

**CITY COUNCIL MINUTES
CITY HALL, 291 N. MAIN STREET
PORTERVILLE, CALIFORNIA
FEBRUARY 6, 2018, 5:30 PM**

Called to Order at 5:33 p.m.

Roll Call: Council Member Monte Reyes, Council Member Martha A. Flores, Council Member
Cameron Hamilton, Mayor Stowe

Absent: Vice Mayor Brian Ward

ORAL COMMUNICATIONS

None

CITY COUNCIL CLOSED SESSION:

A. Closed Session Pursuant to:

1 - Government Code Section 54957.6 – Conference with Labor Negotiator. Agency Negotiator: John Lollis and Patrice Hildreth. Employee Organization: Porterville Peace Officers Association.

2 - Government Code Section 54956.8 – Conference with Real Property Negotiators/Property: 256 East Orange Avenue, Porterville, CA. Agency Negotiator: John Lollis. Negotiating Parties: City of Porterville and Porterville Unified School District. Under Negotiation: Terms and Price.

3 - Government Code Section 54956.8 -- Conference with Real Property Negotiators/Property: 255-190-022. Agency Negotiators: John Lollis and Mike Reed. Negotiating Parties: City of Porterville and Greg L. and Cinda D. Woodard. Under Negotiation: Terms and Price.

4 - Government Code Section 54956.95 – Liability Claim: Claimant: Misty Renteria. Agency claimed against: City of Porterville.

5 - Government Code Section 54956.95 -- Liability Claim: Claimant: Danny Neilson, and State Fund as Subrogee for Danny Neilson. Agency claimed against: City of Porterville.

6 - Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation: Boehm v. City of Porterville, Tulare County Superior Court Case No. 271932.

7 - Government Code Section 54956.9(d) (3) – Conference with Legal Counsel – Anticipated Litigation – Significant Exposure to Litigation: One case in which facts are not yet known to potential plaintiff.

8 - Government Code Section 54956.9(d)(4) – Conference with Legal Counsel – Anticipated Litigation – Initiation of Litigation: One case.

9 - Government Code Section 54957.6 -- Conference with Labor Negotiator. Agency Negotiator: Mayor Stowe. Unrepresented Employee: City Attorney.

6:35 P.M. RECONVENED OPEN SESSION AND REPORTED ON REPORTABLE ACTION TAKEN IN CLOSED SESSION

City Attorney Lew reported action pertaining to A-4 and A-5, as follows:

- A-4. On a MOTION made by Council Member Martha A. Flores, and SECONDED by Council Member Cameron Hamilton, the City Council unanimously rejected the liability claim submitted by Misty Renteria.

Documentation: M.O. 01-020618

Disposition: Claim rejected.

- A-5. On a MOTION made by Council Member Cameron Hamilton, and SECONDED by Council Member Martha A. Flores the City Council unanimously rejected the liability claims submitted by Danny Neilson, and State Fund as Subrogee for Danny Nielson.

Documentation: M.O. 02-020618

Disposition: Claims rejected.

Pledge of Allegiance Led by Council Member Martha A. Flores
Invocation -- one individual participated.

PRESENTATIONS

Employee of the Month - Aileen Andrews

AB 1234 REPORTS

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

1. TULARE COUNTY TASK FORCE ON HOMELESSNESS - JANUARY 17, 2018
Council Member Hamilton reported on his appointment as Vice Chair and discussion pertaining to expansion of Visalia's Urban Development Boundary.
2. COUNCIL OF CITIES - JANUARY 17, 2018
City Manager Lollis reported on Council Member Hamilton's appointment as alternate for Transportation position on TCAG, and updates regarding SB649.
3. SJVAPCD GOVERNING BOARD - JANUARY 18, 2018
Council Member Reyes reported on receipt of results from a wood burning survey, the District's legislative platform, and funding available.
4. TULARE COUNTY ASSOCIATION OF GOVERNMENTS (TCAG) - JANUARY 22, 2018
Council Member Flores reported on action items, informational items, legislative updates, upcoming One Voice trip, and the next meeting on February 26th in Woodlake
5. TULARE COUNTY ECONOMIC DEVELOPMENT CORP. (TCEDC) - JANUARY 24, 2018
Council Member Reyes reported on the appointment of new member Bob Riding from PG&E, and a report on the investment fund.
6. 2018 TULARE COUNTY LOCAL MOTION AWARDS - JANUARY 25, 2018
Council Member Flores reported on awards received for Outstanding Transit Project and Bike/Pedestrian Project; and recognized Community Development Director Jenni Byers, Acting Public Works Director Mike Reed, Transit Manager Rich Tree, and

