

**CITY COUNCIL MINUTES
CITY HALL, 291 N. MAIN STREET
PORTERVILLE, CALIFORNIA
DECEMBER 4, 2018, 5:30 PM**

Called to Order at 5:31 p.m.

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

ORAL COMMUNICATIONS

None

CITY COUNCIL CLOSED SESSION:

A. Closed Session Pursuant to:

1 - Government Code Section 54956.8 – Conference with Real Property Negotiators/Property: 140 South C Street, Porterville, CA. Agency Negotiator: John Lollis. Negotiating Parties: City of Porterville and Porterville Unified School District. Under Negotiation: Terms and Price.

2 - Government Code Section 54957.6 – Conference with Labor Negotiator. Agency Negotiator: John Lollis. Employee Organizations: All Unrepresented Management Employees.

3 - Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation: John Duran v. City of Porterville, Tulare County Superior Court Case No. VCU271986.

4 - 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.

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

6:43 P.M. RECONVENED OPEN SESSION AND REPORTED ON REPORTABLE ACTION TAKEN IN CLOSED SESSION

City Attorney Lew reported that no reportable action had taken place in Closed Session.

Pledge of Allegiance Led by Council Member Cameron Hamilton

Invocation -- a moment of silence was observed.

PRESENTATIONS

Miss Porterville and Her Court

Outstanding Business - AgriCare

Employee of the Month - Sarah Weaver

Employee Service Awards

AB 1234 REPORTS

None

STAFF INFORMATIONAL REPORTS

- City Manager Lollis reported on Tulare County Board of Supervisor's action to affirm lease with Cornerstone Partners for development at Main Street and Olive Avenue.
- At the request of Council Member Hamilton, Administrative Services Director Hildreth reported that her daughter, Regan "The Frog" Hildreth, who swims competitively, was currently ranked in the top ten nationally in 50 yard and 100 yard Breaststroke.

ORAL COMMUNICATIONS

- Yesenia Tellis spoke in favor of dispensaries as a source of revenue that could benefit the City; and requested that the City put a measure to the vote of the people.

CONSENT CALENDAR

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

Council Member Monte Reyes noted a conflict pertaining to Item No. 5 and indicated that he would be abstaining from voting on that item.

COUNCIL ACTION: MOVED by Council Member Cameron Hamilton, SECONDED by Council Member Martha Flores that the City Council approve Items Nos. 1 through 8 with the noted abstention of Council Member Reyes from Item No. 5. The motion carried unanimously.

1. CITY COUNCIL MINUTES OF NOVEMBER 6, 2018

Recommendation: That the Council approve the draft Minutes of November 6, 2018.

Documentation: M.O. 01-120418

Disposition: Approved.

2. REQUEST AUTHORIZATION TO PURCHASE 5 ELECTRIC UTILITY VEHICLES FUNDED BY SAN JOAQUIN VALLEY AIR POLLUTION CONTROL DISTRICT GRANT

Recommendation: That the City Council:

1. Accept the grant award from the San Joaquin Valley Unified Air Pollution Control District and execute the Public Benefit Grants Program Funding Agreement; and
2. Authorize Staff to purchase 5 Alternative Fuel Utility Vehicles from Lawrence Tractor Co., Inc. in an amount not to exceed \$73,158.58.

Documentation: M.O. 02-120418

Disposition: Approved.

3. AWARD OF CONTRACT - COMPRESSED NATURAL GAS (CNG) REFUSE VEHICLES

Recommendation: That City Council:

1. Award the contract for two (2) new CNG Refuse Trucks in the amount of \$636,729.23 to E.M. Tharp;
2. Authorize the Finance Director to appropriate the additional Solid Waste Equipment Replacement Funds in the amount of \$83,729.23 to fully fund the project; and
3. Authorize payment upon satisfactory delivery of the equipment.

Documentation: M.O. 03-120418

Disposition: Approved.

4. AMENDMENT TO PATRICIA J. HAYES AGREEMENT FOR THE TRANSIT ELECTRIFICATION PROJECT

Recommendation: That the City Council:

1. Authorize the Mayor to execute Addendum No. 1 to Patricia J. Hayes Service Agreement at an agreed upon fee of \$43,150.18 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. 04-120418

Disposition: Approved.

5. AUTHORIZATION OF STREET CLOSURE FOR THE PORTERVILLE POLICE DEPARTMENT'S SANTA IN THE PARK EVENT

Recommendation: That the City Council authorize the street closure of Main Street between Thurman Avenue and Cleveland Avenue from 5:00 p.m. to 8:00 p.m. for the Porterville Police Department's Annual Santa in the Park event.

AYES: Flores, Hamilton, Ward, Stowe

NOES: None

ABSTAIN: Reyes

ABSENT: None

Documentation: M.O. 05-120418

Disposition: Approved.

6. AUTHORIZATION TO ADD CLERICAL ASSISTANT I POSITION WITHIN THE ADMINISTRATIVE SERVICES DEPARTMENT

Recommendation: That the City Council authorize a change in the City's Position Allocation Schedule to account for one additional Clerical Assistant I position within the Administrative Services Department to be funded out of the General Fund.

Documentation: M.O. 06-120418

Disposition: Approved.

7. CANCELLATION OF JANUARY 1, 2019, CITY COUNCIL MEETING

Recommendation: That the City Council cancel the January 1, 2019, City Council Meeting.

Documentation: M.O. 07-120418

Disposition: Approved.

8. 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.

Documentation: M.O. 08-120418

Disposition: Approved.

ORAL COMMUNICATIONS

None

OTHER MATTERS

- Council Member Flores spoke of her attendance at the Tulare Kings Hispanic Chamber of Commerce Awards and Installation Dinner, local award recipients, and her participation in the Children's Christmas Parade.
- Council Member Hamilton lauded the Children's Christmas Parade and congratulated Council Member Elect Daniel Peñaloza (District 1).
- Council Member Reyes spoke of his participation in the parade and expressed gratitude to the community for supporting the event.
- Council Member Hamilton playfully pointed out that the City Council had not yet been invited to ride the new ladder truck in the parade or otherwise.
- Vice Mayor Ward stated that he was disappointed that there was no bike race and that he was grateful for rain; congratulated Daniel Peñaloza for his election victory; and spoke of new Burton School District Superintendent Sergio Mendoza.
- Mayor Stowe spoke of his absence at the Christmas Parade, a basketball tournament named in his honor at Porterville College, and reminded everyone of the reason for the season. He

cautioned everyone to beware of black ice, and announced a City Council meeting on Monday.

- City Manager Lollis recognized Fire personnel who worked the Camp Fire; thanked Donnie Moore and Sarah Weaver for their efforts to organize the East Porterville Water Project employee appreciation dinner; spoke of upcoming Navigation Center meeting and 1st Friday Coffee; and extended an invitation to the City Employee Christmas Luncheon.

CLOSED SESSION

None

ADJOURNMENT

The Council adjourned at 7:20 p.m. to the meeting of December 10, 2018.


Luisa M. Zavala, Deputy City Clerk

SEAL


Martha A. Flores, Mayor

