utility District Area 458**  
Re: Considering authorization to schedule a public hearing for April 2, 2013, for consideration to form Sewer Utility District Area 458, pursuant to Proposition 218 Guidelines; approval of the Engineer’s Report for Sewer Utility District 458; and authorization to notify all affected property owners.

Re: Considering authorization to schedule and notice a public hearing for February 19, 2013, for consideration of an ordinance adding penalty provisions to the Code regarding Council interference in the administrative functions of the City.

14. **Scheduling of City Council Special Meeting Regarding the Tulare County Association of Governments (TCAG) Proposed “Measure R” Expenditure Plan Amendment #3**  
Re: Considering approval of the scheduling of a Special Meeting on Tuesday, February 12, 2013, beginning at 5:30 p.m. in City Hall Council Chambers, to discuss the proposed “Measure R” Expenditure Plan Amendment No. 3.

15. **Assign Airport Lease – Lot 37**  
Re: Considering approval of the assignment of the Lease Agreement for Airport Hangar Lot 37 between the City of Porterville and the Estate of Earnest Freeman to Chris Freeman and Connie Hulsey.

16. **Interim Financial Status Reports**  
Re: Acceptance of the interim financial status reports and grants summary report for the second fiscal quarter ended December 31, 2012, in accordance with Council Minute Order Nos. 13-041602 and 10-011607.

17. **Quarterly Portfolio Summary**  
Re: Considering acceptance of the quarterly Portfolio Summary in compliance with Government Code Sec. 27000 et. seq., Sec. 53600 et. seq., and the City’s Statement of Investment Policy for 2nd Quarter of Fiscal Year 2012/2013.
18. **Consideration of Proposed Budget Calendar for Fiscal Year 2013-2014**  
Re: Considering approval of the proposed budget calendar for the 2013-2014 Fiscal Year.

19. **Review of Local Emergency Status**  
Re: Reviewing the City’s status of local emergency pursuant to Article 14, Section 8630 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*

**PUBLIC HEARINGS**

20. **Minor Conditional Use Permit PRC-2012-028m – Consideration of the Proposed Dialysis Clinic at 841 W. Henderson Avenue (American Renal Associates)**  
Re: Considering approval of a resolution approving a Minor Conditional Use Permit to allow an 8,400± square foot dialysis clinic within an existing building at the Porterville Plaza Shopping Center, located at 841 W. Henderson Avenue.

**SCHEDULED MATTERS**

21. **Consider ‘Wall of Fame’ Honor Designations**  
Re: Considering nominations for ‘Wall of Fame’ honor designations.

**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 February 12, 2013 at 5:30 p.m.

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.