Economic Development and Housing Manager Jason Ridenour for their efforts on the projects.

7. LOCAL AGENCY FORMATION COMMISSION (LAFCO) - JANUARY 31, 2018
Council Member Hamilton reported on his appointment as Vice Chair and discussion pertaining to expansion of Visalia's Urban Development Boundary.
8. SJV SPECIAL CITY SELECTION COMMITTEE MEETING - JANUARY 31, 2018
Council Member Reyes reported on the appointment of Drew Bessinger to the Governing Board; and stated that he had brought calendars that he would make available.

REPORTS

- I. Staff Informational Reports
 1. PORTERVILLE OHV PARK 2ND QUARTER FY 2017/2018
 2. PORTERVILLE GOLF COURSE 2ND QUARTER FY 2017/2018
 3. BUILDING PERMIT ACTIVITY - 2ND QUARTER FY 2017/18
 4. STREET PERFORMANCE MEASURE - 2ND QUARTER REPORT (OCTOBER, NOVEMBER, DECEMBER)
 5. REPORT ON CHARITABLE CAR WASHES
 6. CODE ENFORCEMENT QUARTERLY REPORT
 7. CITY COMMISSION & COMMITTEE ATTENDANCE REPORT - 2ND QUARTER FY 2017/2018

ORAL COMMUNICATIONS

- Vince Salinas, Visalia, Chair of the Latino Political Action Committee of Tulare County, spoke of the history of DACA and requested that the Council consider a resolution in support of DACA residents in the Visalia/Porterville area.

CONSENT CALENDAR

There were no items pulled from the Consent Calendar for discussion.

COUNCIL ACTION: MOVED by Council Member Cameron Hamilton, SECONDED by Council Member Martha Flores that the City Council approve Items Nos. 1 through 12. The motion carried unanimously.

AYES: Reyes, Flores, Hamilton, Stowe
NOES: None
ABSTAIN: None
ABSENT: Ward

1. CITY COUNCIL MINUTES OF NOVEMBER 7, 2017 AND DECEMBER 19, 2017

Recommendation: That the Council approve the draft Minutes of November 7, 2017 and December 19, 2017.

Documentation: M.O. 03-020618

Disposition: Approved.

2. RECLAMATION AREA EXTRACTION WELL REPAIR

Recommendation: That City Council:

1. Award the repair of the extraction well to Valley Pump and Dairy Systems for a do not exceed amount of \$54,793.04 which includes taxes and ten percent contingency;
2. Direct the Finance Director to initiate a Purchase Order to Valley Pump and Dairy Systems in an amount not to exceed \$54,793.04; and
3. Direct the Finance Director to make payment to Valley Pump and Dairy Systems upon receipt of invoice approved by the Public Works Director.

Documentation: M.O. 04-020618

Disposition: Approved.

3. AUTHORIZATION TO PROCURE LABOR AND MATERIALS THROUGH AN OPEN MARKET PROCESS TO COMPLETE THE HVAC REPLACEMENT AND REROOF PROJECTS FOR FIRE STATION #2

Recommendation: That City Council:

1. Adopt the Resolution Authorizing the Procurement of Bids through an Open Market Process for the Reroof and HVAC Replacement Projects at Fire Station #2; and
2. Authorize staff to make payments up to 100% upon satisfactory completion of all work.

Documentation: Resolution No. 03A-2018

Disposition: Approved.

