

**CITY COUNCIL MINUTES
CITY HALL, 291 N. MAIN STREET
PORTERVILLE, CALIFORNIA
MARCH 5, 2013, 5:30 P.M.**

Called to Order at 5:30 p.m.

Roll Call: Council Member Ward, Council Member Shelton, Council Member Hamilton, Vice Mayor McCracken, Mayor Gurrola

The Council adjourned 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: Member Ward, Member Shelton, Member Hamilton, Vice Chair McCracken, Chair Gurrola

ORAL COMMUNICATIONS

None

JOINT CITY COUNCIL/AGENCY CLOSED SESSION:

- A. Closed Session Pursuant to:
- 1- Government Code Section 54956.9(d)(1) – 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 adjourned to a Meeting of the Porterville City Council.

CITY COUNCIL CLOSED SESSION:

- B. Closed Session Pursuant to:
- 1 - Government Code Section 54956.9(d)(1) – 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 54956.95 – Liability Claims: Claimant: Gloria Amaya. Agency claimed against: City of Porterville.

6:30 P.M. RECONVENE OPEN SESSION

REPORT ON ANY COUNCIL ACTION TAKEN IN CLOSED SESSION

- B-2: On a motion by Council Member Ward, seconded by Vice Mayor McCracken, the Council rejected the claim filed by Gloria Amaya, referred the matter to the City's

claims adjustor; and directed the City Clerk to give the Claimant proper notice. The motion carried unanimously.

Documentation: M.O. 01-030513

Disposition: Claim rejected.

Pledge of Allegiance Led by Council Member Hamilton
Invocation – the Mayor participated.

PRESENTATIONS

Employee of the Month – Cliff Savage
Downtown Library Turns 60

AB 1234 REPORTS

This is the time for all AB 1234 reports required pursuant to Government Code § 53232.3.

1. Council of Cities – February 21, 2013: Vice Mayor McCracken reported on discussion pertaining to Visalia’s Municipal Service Review and future meeting dates.
2. Consolidated Waste Management Authority (CWMA) – February 21, 2013 (*cancelled*): Vice Mayor McCracken reported that the cancellation of the meeting was due to lack of a quorum.
3. Tulare County Economic Development Corporation – February 27, 2013: Mayor Gurrola reported on the review of the SWAT, and of the review of the EDC response regarding Enterprise Zone reform.
4. Indian Gaming Local Community Benefit Committee – February 21, 2013: Council Member Hamilton reported on discussion of nexus questions and grant application packets; and advised of a special meeting on March 12th.
5. Sacramento Trip – February 28, 2013: City Manager Lollis and Mayor Gurrola reported on their attendance at hearings in Sacramento regarding the Governor’s proposed Enterprise Zone reform.

REPORTS

- I. City Commission and Committee Meetings:
 1. Arts Commission – February 20, 2013: Commissioner Reyes provided an update on the commission’s Short-Term Work Plan.
 2. Youth Commission – February 25, 2013: No verbal report.

ORAL COMMUNICATIONS

- Donnette Silva Carter, Porterville Chamber of Commerce, spoke in support of approval of Item No. 18.

CONSENT CALENDAR

Item Nos. 5, 6, 9, 10, and 11 were pulled for further discussion. Council Member Ward indicated that he would be abstaining from Item No. 7 due to a conflict of interest; and Council Member Shelton advised of his own conflicts of interest pertaining to Item Nos. 7 and 13.

COUNCIL ACTION: MOVED by Vice Mayor McCracken, SECONDED by Council Member Hamilton that the City Council approve Item Nos. 1 through 4, 7, 8, 12 and 13. The motion carried unanimously, with the exception of the noted abstentions.

1. MINUTES OF FEBRUARY 19, 2013

Recommendation: That the City Council approve the Minutes of February 19, 2013.

Documentation: M.O. 02-030513

Disposition: Approved.

