



**CITY COUNCIL AGENDA  
CITY HALL, 291 N. MAIN STREET  
PORTERVILLE, CALIFORNIA  
JUNE 16, 2015, 12:00 AM**

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:

- 1** - Government Code Section 54956.8 – Conference with Real Property Negotiators/Property: APN: 260-320-010, 260-320-032 and 260-320-035. Agency Negotiator: John Lollis and Jenni Byers. Negotiating Parties: City of Porterville and Dexter and Erline Goodell. Under Negotiation: Terms and Price.
- 2** - Government Code Section 54956.8 – Conference with Real Property Negotiators/Property: APN: 260-320-033. Agency Negotiator: John Lollis and Jenni Byers. Negotiating Parties: City of Porterville and Joseph Acquafresca. Under Negotiation: Terms and Price.
- 3** - Government Code Section 54957.6 – Conference with Labor Negotiator. Agency Negotiator: John Lollis, Steve Kabot, and Patrice Hildreth. Employee Organizations: Porterville City Employees Association; Management and Confidential Series; Porterville Police Officers Association; Fire Officer Series; Porterville City Firefighters Association; Public Safety Support Unit; and all Unrepresented Management Employees.
- 4** - Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation: Robert Nuckols and dba Nuckols Farming v. City of Porterville and Rick Perigo, Tulare County Superior Court Case No. 261084.

**6:30 P.M. RECONVENE OPEN SESSION AND REPORT ON  
REPORTABLE ACTION TAKEN IN CLOSED SESSION**

Pledge of Allegiance Led by Mayor Stowe

Invocation

## **PRESENTATIONS**

Employee of the Month - Nino Renzi  
Chamber of Commerce's Annual Report

## **AB 1234 REPORTS**

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

1. Tulare County Association of Governments (TCAG) - June 15, 2015
2. Local Agency Formation Committee (LAFCO) - June 10, 2015

## **REPORTS**

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

- I. City Commission and Committee Meetings
  1. Parks & Leisure Services Commission
  2. Library & Literacy Commission
  3. Arts Commission
  4. Animal Control Commission
  5. Youth Commission (Summer Hiatus)
  6. Transactions and Use Tax Oversight Committee (TUTOC)
- II. Staff Informational Reports
  1. Water Conservation Phase III System Status

## **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. All items removed from the Consent Calendar for further discussion will be heard at the end of Scheduled Matters.

1. **Authorization to Purchase LearningExpress Subscription**  
Re: Authorizing staff to purchase a subscription to the LearningExpress library which provides online resources to students and adults to assist with academic and career success at a cost of \$6,654 for one year.
2. **Authorization to Purchase Energy Saving Thermal Pool Covers**  
Re: Authorizing staff to purchase energy saving thermal pool covers for the City's pool from Lincoln Aquatics in the amount of \$9,379.96.
3. **Authorize the Purchase of Furniture for Centennial Plaza Transit Offices**  
Re: Authorizing staff to purchase furniture through the Cooperative Purchasing Network from Cal Bennetts in an amount not to exceed \$49,918.98 for the new Transit Division Administrative Offices at Centennial Plaza.
4. **Authorization to Purchase Storm Drain Easement - APN 261-125-004 and 261-125-016**  
Re: Authorizing the purchase of a storm drain easement from Mr. James Gregory Shelton in the amount of \$1,400, and adopting a resolution to accept said easement.
5. **Award Contract for Fiber Installation**  
Re: Considering awarding contract to GA Technical Services, Inc. in an amount not to exceed \$48,919.64 for the installation of fiber optic cable at the Transit Division Administrative Offices at Centennial Plaza.
6. **Acceptance of Project - Tomah Avenue Storm Drain Project**  
Re: Accepting project as complete from Greg Bartlett Construction and authorizing staff to file a Notice of Completion for that project consisting of the installation of approximately 398 lineal feet of storm drain piping, connection to existing storm drain manhole and drop inlets, construction of a new storm drain manhole, trench patching, and related appurtenances.
7. **Renewal of Agreement for Animal Shelter Services - City of Woodlake**  
Re: Considering approval of an agreement with the City of Woodlake for the provision of animal shelter services.
8. **Renewal of Agreement for Animal Shelter Services - City of Lindsay**  
Re: Considering approval of an agreement between the City of Porterville and the City of Lindsay for the provision of animal shelter services for a term of one year.