4. AUTHORIZATION TO REJECT ALL PROPOSALS AND PROCEED WITH A FORMAL BID PROCESS - 87 SOUTH G STREET DEMOLITION

Recommendation: That City Council:

1. Reject all proposals;
2. Authorize staff to proceed with a formal bid process for the demolition of the structures; and
3. Authorize the Finance Director to appropriate the funds for the commencement of the Demolition project.

Documentation: M.O. 05-020618

Disposition: Approved.

5. AMENDMENT TO DEE JASPAR & ASSOCIATES SERVICE AGREEMENT - UPDATE CITY OF PORTERVILLE'S WATER SYSTEM HYDRAULIC ANALYSIS

Recommendation: That the City Council:

1. Authorize the Mayor to execute Addendum No. 4 to Dee Jaspar and Associates Service Agreement at an agreed upon fee of \$8,900 for the services described herein; and
2. Authorize progress payments up to 100% of the fee amount and authorize a 10% contingency to cover unforeseen costs.

Documentation: M.O. 06-020618

Disposition: Approved.

6. APPROVAL OF SPORTS COMPLEX CONCESSION LICENSE

Recommendation: That the City Council approve the concession license with South Valley Chivas Academy for the Sports Complex Fall/Winter 2018.

Documentation: M.O. 07-020618

Disposition: Approved.

7. AUTHORIZATION TO TRAVEL OUT OF STATE

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

Documentation: M.O. 08-020618

Disposition: Approved.

8. COMMUNITY CLEANUP EVENTS

Recommendation: That City Council:

1. Declare April 21, 2018, "Spring Clean-Up Day" and October 20, 2018, "Fall Clean-Up Day";
2. Encourage all residents to clean up their properties and take advantage of these special opportunities offered by the City;
3. Authorize the City to accept trash, litter, and yard clippings delivered by City residents receiving City residential refuse service to the Spring and Fall Clean-Up Events for free disposal; and
4. Authorize the cost of both events be funded from the Solid Waste Operating Budget.

Documentation: M.O. 09-020618

Disposition: Approved.

9. INTERIM FINANCIAL STATUS REPORTS

Recommendation: That the City Council accept the interim financial status reports as presented.

Documentation: M.O. 10-020618

Disposition: Approved.

10. QUARTERLY PORTFOLIO SUMMARY

Recommendation: That the City Council accept the quarterly Portfolio Summary Report.

Documentation: M.O. 11-020618

Disposition: Approved.

11. APPROVAL FOR COMMUNITY CIVIC EVENT - BOYS AND GIRLS CLUB OF TULARE COUNTY, INC. - LOVE OUR KIDS 5K FUN RUN - MARCH 3, 2018

Recommendation: That the City Council approve the Community Civic Event Application and Agreement from the Boys and Girls Club of Tulare County, Inc., subject to the Restrictions and Requirements contained in the Application, Agreement, Exhibit A and Exhibit B of the Community Civic Event Application.

Documentation: M.O. 12-020618

Disposition: Approved.

12. REQUEST FOR PROCLAMATION - TEEN DATING VIOLENCE AWARENESS & PREVENTION MONTH - FEBRUARY 2018

Recommendation: That the City Council consider approval of the request to proclaim the month of February 2018, as "Teen Dating Violence Awareness and Prevention Month."

Documentation: M.O. 13-020618

Disposition: Approved.

PROCLAMATIONS

Teen Dating Violence Awareness & Prevention Month – February 2018

PUBLIC HEARINGS

13. UPDATE TO THE CITY'S URBAN WATER MANAGEMENT PLAN

Recommendation: That City Council conduct the Public Hearing, receive comments, and continue the public hearing to the meeting of February 20, 2018.

City Manager Lollis introduced the item, and Acting Public Works Director Mike Reed presented the staff report.

The Public Hearing was opened at 7:04 p.m. When no one came forward, the Mayor continued the Public Hearing to February 20, 2018.

Documentation: None

Disposition: Public Hearing continued to February 20, 2018.