2. REQUEST FOR APPROVAL TO PURCHASE A STORAGE AREA NETWORK APPLIANCE

Recommendation: That the City Council approve the purchase of one “Dell EqualLogic PS6510X” SAN appliance at a cost of \$31,675.97.

Documentation: M.O. 03-030513

Disposition: Approved.

3. AUTHORIZATION TO DISTRIBUTE REQUESTS FOR QUALIFICATIONS FOR THE DESIGN OF AN INTEGRATED SECURITY SYSTEM

Recommendation: That the City Council authorize staff to distribute a Request for Qualifications for the design of an integrated security system.

Documentation: M.O. 04-030513

Disposition: Approved.

4. AUTHORIZATION TO DISTRIBUTE REQUESTS FOR QUALIFICATIONS FOR TRANSIT PROGRAM UPDATES

Recommendation: That the City Council authorize staff to distribute a Request for Qualifications for transit program updates.

Documentation: M.O. 05-030513

Disposition: Approved.

7. RESCHEDULING THE PUBLIC HEARING ON THE FORMATION OF THE SEWER UTILITY DISTRICT AREA 458

Recommendation: That the City Council reschedule the Public Hearing to April 16, 2013, pursuant to Proposition 218 Guidelines, for consideration to form Sewer

Utility District 458.

AYES: Cameron, McCracken, Gurrola
NOES: None
ABSTAIN: Ward, Shelton
ABSENT: None

Documentation: M.O. 06-030513

Disposition: Approved.

8. SHORT-TERM WORK PLAN FOR THE ARTS COMMISSION AND APPROVAL OF THE PROPOSED MURAL THEME

Recommendation: That the City Council:

1. Approve the proposed Short-Term Work Plan as presented by the Arts Commission;
2. Approve the Mural Theme as recommended by the Arts Commission and Mural Committee; and
3. Authorize Staff to negotiate the terms of a façade easement with the property owner at 134 E. Oak Avenue.

Documentation: M.O. 07-030513

Disposition: Approved.

12. APPROVAL FOR COMMUNITY CIVIC EVENT – PORTERVILLE PREGNANCY RESOURCE CENTER – BIKE AND SKATE FOR LIFE – APRIL 6, 2013

Recommendation: That the City Council approve the Community Civic Event Application and Agreement from the Porterville Pregnancy Resource Center subject to the Restrictions and Requirements contained in the Application, Agreement and Exhibit A of the Community Civic Event Application.

Documentation: M.O. 08-030513

Disposition: Approved.

13. REVIEW OF LOCAL EMERGENCY STATUS

Recommendation: That the Council:

1. Receive the status reports and review of the designated local emergency; and
2. Pursuant to the requirements of Article 14, Section 8630 of the California Emergency Services Act, determine that a need exists to continue said local emergency designation.

AYES: Ward, Hamilton, McCracken, Gurrola

NOES: None
ABSTAIN: Shelton
ABSENT: None

Documentation: M.O. 09-030513
Disposition: Approved.

PUBLIC HEARINGS

14. VACATION OF EASEMENTS FOR INGRESS, EGRESS, STORM DRAIN PIPELINE AND STORM WATER RETENTION RELATED TO SIERRA MEADOWS SUBDIVISION (NICHOLSON & SMEE, LLC)

Recommendation: That the City Council:

1. Conduct a Public Hearing;
2. Adopt the Resolution of Vacation for the easements described in the legal description; and
3. Authorize the City Clerk to record the Resolution of Vacation.

City Manager Lollis introduced the item, and the staff report was presented by Public Works Director Baldo Rodriguez.

The public hearing was opened at 7:03 p.m. Seeing no one, the Mayor closed the public hearing at 7:04 p.m.

COUNCIL ACTION: MOVED by Vice Mayor McCracken, SECONDED by Council Member Hamilton that the City Council adopt the Resolution of Vacation for the easements described in the legal description; and authorize the City Clerk to record the Resolution of Vacation. The motion carried unanimously.

