



CITY COUNCIL AGENDA
CITY HALL, 291 N. MAIN STREET, PORTERVILLE, CA, 93257
And 1960 BRYOR COURT, MERCED, CA 95340
APRIL 2, 2019, 5:30 PM

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 54957.6 – Conference with Labor Negotiator. Agency Negotiator: John Lollis, Patrice Hildreth, and Che Johnson. Employee Organizations: Porterville City Employees Association, Public Safety Support Unit, Porterville City Firefighters Association, and Fire Officer Series.

2 - Government Code Section 54956.95 – Liability Claim: Claimant: Lydia Carillo. Agency claimed against: City of Porterville.

3 - Government Code Section 54956.95 – Liability Claim: Claimant: Narciso Ray Flores. Agency claimed against: City of Porterville.

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

5 - Government Code Section 54956.95 -- Liability Claim: Claimant: Juanita Martinez. Agency claimed against: City of Porterville.

6 - Government Code Section 54956.9(d)(4) – Conference with Legal Counsel – Anticipated Litigation – Initiation of Litigation: One (1) case.

7 - Government Code Section 54956.9(d) (3) – Conference with Legal Counsel – Anticipated Litigation – Significant Exposure to Litigation: One (1) case concerning claims by Clean Cut Landscape, Inc. for work associated with the Downtown Parking Lots Perimeter Project.

8 - Government Code Section 54956.9(d)(1) -- Conference with Legal Counsel -- Existing Litigation: City of Porterville v. Ramon Vargas, Tulare County Superior Court Case No. VCU 263182.

9 - Government Code Section 54956.9(d)(1) -- Conference with Legal Counsel -- Existing Litigation: City of Porterville v. Marcelino, et al., Tulare County Superior Court Case No. PCL 188471.

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

Pledge of Allegiance Led by Mayor Martha A. Flores

Invocation

PROCLAMATIONS

Child Abuse Prevention Month - April 2019

Volunteer Appreciation Week - April 7-13, 2019

Porterville Celebrates Reading Day - April 13, 2019

Vaisakhi Day - April 14, 2019

PRESENTATIONS

Employee of the Month - Ryan Smalling

AB 1234 REPORTS

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

REPORTS

This is the time for all staff informational items.

- I. Staff Informational Reports
 1. Community Spring Clean-Up Event

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. **Approval to Purchase Three Fire Command Vehicles and Authorization to Negotiate the Acquisition and Installation of Equipment on the New Vehicles**
Re: Considering approval to purchase three (3) fire command vehicles from Downtown Ford at a price of \$94,680.48, inclusive of sales tax; and authorization to negotiate with several vendors the acquisition and installation of equipment at a not to exceed total cost of \$30,000 per vehicle.

2. **Authorization of Additional Funds for Emergency Repairs to Restore Supervisory Control And Data Acquisition Communication**
Re: Considering approval of additional \$8,908 in costs for repairs to the City SCADA System by Primex Company.
3. **Plano Water Replacement and Concrete Curb Ramp Project Budget Augmentation**
Re: Considering approval to augment project funds by an additional \$230,000 from Local Transportation Funds to cover costs of repairing additional asphalt on Plano Street.
4. **Award of Professional Engineering Contracts for Union Avenue Reconstruction and Henderson Avenue Rehabilitation Projects**
Re: Considering approval of the Consultant Service Agreement with Dee Jaspar and Associates for the Union Avenue Reconstruction Project in the amount not to exceed \$103,202, and the Consultant Service Agreement with Roberts Engineering, Inc. for the Henderson Avenue Rehabilitation Project in the amount not to exceed \$79,800.
5. **Authorization to Re-Advertise for Bids for the Airfield Pavement Rehabilitation and the Access Gates Improvement Project at the Porterville Municipal Airport**
Re: Considering rejection of all bids received and authorizing staff to re-advertise for bids for the combined airfield pavement rehabilitation and access gates improvement project at the airport.
6. **Acceptance of Project - Downtown Parking Lots Perimeter Project**
RE: Considering acceptance of project from Clean Cut Landscape, Inc., and authorizing the filing of the Notice of Completion for the project consisting of installing stamped sidewalk, tree wells, curb ramps, and pedestrian amenities along the perimeter of existing parking lots located along Second Street at Olive Avenue, Mill Avenue, Putnam Avenue and at Putnam Avenue and Hockett Street.
7. **California Firefighter Joint Apprenticeship Committee**
Re: Considering approval to enter into a Memorandum of Understanding with the California Firefighter Joint Apprenticeship Committee.
8. **Extension of Reclamation Area Lease Agreement**
Re: Considering approval of an extension to the Reclamation Area Lease Agreement with Rick Perigo Roadsiding for the management of 682.4 acres in the amount of \$165 per acre for an annual sum of \$112,596 to expire on October 31, 2024.
9. **Approval of Lease of Property to Porterville Transit**
Re: Considering approval of lease of 15 East Thurman, Suite A, effective July 1, 2018 to Porterville Transit.
10. **Extension of Canyon Springs Tentative Subdivision Map pursuant to AB 2973**
Re: Consideration of a Resolution approving a 24-month extension of time for the Canyon Springs Tentative Subdivision Map.
11. **Intent to Set a Public Hearing Moving to Phase III of the City's Water Conservation Plan**
Re: Considering approval to schedule a Public Hearing on April 16, 2019, to consider the transition from Phase IV to Phase III of the City's Water Conservation Plan.