SCHEDULED MATTERS

14. REQUEST FOR DIRECTION RELATED TO RENTAL PROPERTIES

Recommendation: That the City Council provide direction.

City Manager Lollis introduced the item, and Community Development Director Jenni Byers presented the staff report.

Following the staff report, discussion took place regarding rental ordinances in other cities and varying degrees to which rentals could be regulated. Staff indicated that they had not experienced issues with short-term rentals per se, but spoke of the need to collect Transient Occupancy Tax (TOT) from landlords who collect from renters. Members of the Council spoke in support of licensing, collection of TOT, and dissemination of information pertaining to the City's water regulations; and directed that sample ordinances be brought back for short-term rentals.

Documentation: None

Disposition: Direction given.

15. CONSIDERATION OF A POTENTIAL TAX MEASURE

Recommendation: That the City Council provide direction to staff concerning whether it wishes to proceed with a tax measure; and if so, direct staff to issue a RFQ for public policy-oriented research firms to conduct citizen polling.

City Manager Lollis introduced the item and presented the staff report.

COUNCIL ACTION: MOVED by Council Member Cameron Hamilton, SECONDED by Council Member Martha Flores that the City Council direct staff to issue a RFQ for public policy-oriented research firms to conduct citizen polling. The motion carried unanimously.

Documentation: M.O. 14-020618

Disposition: Approved.

16. STATUS AND REVIEW OF DECLARATION OF LOCAL EMERGENCY

Recommendation: That the City Council receive the report of status and review of the Declaration of Local Emergency and determine the need exists to continue said Declaration.

City Manager Lollis introduced the item and presented the staff report.

COUNCIL ACTION: MOVED by Council Member Cameron Hamilton, SECONDED by Council Member Martha Flores that the City Council approve the continued Declaration of Local Emergency. The motion carried unanimously.

Documentation: M.O. 15-020618

Disposition: Approved.

ORAL COMMUNICATIONS

None

OTHER MATTERS

- Council Member Flores spoke of Porterville's recognition as a Gold Level Energy Leader, her attendance at the Swearing in of Tule River Tribal Council members, and stated that she would be judging the Tamale Fest on Saturday.
- Council Member Hamilton expressed disappointment that he would not be judging the tamale contest.
- Council Member Reyes stated that he would be participating in mock interview training at Granite Hills High School; and was asked to congratulate the academic decathlon winners.
- Mayor Stowe spoke of a Stand Up for Cancer event in his honor that took place at Strathmore High School; stated that it had inspired another school to hold a Stand Up for Cancer event; spoke of speaking engagements at Porterville College Foundation Alumni Hall of Fame and Porterville High School's Annual Baseball Banquet; and thanked the Council for their support. He also thanked the Bank of Sierra for its playground donation, and spoke of his attendance at the recent unveiling.
- City Manager Lollis spoke of Vice Mayor Ward's request to consider lighting districts for annexed areas; apologized for its absence on the agenda; and requested that the Council take action to approve it as a Scheduled Matter at the next meeting. He also reminded everyone that Valentine's Day was next Wednesday.

COUNCIL ACTION: MOVED by Council Member Hamilton, SECONDED by Council Member Reyes that the City Council approve the addition of an item to consider lighting districts for annexed areas to the February 20, 2018.

Documentation: M.O. 16-020618

Disposition: Approved.

COUNCIL ACTION: MOVED by Mayor Stowe, SECONDED by Council Member Hamilton that the City Council approve the addition of an item considering the proposed DACA resolution.

Documentation: M.O. 17-020618

Disposition: Approved.

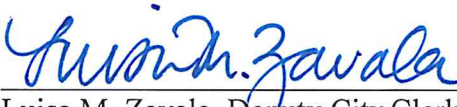
CLOSED SESSION

None

ADJOURNMENT

The Council adjourned at 7:38 p.m. to the meeting of February 20, 2018.

SEAL


Luisa M. Zavala, Deputy City Clerk


Brian E. Ward, Vice Mayor