Documentation: Resolution 11-2013
Disposition: Approved.

15. CONSIDERATION OF MODIFICATION OR REVOCATION OF CONDITIONAL USE PERMIT 8-82 (RESOLUTION 13-2008)

Recommendation: That the City Council consider the circumstances of the project and consider one of the above alternatives or provide other direction to staff.

City Manager Lollis introduced the item, and the staff report was presented by Community Development Director Brad Dunlap. During the staff report three options were proposed to the Council. They consisted of the following:

1. Consider Modification No. 2 to CUP 8-82 to allow occupancy of the drive-through restaurant subject to the original conditions of approval, provided the specific code requirements are met. This would result in an approved revision to the approved site plan, building elevations and floor plans. Due to the time sensitivity of the project, a

draft resolution is included for consideration to impose the original and appropriately amended conditions.

2. Consider Modification No. 2 to CUP 8-82 to allow occupancy of the drive-through restaurant and impose or remove new conditions of approval, under grounds that one or more of the original conditions of the permit is unworkable and impractical to accomplish the original aims.
3. Consider revocation of Modification No. 1 to CUP 8-82 and not permit occupancy of the drive-through restaurant based on lack of compliance with the approved plans and conditions of approval.

Mr. Dunlap noted that there was a relatively important condition that had been inadvertently omitted from the draft resolution contained within the Council packets. Condition No. 7, which read, "Except otherwise modified herein, conditions of approval contained in City Council Resolution 13-2008 shall apply." Copies of the revised ordinance were distributed to the Council.

Both Vice Mayor McCracken and Council Member Shelton disclosed that they had communicated in general terms with the developer prior to the meeting.

The public hearing was opened at 7:16 p.m.

- Brock Neeley, Porterville, spoke in favor of requiring the developer to meet the original conditions of approval or tear the building down.

The public hearing was closed at 7:17 p.m., and the Council took a five minute recess.

Council Members Shelton and Ward inquired about the inspection process and staff knowledge of the deviations. Public Works Director Rodriguez advised that the building inspector had performed inspections, but did not catch that the constructed building was not reflective of the design plans. Staff then elaborated on the requirements of Planned Development.

The Council discussed the number of deviations, those identified by staff as most significant, and those which have since been addressed by the developer. Vice Mayor McCracken elaborated on the history of the project, and noted that the approved plans were proposed by the developer not the City.

Various members of the Council expressed concern with the severity of the deviations and setting precedent for future development projects. Council Member Hamilton expressed his displeasure with the final product, and spoke in favor of improvements to the building. Mayor Gurrola expressed disappointment with the lack of building features, and noted that there was a business ready to occupy the building.

- Mary McClure, developer, spoke of City fees, delays with the project, and her efforts to appease the buyer. She disclosed that the building had already been sold, and that she had forgotten about the CUP.

Council discussed possible improvements to the building aesthetics, which could make the existing building appear more like the originally proposed design. Vice Mayor McCracken suggested that a façade plan be incorporated into the draft resolution for consideration by the Council at the next meeting.

City Attorney Lew clarified that the public hearing had been opened and closed. She advised that the Council could continue the public hearing or simply continue the deliberation and the actual decision on the resolution.

COUNCIL ACTION: MOVED by Council Member Shelton, SECONDED by Vice Mayor McCracken that the City Council continue deliberation of the item to March 19, 2013, to allow the addition of a façade plan to draft resolution containing findings in support of CUP 8-82, Modification No. 2. The motion carried unanimously.

Documentation: M.O. 10-030513
Disposition: Item continued to March 19, 2013.

The Council recessed for ten minutes at 8:19 p.m.

