

**CITY COUNCIL AGENDA
CITY HALL, 291 N. MAIN STREET
PORTERVILLE, CALIFORNIA
JANUARY 15, 2013, 5:30 P.M.**

Call to Order
Roll Call

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

**JOINT CITY COUNCIL / SUCCESSOR AGENCY TO THE
PORTERVILLE REDEVELOPMENT AGENCY AGENDA
291 N. MAIN STREET, PORTERVILLE, CA**

Roll Call: Agency Members

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(b) – Conference with Legal Counsel – Anticipated Litigation – Significant Exposure to Litigation: One Case concerning a dispute with the County of Tulare regarding the Redevelopment Project Area Amendment.

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.
 - 2- Government Code Section 54956.9(a) – Conference with Legal Counsel – Existing Litigation: California Healthy Communities Network v. City of Porterville (Walmart, etc. Real Party in Interest), Tulare County Superior Court No. VCU246336.
 - 3- Government Code Section 54956.95 – Liability Claims: Claimant: Andrea Gould. Agency claimed against: City of Porterville.
 - 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 Council Member Ward
Invocation

PRESENTATIONS

Police Officer Badge Pinning
Employee of the Month – Carlos Meza

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)
2. Tulare County Economic Development Corporation
3. P.D.C. Advisory Board

REPORTS

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

- I. City Commission and Committee Meetings:
 1. Library and Literacy Commission
 2. Parks & Leisure Services Commission
 3. Youth Commission

- II. Staff Informational Items
 1. Community Development Block Grant – Business Assistance Program Update
Re: Informational report regarding the City’s Business Assistance Program loans.
 2. Reminder of Wall of Fame Nominations
Re: Informational report regarding upcoming consideration of nominations for “Wall of Fame” honorees.

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. **Minutes of September 4, 2012, November 20, 2012, December 11, 2012, and December 18, 2012**

2. **Authorization to Advertise for Bids – Veteran’s Park Booster Pump Project – Additions of Pumps #2 & #3**
Re: Considering approval of staff’s Plans and Project Manual for the project consisting of the installation of above ground 12” water main, booster pumps, electrical equipment, SCADA

integration and related appurtenances at the booster pump plant located on the east side of Newcomb Street, north of Morton Avenue within Veteran's Park.

3. **Authorization to Advertise for Bids – West Street CaleMA Repair Project**
Re: Considering approval of staff's Plans and Project Manual for the project consisting of the repair of areas on West Street damaged during the December 2010 floods; and authorizing the appropriation of \$21,200 from the Misc. Curb and Gutter Project account to fully finance the project.
4. **Award of Contract: On-Call Consulting Services**
Re: Considering authorization to negotiate on-call contracts with Provost & Pritchard Consulting Group, LSA, and Quad Knopf for on-call consulting services.
5. **Consulting Services for Full Solid Waste Facility Permit**
Re: Considering authorization to execute a contract with Edgar and Associates to provide consulting services to allow the City to obtain a Full Solid Waste Facility Permit (SWFP) for a fee not to exceed \$22,500.
6. **Authorize Staff to Prepare a Draft Cottage Food Operations Ordinance in Order to Conform to Changes in State Law Pursuant to Assembly Bill 1616**
Re: Considering authorization to prepare a draft ordinance accommodating Cottage Food Operations as a home occupation business for consideration at a future meeting.
7. **Smart Valley Places – Amendment to Subcontract Agreement with CSU Fresno Foundation**
Re: Considering approval of an amendment to Subcontract Agreement SC360080-11-12 between the City and California State University Fresno Foundation for professional and technical services associated with the grant.
8. **Assistance to Firefighters Grant Award**
Re: Considering acceptance of a grant award from the Federal Emergency Management Agency and the Department of Homeland Security in the amount of \$23,600; and authorization to use \$5,900 from the Fire Departments training expense budget account.
9. **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

10. **Budget Adjustment/Citizens' Option for Public Safety (COPS) Program Funding**
Re: Considering acceptance of \$100,000 in grant funds to be utilized to support personnel assigned to the Police Department's Patrol Division.

SCHEDULED MATTERS

11. **Appointment to the Transactions and Use Tax ("Measure H") Oversight Committee**
Re: Considering appointment of an individual to a vacant position of the Transactions and Use Tax Oversight Committee with a term to expire in May 2014.

12. **Draft Ordinance Adding Penalty Provisions to the Municipal Code Related to Porterville Municipal Charter Section 67 (Interference with Performance of Duties of City Manager/Political Activities of Council, Administrative Officers, and Employees)**
Re: Consideration of a report and draft ordinance amending City Charter Section 67.

Adjourn to a meeting of the Porterville Public Improvement Corporation.

PORTERVILLE PUBLIC IMPROVEMENT CORPORATION AGENDA
291 N. MAIN STREET, PORTERVILLE, CA

Roll Call: Public Improvement Corporation

WRITTEN COMMUNICATION
ORAL COMMUNICATIONS

PUBLIC IMPROVEMENT CORPORATION SCHEDULED MATTER

- PIC-1. Annual Meeting of the Porterville Public Improvement Corporation**
Re: Considering approval of the election of officers and the 2012 Status Report for Certificates of Participation Projects.

Adjourn 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 February 5, 2013.

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.