



CITY COUNCIL AGENDA
CITY HALL, 291 N. MAIN STREET, PORTERVILLE, CA 93257
and 21546 AMAZON RIVER CIRCLE, SONORA, CA 95370
MAY 21, 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 - Application to File a Late Claim: Claimant: Jose Moreno Martinez. Agency claimed against: City of Porterville.
- 4 - Government Code Section 54956.95 – Liability Claim: Claimant: Ruben Raya. Agency claimed against: City of Porterville.
- 5 - Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation: Duran v. Lollis et al., U.S. District Court, Eastern Dist., Case No. 1:18-cv-01580-DAD-SAB.
- 6 - Government Code Section 54956.9(d)(3) – Conference with Legal Counsel – Anticipated Litigation – Significant Exposure to Litigation: One (1) case in which facts are not yet known to potential plaintiff.
- 7 - Government Code Section 54956.9(d)(4) – Conference with Legal Counsel – Anticipated Litigation – Initiation of Litigation: Two (2) cases.

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

Pledge of Allegiance Led by Council Member Stowe

Invocation

PROCLAMATIONS

Harvey Milk Day - May 22, 2019.

PRESENTATIONS

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Chamber of Commerce's Quarterly Report

AB 1234 REPORTS

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

1. SJVAPCD Citizens Advisory Committee - May 7, 2019
2. Tulare County Water Commission Meeting - May 13, 2019
3. Tulare County Task Force on Homelessness - May 15, 2019
4. Council of Cities - May 15, 2019
5. San Joaquin Valley Air Pollution Control District (SJVAPCD) Governing Board - May 16, 2019
6. Tulare County Association of Governments (TCAG) - May 20, 2019

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 - May 2, 2019
 2. Library & Literacy Commission - April 26, 2019 , May 2, 2019
 3. Arts Commission - April 24, 2019
 4. Animal Control Commission - May 13, 2019
 5. Youth Commission - May 13, 2019
 6. Transactions and Use Tax Oversight Committee (TUTOC)
- II. Staff Informational Reports
 1. Water Conservation Phase IV Status Update
 2. OHV Park Update

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. City Council Minutes of December 18, 2018, January 15, 2019, February 5, 2019, and April 23, 2019**
Re: Considering approval of the draft minutes of December 18, 2018, January 15, 2019, February 5, 2019, and April 23, 2019.
- 2. Authorization to Repair Specialized Equipment - Waste Water Treatment Plant Aeration Blower #1**
Re: Considering authorization of the repair of specialized equipment by Piller for a do not exceed amount of \$25,201.
- 3. Authorization for Refuse Truck Turbo Repair**
Re: Considering approval of the refuse truck turbo repair by EM Tharp at a cost not to exceed \$16,359.
- 4. City Laboratory Annual Instruments Service Contracts**
Re: Considering approval of a one (1) year service contract with Agilent Technologies (\$11,100), and Thermo Electron North America LLC (\$10,689) for a total amount of \$21,789 for instrument technical support at the City laboratory.
- 5. Program Supplement No. F060 to the Administering Agency-State Agreement for Federal-Aid Projects No. 06-5122F15 – Purchase of Three (3) CNG Solid Waste Trucks**
Re: Considering adoption of the Resolution approving the Program Supplement for the purchase of three (3) CNG solid waste trucks.
- 6. Consideration of Amendment to Grants of Easements Agreement with Cornerstone Main Partners, L.P.**
Re: Consideration to approve the proposed Amended and Restated Grants of Easements between the City of Porterville and Cornerstone Main Partners, L.P.
- 7. Consideration of Retail Recruitment Service Agreement**
Re: Considering authorization to negotiate a contract with Buxton for retail recruitment and mobile visitor's insights solution and partner with Tule River Economic Development

Corporation (TREDC) in the contract.

8. Department of Finance Population Update

Re: Authorizing the signing of the request for the State certification for the City of Porterville, January 1, 2019, at a population of 60,260.

9. Consideration to Seek Funding for Mobility on Demand Services

Re: Consideration to adopt FTA's Integrated Mobility Innovation (IMI) goals and approval of draft Resolution to authorize staff to apply for IMI funding.

10. Request for Proclamation - First Southern Baptist Church of Porterville Day - July 8, 2019

Re: Consideration of a request to proclaim July 8, 2019, as "First Southern Baptist Church of Porterville Day."

11. Affirming City Council Vacancy Appointment Process and Proposed Timeline

Re: Considering the appointment process to fill the vacancy on City Council with the resignation of Vice Mayor Ward.

12. Status and Review of Declaration of Local Emergency

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

13. City Council Member Requested Agenda Item - Consider the Transactions and Use Tax Oversight Committee Composition Reflect District Representation

Re: Considering the Transactions and Use Tax Oversight Committee (TUTOC) composition reflect district representation.

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

PUBLIC HEARINGS

14. Consideration for a Conditional Use Permit for the Re-Establishment of White's Market and Request for a Type 20 Off-sale Beer and Wine License

Re: Consideration of a Resolution approving a Conditional Use Permit to allow for the sale of beer and wine at White's Market, and authorizing the Mayor to sign a Letter of Public Convenience or Necessity.

15. **Consideration for the Modification or Revocation of Modification No. 1 of Conditional Use Permit 8-74 for the New Porterville Rescue Mission**
Re: Consideration of Modification No. 1 to Conditional Use Permit 8-74 (“CUP”), to allow for a social services facility for the New Porterville Rescue Mission (“Mission”), located at 30 South A Street.

SCHEDULED MATTERS

16. **Consideration to Amend Federal Transit Administration Grant CA-90-Z116**
Re: Adopting a draft Resolution authorizing staff to amend the Federal Transit Administration grant CA-90-Z116, and move project funds from the engineering/design of a transit administration and maintenance facility to engineering/design of a battery-electric charging station and energy storage facility.
17. **2nd Progress Report - CA State Water Resources Control Board Grant Application for the Provision of Water to Akin Water Company - Phase 2**
Re: Receipt of update regarding CA State Water Resources Control Board Grant Application for the Provision of Water to Akin Water Company - Phase 2 and consideration of direction moving forward.
18. **Review of Draft Cannabis Dispensary Application, Potential Request for Proposal Process and Time Frame, and Fees**
Re: Consideration of a draft Request for Proposals process, application acceptance and approval processes, and potential proposed fees for cannabis dispensaries.
19. **Consider a Resolution of Support for H.R. 6: American Dream and Promise Act of 2019**
Re: Considering a Resolution of Support for H.R. 6, "American Dream and Promise Act of 2019."
20. **Consideration of Revisions to the City Council's Procedural Handbook**
Re: Considering approval of revisions to the City Council's Procedural Handbook.

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 June 4, 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.