16. PACIFIC RIM COMMERCIAL MIXED USE PROJECT (PRC 2012-002),
GENERALLY LOCATED WEST OF THE SOUTHWEST CORNER OF
HENDERSON AVENUE AND NEWCOMB STREET

Recommendation: That the Council:

1. Adopt the draft resolution approving the Mitigating Negative Declaration;
2. Adopt the draft resolution approving General Plan Amendment 2012-002;
3. Approve the draft ordinance adopting Zone Change 2012-002 contingent upon approval of General Plan Amendment;
4. Waive further reading of the draft ordinance, approving the Zone Change and order it to print;
5. Adopt the draft resolution containing findings and conditions in support of approval of the Tentative Parcel Map 2012-002; and
6. Adopt the draft resolution containing findings and conditions in support of approval of Conditional Use Permit 2012-002 for the personal storage facility.

City Manager Lollis introduced the item, and the staff report was presented by Community Development Manager Julie Philips. Following the staff report, the Council questioned staff regarding traffic flow on Henderson and Newcomb, crosswalks, market rate, and concerns with regard to nearby residential.

The public hearing was opened at 8:44 p.m.

- Paul Owhadi, applicant, provided background information regarding Pacific Rim; spoke in support of the proposed project; and indicated that he was available for questions.
- Scott Vincent, The Vincent Company, project architect, gave a Powerpoint presentation regarding the design of the mixed-use project, amenities, and mitigation measures used to address potential concerns.

Following the presentation, Mr. Vincent addressed questions from the Council regarding access to the apartment buildings and self-storage facility, emergency vehicle access, and landscaping.

- Pat Gardner, Memory Lane resident, expressed concerns regarding: the 2-story buildings, an increase in Newcomb traffic, the safety of student pedestrians, and excessive lighting and noise.
- Jim Winton, 150 W. Morton, commended staff for their time and patience; and requested a modification to Condition No. 4 of the draft ordinance regarding parking and circulation as it pertained to the development of Phase 2 and/or 3.

The public hearing was closed at 9:22 p.m.

The Mayor and Vice Mayor requested clarification regarding the condition Mr. Winton spoke of. Community Development Director Dunlap indicated that rough grading and all-weather surface for accessibility would be sufficient, and suggested the following revision to Condition No. 4 of the draft ordinance:

As either or both Parcels 2 and/or 3 develop, the Developer shall complete rough grading on both parcels and construct required parking and access for the development phase and an all-weather surface approved by the City Engineer to provide adequate secondary access.

Both Mr. Owhadi and Mr. Winton indicated that the proposed language was agreeable.

Council Member Shelton questioned staff regarding concerns raised by Ms. Gardner.

COUNCIL ACTION: MOVED by Council Member Hamilton, SECONDED by Vice Mayor McCracken that the City Council adopt the draft resolution approving the Mitigating Negative Declaration; adopt the draft resolution approving General Plan Amendment 2012-002; approve the draft ordinance, being AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE APPROVING ZONE CHANGE 2012-002-Z FROM RM-2 (MEDIUM DENSITY RESIDENTIAL), RM-3 (HIGH DENSITY RESIDENTIAL), AND CN (NEIGHBORHOOD COMMERCIAL) TO CMX (COMMERCIAL MIXED USE) FOR THAT 23.4± ACRE SITE LOCATED GENERALLY AT THE SOUTHWEST CORNER OF HENDERSON AVENUE AND NEWCOMB STREET, as amended to revise language of condition no. 4 to read, “*As either or both Parcels 2*

and/or 3 develop, the Developer shall complete rough grading on both parcels and construct required parking and access for the development phase and an all-weather surface approved by the City Engineer to provide adequate secondary access,” waive further reading of the draft ordinance, and order it to print; adopt the draft resolution containing findings and conditions in support of approval of the Tentative Parcel Map 2012-002; and adopt the draft resolution containing findings and conditions in support of approval of Conditional Use Permit 2012-002 for the personal storage facility. The motion carried unanimously.

The ordinance was read by title only.