- 12. Community Chalk Art at the Iris Festival**
Re: Considering approval of the second chalk art event and the appropriation of \$325.00 to the Arts Commission for the chalk art event from the 2018-2019 Community Promotions operating budget.
- 13. Assignment of Airport Lease - Lot 32B**
Re: Considering approval of the Assignment of the Airport Lease for Lot 32B between the City of Porterville and Mr. Donald Deaton to Mr. Ray Boriack.
- 14. Renewal of Airport Lease Agreement - Lot 34A**
Re: Considering approval of an extension of the Lease Agreement between the City of Porterville and Mr. Sam Lessley for Lot 34A at the Porterville Municipal Airport.
- 15. Approval for Community Civic Event - Porterville Pregnancy Center - Porterville Pregnancy Center's 5K Fundraiser - April 13, 2019**
Re: Considering approval of an event to take place at the Porterville Sports Complex on Saturday, April 13, 2019, from 7:00 a.m. to 12:00 p.m.
- 16. Approval for Community Civic Event - Greater Porterville Council of Senior Citizens and Rollin Relics Car Club - Rollin Relics Car Show - May 11, 2019**
Re: Considering approval of an event to take place on Saturday, May 11, 2019, from 8:00 a.m. to 3:00 p.m., at Veterans Park.
- 17. Approval for Community Civic Event - Porterville Chamber of Commerce - Iris Festival - April 27, 2019**
Re: Considering approval of an event to take place on Saturday, April 27, 2019, from 9:00 a.m. to 4:00 p.m., and request for closure of specified streets, parking lot and sidewalks in the Downtown area for said event.
- 18. Approval for Community Civic Event - Comision Honorfica Mexicana - Annual Cinco de Mayo Parade and Sunday Fiesta - May 4 - 5, 2019**
Re: Considering approval of events to take place on Saturday, May 4, 2019, along Main Street from 7:00 a.m. to 1:00 p.m. and Sunday, May 5, 2019, from 10:00 a.m. to 7:00 p.m. at Veterans Park.
- 19. Request for Proclamation - Iris Festival Day - April 27, 2019**
Re: Considering approval of a request to proclaim April 27, 2019, as "Iris Festival Day."
- 20. Request for Proclamation - Arbor Day - April 26, 2019**
Re: Considering approval of a request to proclaim April 26, 2019, as "Arbor Day" in the city of Porterville.
- 21. City Council Member Requested Agenda Item - Consider a Resolution of Support for the State's Safe and Affordable Drinking Water Fund Proposal**
Re: Considering approval of a request to consider a Resolution of Support for the State's Safe and Affordable Drinking Water Fund Proposal as a Scheduled Matter on April 16, 2019.
- 22. City Council Member Requested Agenda Item - Consider Resolution of Support for H.R. 6: American Dream and Promise Act of 2019**
Re: Considering approval of a request to consider a Resolution of Support for H.R. 6, "American Dream and Promise Act of 2019," as a Scheduled Matter at its next regularly

scheduled meeting on April 16, 2019.

23. Status and Review of Declaration of Local Emergency

Re: Considering approval of the continuance of the Declaration of Local Emergency.

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

PUBLIC HEARINGS

24. Consideration of a Conditional Use Permit for Alcohol Sales at El Maguey Restaurant

Re: Consideration of a Resolution to allow the sale of beer and wine under a Type 41 on-sale license in conjunction with the serving of meals at 1521 West Olive Avenue; and authorizing execution of a Letter of Public Convenience or Necessity.

25. Consideration of Draft Ordinances to Allow the Establishment and Operation of Commercial Adult-Use Cannabis Dispensaries

Re: Consideration of draft Ordinances to allow the establishment and operation of commercial adult-use cannabis dispensaries.

SCHEDULED MATTERS

26. Consideration of Promoting Self Worth (PSW) Service Agreement Increases

Re: Consideration of proposed PSW Service Agreement increases.

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 April 16, 2019.

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.