



**CITY COUNCIL AGENDA
CITY HALL, 291 N. MAIN STREET
PORTERVILLE, CALIFORNIA
SEPTEMBER 3, 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 54956.8 – Conference with Real Property Negotiators/Property: APN: 260-060-012 and 260-050-004. Agency Negotiator: John Lollis. Negotiating Parties: City of Porterville and Walmart Stores, Inc. Under Negotiation: Terms and Price.
- 2** - Government Code Section 54956.8 – Conference with Real Property Negotiators/Property: APN: 253-011-016. Agency Negotiator: John Lollis. Negotiating Parties: City of Porterville and James Gregory Shelton. Under Negotiation: Terms and Price.
- 3** - Government Code Section 54956.8 – Conference with Real Property Negotiators/Property: APN: 253-160-033, 253-160-034, 261-125-001, 261-125-004 and 261-125-016. Agency Negotiator: John Lollis. Negotiating Parties: City of Porterville and James Gregory Shelton. Under Negotiation: Terms and Price.
- 4** - Government Code Section 54957.6 – Conference with Labor Negotiator. Agency Negotiator: John Lollis and Che Johnson. Employee Organization: Porterville City Firefighters Association.
- 5** - 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.
- 6** - Government Code Section 54956.9(d)(4) – Conference with Legal Counsel – Anticipated Litigation – Initiation of Litigation: One (1) case.

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

Pledge of Allegiance Led by Council Member Peñaloza.

Invocation

PROCLAMATIONS

Adult Literacy Awareness Month - September 2019

PRESENTATIONS

Employee of the Month - Gary Miller

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 - August 21, 2019
2. 2020 Census Committee Meeting - August 27, 2019
3. Tulare County Economic Development Corporation (TCEDC) - August 28, 2019
4. City Council Ad Hoc Committee - Provision of Local Water Services - August 28, 2019

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. **Renewal of Agreement with Kings/Tulare Area Agency on Aging**
Re: Consideration to approve the renewal of the Agreement with Kings/Tulare Area Agency on Aging.
2. **Acceptance of Project - Animal Shelter Asbestos Abatement Project**
Re: Consideration of Acceptance of Animal Shelter Asbestos Abatement Project, which removed hazardous materials in preparation for future construction.
3. **Acceptance of Project - Library, Fire Station and Airport Asbestos and Other Hazardous Materials Abatement Project**
Re: Consideration of Acceptance of Project for the abatement of asbestos and hazardous materials at the Library, Fire Station and Airport in preparation for future remodeling and painting.

4. **Approval of Transit Measure R Program Supplement to Cooperative Agreement for Fiscal Years 2018-2019 and 2019-2020**
Re: Considering approval of the Resolutions approving a Program Supplement to Cooperative Agreement for fiscal years 2018-2019 and 2019-2020, and to allow the City of Porterville Transit Program to continue receiving operating funds from Measure R to be utilized towards expansion routes.
5. **Authorization of Street Closure for Annual Zalud House Museum Pioneer Days & Rib Cook-Off**
Re: Considering approval of the temporary closure of Main Street between Morton and Mill Avenues; and Thurman and Cleveland Avenues between Division Street and the alley west of Second Street, for the Zalud House Museum Pioneer Days & Rib Cook-Off on October 12, 2019.
6. **Request for Proclamation - Constitution Week - September 17-23, 2019**
Re: Considering approval of a request to proclaim September 17-23, 2019, as "Constitution Week."
7. **Authorization for City Council Member Out-of-State Travel**
Re: Considering authorization of out-of-state travel by Council Member Peñaloza to attend the One Water Summit in Austin, Texas on September 18-20, 2019.
8. **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

9. **Consideration of Modification No. 1 to Conditional Use Permit 11-2005 for the Target Department Store**
Re: Consideration to adopt draft Resolution approving Modification No. 1 to Conditional Use Permit (PRC 2019-028-C) at the Target Department Store located at 1363 W. Henderson Avenue.
10. **2018-2019 Consolidated Annual Performance Evaluation Report**
Re: Consideration of the 2018-2019 Consolidated Annual Performance Evaluation Report; and authorizing its submission to the Department of Housing and Urban Development.

SCHEDULED MATTERS

11. **Consideration of Appointment to Animal Control Commission**

Re: Considering the appointment of an individual to fill the vacancy on the Commission for a term to expire in September 2020.

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 September 17, 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.