Documentation: Resolution 12-2013; Resolution 13-2013; Ordinance 1796; Resolution 14-2013; and Resolution 15-2013

Disposition: Approved.

The Council recessed for five minutes at 9:43 p.m.

SECOND READINGS

17. ORDINANCE 1795, INTERFERENCE WITH ADMINISTRATIVE FUNCTIONS OF THE CITY

Recommendation: That the City Council give Second Reading to Ordinance No. 1795, waive further reading, and adopt said Ordinance.

City Manager Lollis introduced the item, and the staff was waived at the Council’s request.

COUNCIL ACTION: MOVED by Council Member Hamilton, SECONDED by Vice Mayor McCracken that the City Council give Second Reading to Ordinance No. 1795, waive further reading, and adopt said Ordinance, being AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE ADDING SECTIONS 2-6.1 AND 2-6.2 TO CHAPTER 2, ARTICLE I OF THE PORTERVILLE MUNICIPAL CODE REGARDING COUNCILMANIC INTERFERENCE WITH ADMINISTRATIVE FUNCTIONS OF THE CITY.

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

The ordinance was read by title only.

Documentation: Ordinance 1795

Disposition: Approved.

SCHEDULED MATTERS

18. CONSIDER ADOPTION OF A RESOLUTION OF SUPPORT FOR THE ENTERPRISE ZONE PROGRAM AND OPPOSITION TO REGULATORY REFORM THAT ADVERSELY EFFECTS THE PROGRAM

Recommendation: That the City Council consider the adoption of a Resolution of Support for the Enterprise Zone Program and opposition to regulatory reform the adversely effects the Program.

City Manager Lollis introduced the item, and the staff report was waived at the Council's request.

COUNCIL ACTION: MOVED by Council Member Hamilton, SECONDED by Council Member Ward that the City Council adopt a Resolution of Support for the Enterprise Zone Program and opposition to regulatory reform the adversely effects the Program. The motion carried unanimously.

Documentation: Resolution 16-2013

Disposition: Approved.

CONSENT CALENDAR (Items Pulled)

5. AWARD OF CONTRACT – WEST STREET CALEMA REPAIR PROJECT

Recommendation: That the Council:

1. Award the CaleMA Repairs Project to Greg Bartlett Construction in the amount of \$29,997.25;
2. Authorize progress payments up to 95% of the contract amount;
3. Authorize staff to appropriate \$17,425.31 from the Miscellaneous Curb and Gutter Project account (89-9104) to fully finance the West Street CaleMA Repair Project; and
4. Authorize a 10% contingency to cover unforeseen construction costs and \$8,000 for construction management, quality control and inspections services.

City Manager Lollis introduced the item, and the staff report was waived at the Council's request. Council Member Shelton spoke in favor of saving money and use of a local contractor.

COUNCIL ACTION: MOVED by Council Member Ward, SECONDED by Vice Mayor McCracken that the City Council award the CaleMA Repairs Project to Greg Bartlett Construction in the amount of \$29,997.25; authorize progress payments up to 95% of the contract amount; authorize staff to appropriate \$17,425.31 from the Miscellaneous Curb and Gutter Project account (89-9104) to fully finance the West Street CaleMA Repair Project; and authorize a 10% contingency to cover unforeseen construction costs and \$8,000 for construction management, quality control and inspections services. The motion carried unanimously.

Documentation: M.O. 11-030513

Disposition: Approved.

6. AWARD OF CONTRACT – VETERAN’S PARK BOOSTER PUMP PROJECT – ADDITIONS OF PUMP #2 & #3

Recommendation: That the Council:

1. Award the Veterans Park Booster Pump Project – Additions of Pump #2 & #3 to Valley Pump & Dairy Systems in the amount of \$115,215.00;
2. Authorize progress payments up to 95% of the contract amount; and
3. Authorize a 10% contingency to cover unforeseen construction costs and \$40,000 for construction management, quality control and inspection.

City Manager Lollis introduced the item, and the staff report was waived at the Council’s request.

