



**CITY COUNCIL AGENDA
CITY HALL, 291 N. MAIN STREET
PORTERVILLE, CALIFORNIA
APRIL 7, 2020, 5:30 PM**

Pursuant to Executive Order N-29-20, signed by Governor Newsom on March 17, 2020, and in an effort to protect public health and slow the rate of transmission of COVID-19, the City of Porterville is allowing for and encouraging electronic public participation at City Council Meetings. Until further notice, Porterville City Council Meetings will be livestreamed on YouTube at <https://www.youtube.com/channel/UC5KuhSrNMNL9nwHJVtnJvvA>. Public comments may be submitted to CouncilMeetingComments@ci.porterville.ca.us and will be read aloud for Council consideration during Oral Communications or during any public hearings as applicable. Members of the public are encouraged to submit comments prior to 6:30 p.m., Tuesday, April 7, 2020, to participate in said meeting. Staff will periodically check for any emails that may have been submitted after 6:30 p.m., however it is not guaranteed that those emails will be read prior to Council action. Please direct any questions to the Office of City Clerk, 559-782-7464.

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. Employee Organizations: Unrepresented Management Employees.
- 2 - Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation: Ramon Vargas v. City of Porterville, Tulare County Superior Court Case No. 282443.
- 3 - Government Code Section 54956.9(d)(3) – Conference with Legal Counsel – Anticipated Litigation – Significant Exposure to Litigation: Three (3) cases in which facts are not yet known to potential plaintiff.
- 4 - 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 Mayor Martha A. Flores

Invocation

PRESENTATIONS

Chamber of Commerce Quarterly Report

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.

AB 1234 REPORTS

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

1. San Joaquin Valley Air Pollution Control District (SJVAPCD) Governing Board - March 19, 2020
2. Tulare County Mayor's COVID-19 Meeting - March 20, 2020
3. Tulare County Economic Development Corporation (TCEDC) - March 25, 2020
4. Tulare County Task Force on Homelessness - March 30, 2020
5. Local Agency Formation Commission (LAFCO) - April 1, 2020

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. **Purchase of Personal Protective Equipment for Structural Firefighting**
Re: Consideration to authorize the purchase of twenty-two (22) sets of Personal Protective Equipment (PPE) from L.N. Curtis at a cost of \$52,997.18.
2. **Station 73 Air Conditioner Compressor Replacement**
Re: Consideration to authorize the Fire Chief to negotiate with the lowest responsive bidder and approve the necessary repairs to the HVAC unit located at 980 S. Jaye Street (Station 73).
3. **Acquisition of Replacement Communication Radios for all Sworn Personnel**
Re: Consideration to authorize the purchase of communication radios from Cook's Communications for a total cost of \$60,524.88.
4. **Authorization to Purchase Specialized Parts for Dewatering Equipment**
Re: Consideration to request authorization to purchase replacement of wear and tear parts on the Huber screw press at the Waste Water Treatment Facility in an amount up to \$23,057.12, which includes the repair parts, freight, taxes and a ten percent (10%) contingency.
5. **Authorization to Repair Refuse Truck**

Re: Consideration to authorize refuse truck repair by E.M Tharp at a cost not to exceed \$29,921.34.

6. **Bid Results - Public Safety Building Storage Buildings and Painting of Fire Station 71**
Re: Consideration to reject all bids; adopt the draft Resolution authorizing the procurement of bids through an open market process; authorize staff to negotiate and execute contracts at an amount no to exceed \$36,000; and authorize staff to make payments up to 100% upon satisfactory completion of all work.
7. **Approval of Measure R Program Supplement to Cooperative Agreement - Environmental Clearance for the Butterfield Corridor Project**
Re: Consideration to approve the draft Resolution in support of the Program Supplement to the Cooperative Agreement.
8. **Addendum No. 1 to 4Creeks Villa Street Reconstruction Service Agreement**
Re: Consideration to authorize the approval of Addendum No. 1 to 4Creeks, Inc. Service Agreement at an agreed upon fee of \$51,900 to include recycled water pipe and box culvert bridge design.
9. **Airport Lease Agreement - Skydive Elsinore, LLC**
Re: Considering approval of the Lease Agreement for the operation of professional skydive and parachuting training facilities at the Porterville Municipal Airport, between the City of Porterville and Skydive Elsinore, LLC..
10. **Consideration of an Amendment to the Lease of 466 E. Putnam Avenue to Allow Use of a Cargo Container**
Re: Consideration to authorize the tenant of 466 E. Putnam Avenue to proceed with a long-term cargo container permit for one (1) cargo container.
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 21, 2020, to consider the transition from Phase IV to Phase III of the City's Water Conservation Plan.
12. **Transit Service Modifications**
Re: Consideration to approve the implementation of Phase 1 - Transit Service Modifications; implement temporary COVID-19 service reductions for fixed route service; start TransPort microtransit service; approve a Transport one-way per rider fare; operate the Transport service during the proposed hours; and authorize the City Manager's discretion and independent authority to approve further service modifications if needed.
13. **Authorization to Initiate a Proposition 218 Vote Regarding the Formation of a Landscape Maintenance District for the Chelsea Glen Subdivision**
Re: Consideration to adopt draft Resolution and set a Public Hearing for June 2, 2020 regarding the Engineer's Report and proposed assessment for Chelsea Glen.
14. **Status and Review of Local Emergency: Drought**
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

- 15. Approval of a Conditional Use Permit for The Pub restaurant**
Re: Consideration to adopt draft Resolution approving the Conditional Use Permit (PRC 2019-016-C) for The Pub restaurant.
- 16. Central Mutual Water Company Consolidation and Associated Entitlements**
Re: Consideration to open the Public Hearing, accept comments, and continue the Public Hearing to the regularly scheduled meeting of April 21, 2020.
- 17. Administrative Hearing for a Special Assessment on 472 N. Villa Street**
Re: Consideration to remove the item from the Agenda, due to pending litigation.

SCHEDULED MATTERS

- 18. Status and Review of Proclamation of Local Emergency: COVID-19**
Re: Considering approval of the continuation of the Proclamation of Local Emergency due to COVID-19.

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 21, 2020.

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.