9. **Request To Apply For Edward Byrne Memorial Justice Assistance Grant Funds**  
Re: Considering authorization to apply to the Bureau of Justice Assistance for a grant award of \$15,275 for the proposed purpose of offsetting costs associated with a Body Worn Camera Program.
10. **Approval of Memorandum of Understanding of the Tule River Basin Integrated Regional Water Management Plan Group**  
Re: Considering approval of a MOU for participation in an IRWMP at an estimated cost of approximately \$10,000 which would provide for additional opportunities for the City to receive grant funds through the State.
11. **Authorization to Implement Fixed Route and Paratransit Modifications to Expand Service Beginning August 2015**  
Re: Considering approval of increasing the hours of service for fixed route and paratransit transit services to commence in August 2015.
12. **Approval for Community Civic Event - Boys and Girls Club of Strathmore, U.S. Olympic Committee and Built 4 Life, Inc. - Olympic Day 2015 - June 20, 2015**
13. **Parks and Leisure Services Commission Meetings**  
Re: Considering approval of a hiatus of the Parks & Leisure Services Commissions during the months of July and August, with any meetings being scheduled only as needed.
14. **Request for Proclamation - Parks & Recreation Month - July 2015**  
Re: Considering approval of a request to proclaim July 2015 as "Parks & Recreation Month".
15. **Status and Review of Declaration of Local Drought Emergency**  
Re: Consideration of the continuance of the Declaration of Local Emergency, and Letter of Support for AB 954 (Mathis) and the Innovative Readiness Training program.

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

## **PUBLIC HEARINGS**

16. **Adoption of Fiscal Year 2015-2016 Budget**  
Re: Public Hearing and consideration of adoption of the proposed 2015/2016 Fiscal Year Budget

- 17. Conditional Use Permit to Re-establish a Pre-existing Legal, Non-conforming Use at 952 West North Grand Avenue**  
Re: Considering adoption of a resolution approving a Conditional Use Permit for the continued use of the 2.46 +/- acre site for the storage of farm and construction vehicles and equipment.
- 18. Amendments to the Municipal Code Pertaining to Animal Keeping**  
Re: Consideration of amendments to the City's Municipal Code pertaining to the keeping of animals.
- 19. Murry Park Henry Street Community Center**  
Re: Considering design parameters, the approval of an environmental document regarding potential impacts, and the approval of a General Plan Amendment from Low Medium Density Residential to Parks & Recreation associated with the proposed Murry Park Henry House Community Center Project.
- 20. Public Hearing - Construction of Concrete Improvements - W. North Grand Avenue Reconstruction Project (Newcomb to Prospect)**  
Re: A public hearing on the establishment of a fee for concrete improvements in accordance with the Mitigation Fee Act, and Porterville Municipal Code Sections 20-40.1 through 20-40.8 which permits the City to recover costs from property owners for concrete improvements.
- 21. Adoption of the 2015 Five-Year Consolidated Plan and 2015-2016 Action Plan for Investment of Community Development Block Grant (CDBG) Entitlement**  
Re: A public hearing on the proposed Five-Year Consolidated Plan and Action Plan pertaining to housing and non-housing development needs in Porterville.

#### **SCHEDULED MATTERS**

- 22. Consideration of How City Employees and Utility Customers May Donate and Support Local Non-Profit Organizations**  
Re: Consideration of how City employees and utility customers may donate and support local non-profit organizations.
- 23. Consideration of Establishing a Moratorium on New Residential Development Exceeding Ten (10) Units, as Well as Commercial Projects That Require Significant Water Usage**  
Re: Consideration of establishing a moratorium on new residential development exceeding ten (10) units, as well as commercial projects that require significant water usage.

24. **Consideration of Prohibiting the Installation of Natural Grass in Commercial and Industrial Zoned Areas, and to Require a Permit for the Installation of Natural Grass Exceeding 300 Square Feet in Residential Zoned Areas**  
Re: Considering the modification of the City's Development Code to prohibit the installation of natural grass in commercial and industrial zoned areas, and to require a permit for the installation of natural grass exceeding 300 square feet in residential zoned areas.
25. **Reconsideration of WildPlaces Mural to be Located at 466 E. Putnam Avenue**  
Re: Consideration of proposed mural design and Mural Maintenance Agreement with WildPlaces for a mural to be located on the City's Community Center at 466 E. Putnam Avenue.
26. **Consideration of Adoption of Resolution Approving Workers' Compensation Alternative Dispute Resolution Agreements with the City's Six Employee Bargaining Units**  
Re: Consideration of adoption of a Resolution approving and ratifying Workers' Compensation Alternative Dispute Resolution Agreements with the City's six bargaining units.
27. **State OHV Grant Award and Park Operating Hours**  
Re: Consideration of 2015-16 State Off-Highway Vehicle Grant Funds awarded to the City in the amount of \$117,281 with a City match of \$41,206, and discussion of the operational impacts of water conservation mandate due to drought conditions at the City's OHV Park.

## **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 July 7, 2015

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](http://www.ci.porterville.ca.us).