COUNCIL ACTION: MOVED by Council Member Shelton, SECONDED by Vice Mayor McCracken that the City Council award the Veterans Park Booster Pump Project – Additions of Pump #2 & #3 to Valley Pump & Dairy Systems in the amount of \$115,215.00; authorize progress payments up to 95% of the contract amount; and authorize a 10% contingency to cover unforeseen construction costs and \$40,000 for construction management, quality control and inspection.

AYES: Shelton, Hamilton, McCracken, Gurrola

NOES: None

ABSTAIN: Ward

ABSENT: None

Documentation: M.O. 12-030513

Disposition: Approved.

9. JAYE STREET BRIDGE WIDENING PROJECT – VALLEY ELDERBERRY LONGHORN BEETLE MITIGATION

Recommendation: That the Council:

1. Authorize staff to finalize the purchase agreement based on terms outlined above to provide a mitigation solution for Jaye Street Bridge Widening Project; and
2. Authorize the Community Development Director to sign all documents.

City Manager Lollis introduced the item, and the staff report was waived at the Council’s request. Council Member Shelton questioned staff about the amount of space available, and the timeline for delisting.

COUNCIL ACTION: MOVED by Council Member Shelton, SECONDED by Council Member Ward that the City Council authorize staff to finalize the purchase agreement based on terms outlined above to provide a mitigation solution for Jaye Street Bridge Widening Project; and authorize the Community Development Director to sign all documents. The motion carried unanimously.

Documentation: M.O. 13-030513

Disposition: Approved.

10. AUTHORIZATION TO TRAVEL

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

City Manager Lollis introduced the item, and the staff report was waived at the Council's request. Council Member Shelton indicated that he had pulled the item to vote in opposition.

COUNCIL ACTION: MOVED by Council Member Shelton, SECONDED by Council Member Ward that the City Council approve travel to Las Vegas, Nevada, for the purpose of attending the International Council of Shopping Centers conference.

AYES: Ward, Hamilton, McCracken, Gurrola

NOES: Shelton

ABSTAIN: None

ABSENT: None

Documentation: M.O. 14-030513

Disposition: Approved.

11. CENTRAL VALLEY RACING PROPOSAL

Recommendation: That the City Council:

1. Approve the Motocross Race Proposal for 2013 with Central Valley Racing at the OHV Park; and
2. Approve overnight camping for the event.

City Manager Lollis introduced the item, and the staff report was waived at the Council's request.

COUNCIL ACTION: MOVED by Council Member Shelton, SECONDED by Council Member Ward that the City Council approve the Motocross Race Proposal for 2013 with Central Valley Racing at the OHV Park; and approve overnight camping for the event. The motion carried unanimously.

Documentation: M.O. 15-030513
Disposition: Approved.

The Council adjourned at 10:00 p.m. to a meeting of the Porterville Public Improvement Corporation.

PORTERVILLE PUBLIC IMPROVEMENT CORPORATION MINUTES
291 N. MAIN STREET, PORTERVILLE, CA 93257

Roll Call: Director Ward, Director Shelton, Director Hamilton, Vice President McCracken,
President Gurrola

WRITTEN COMMUNICATIONS

- City Manager Lollis indicated that a handout was received subsequent to agenda compilation regarding Item PIC-01.

ORAL COMMUNICATIONS

None

SCHEDULED MATTERS

PIC-01. CONSIDERATION OF REFINANCING 2005 CERTIFICATES OF PARTICIPATION (COP)

Recommendation: That the City Council, sitting as the Board of Directors for the Porterville Public Improvement Corporation, consider proceeding with the refunding of the 2005 COP through direct lending by Rabobank, and authorize the City Manager to sign the offered Term Sheet.

City Manager Lollis introduced the item and presented the staff report. Ben Levine from Wulff, Hansen, and Co. addressed questions from Board Member Shelton regarding the proposed savings.

BOARD ACTION: MOVED by Vice President McCracken, SECONDED by Director Hamilton that the City Council, sitting as the Board of Directors for the Porterville Public Improvement Corporation, proceed with the refunding of the 2005 COP through direct lending by Rabobank, and authorize the City Manager to sign the offered Term Sheet. The motion carried unanimously.

Documentation: PIC Resolution No. 2013-02
Disposition: Approved.

The Public Improvement Corporation adjourned at 10:19 p.m. to a Joint Meeting of the Porterville City Council and Successor Agency to the Porterville Redevelopment Agency. At that time, Council Member Shelton exited the Council Chambers.

**JOINT CITY COUNCIL / SUCCESSOR AGENCY TO THE
PORTERVILLE REDEVELOPMENT AGENCY MINUTES
291 N. MAIN STREET, PORTERVILLE, CA 93257**

Roll Call: Member Ward, Member Hamilton, Vice Chair McCracken, Chair Gurrola
Absent: Member Shelton

WRITTEN COMMUNICATIONS

ORAL COMMUNICATIONS

None

SCHEDULED MATTERS

SA-01. AMENDMENT TO THE ADMINISTRATIVE BUDGET AND THE
RECOGNIZED OBLIGATED PAYMENT SCHEDULE

Recommendation: That the Successor Agency receive the report.

City Manager Lollis introduced the item, and the staff report was waived at the Council's request.

AGENCY ACTION: MOVED by Agency Member Hamilton, SECONDED by Agency Member Ward that the Successor Agency receive the report.

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

Documentation: Successor Agency M.O 01-030513

Disposition: Approved.

SA-02. SUPPLEMENTAL PROFESSIONAL LEGAL SERVICES FEE
AGREEMENT

Recommendation: That the City Council:
1. Approve the Fee Agreement for Professional Legal Services; and
2. Authorize the Mayor to sign the Terms of Retention.

That the Successor Agency:
1. Approve the Fee Agreement for Professional Legal Services; and
2. Authorize the Chair to sign the Terms of Retention.

City Manager Lollis introduced the item, and the staff report was waived at the Council's request.

COUNCIL ACTION: MOVED by Vice Mayor McCracken, SECONDED by Council Member

Ward that the City Council approve the Fee Agreement for Professional Legal Services; and authorize the Mayor to sign the Terms of Retention.

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

Documentation: M.O. 16-030513
Disposition: Approved.

AGENCY ACTION: MOVED by Vice Chair McCracken, SECONDED by Agency Member Ward that the Successor Agency approve the Fee Agreement for Professional Legal Services; and authorize the Chair to sign the Terms of Retention.

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

Documentation: Successor Agency M.O. 02-030513
Disposition: Approved.

The Council/Successor Agency adjourned at 10:28 p.m. to a meeting of the Porterville City Council. Council Member Shelton returned to the dais.

ORAL COMMUNICATIONS

None

OTHER MATTERS

- Council Member Ward expressed an interest in utilizing ponding basins as micro pocket parks; and lauded library staff for their presence at kindergarten registration.
- Council Member Shelton: reported his attendance at the annual Cadet Corps competition; the Bill Horst talk at the library; the Art Walk; the Chamber Mixer at Sierra Hills; Dr. Seuss Day reading event; and spoke of the upcoming Crime Prevention Dinner; the Board of Supervisor's meeting, a StepUp meeting, and OHV park races.
- Mayor Gurrola commended library staff for their Dr. Seuss Day activities, and spoke of her attendance at the Art Walk.
- City Manager Lollis advised that Cody Clem and Brent McGowan were to be honored at the Crime Prevention Dinner; and spoke of Senate Bill 7.

ADJOURNMENT

The Council adjourned at 10:28 p.m. to the meeting of March 19, 2013.

SEAL

Luisa M. Herrera, Deputy City Clerk

Virginia R. Gurrola, Mayor