



**CITY COUNCIL AGENDA
CITY HALL, 291 N. MAIN STREET
PORTERVILLE, CALIFORNIA
APRIL 21, 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 21, 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 54956.8 – Conference with Real Property
Negotiators/Property: APN: 253-186-007. Agency Negotiator: John Lollis. Negotiating Parties: City of Porterville and Harold W. Lansford and Zelma Q. Lansford, Trustees of the Lansford Family Trust Dated December 13, 1994. Under Negotiation: Terms and Price.
- 2** - Government Code Section 54956.8 – Conference with Real Property
Negotiators/Property: 518 Union Avenue, Porterville, CA. Agency Negotiator: John Lollis. Negotiating Parties: City of Porterville and Mosa Almontaser. Under Negotiation: Terms and Price.
- 3** - Government Code Section 54957.6 – Conference with Labor Negotiator. Agency Negotiator: John Lollis. Employee Organizations: Unrepresented Management Employees.
- 4** - Government Code Section 54956.9(d)(3) – Conference with Legal Counsel – Anticipated Litigation – Significant Exposure to Litigation: One (1) case regarding April 15, 2020, correspondence received from Patrick Greene concerning the cross at Murry Park; and two (2) cases in which facts are not yet known to potential plaintiffs.

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

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

Pledge of Allegiance Led by Vice Mayor Reyes
Invocation

REPORTS

This is the time for all committee/commission/board reports; subcommittee reports; and staff informational items.

City Commission and Committee Meetings

1. No City Commission or Committees Meetings have been held due to the COVID-19 crisis.

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 - April 15, 2020
2. San Joaquin Valley Air Pollution Control District (SJVAPCD) Governing Board - April 16, 2020
3. Tulare County Association of Governments (TCAG) / TCAG Transportation Authority - April 20, 2020

Staff Informational Reports

Water Conservation Phase IV Status Update
Proclamation Acceptance and Issuance 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.

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. **Request for Approval to Purchase Sophos Endpoint Advanced with Intercept X**
Re: Consideration to approve the purchase of Sophos Endpoint Advanced with Intercept X from GovConnection, Inc. for three (3) years at a cost of \$22,778.91 plus the applicable sales tax.
2. **Approve Amendment No. 1 to Federal Transit Administration Award CA-90-Z116-00 and Authorize the Purchase of Transit Vehicles**
Re: Considering approval of a draft Resolution authorizing staff to prepare and submit an amendment to FTA Grant Award CA-90-Z116; authorize the purchase of nine (9) Braun Class D vehicles from Creative Bus Sales in an amount not to exceed \$455,577.03; and authorizing the purchase of 2-ways radios, vehicle wraps and labeling, and fare system equipment in an amount not to exceed \$44,422.97.
3. **Authorization for Repair of Streets Loader**
Re: Authorization to purchase a replacement front axle for the Streets Division loader at a cost not to exceed \$31,424.
4. **Authorization to Repair City Wells No. 17 and No.18**
Re: Considering approval for repair of City Wells 17 and 18, with an initiation of a Purchase Order and payment to Mario Sagredo Electrical in an amount not to exceed \$26,660.
5. **Acceptance of project - Two (2) Compressed Natural Gas (CNG) Refuse Trucks**
Re: Consideration to accept the project as complete for the acceptance of the two (2) Compressed Natural Gas (CNG) Refuse Trucks.
6. **Acceptance of Project - Demolition of the City Library Located at 41 W Thurman Avenue**
Re: Considering acceptance of project from Bowen Engineering & Environmental; authorize the filing of the Notice of Completion for the project consisting of demolition of the City Library located at 41 W. Thurman Avenue; and reallocate the remaining monies from the demolition and authorize an additional \$1,538.11 of the insurance proceeds for the installing of seven (7) foot tall fencing meeting the Downtown Design Guidelines.
7. **Authorization to Execute Consultant Agreement - Engineering Services for Pavement Management Update Implementation & Asset Management Development**
Re: Consideration to execute the Consultant Service Agreement, upon approval by the City Attorney, with IMS in the amount not to exceed \$399,295.
8. **Approval of SB1 Project List for Fiscal Year 2020/2021**
Re: Consideration to approve draft Resolution for the SB1 project list for Fiscal Year 2020/21; and authorize staff to submit the project list package to the California Transportation Commission to secure the City's FY 2020/2021 Road Maintenance and Rehabilitation Account (RMRA) appointment.
9. **Amendment to Employee Pay & Benefit Plan - Unrepresented Management Employees within the Fire Department**
Re: Consideration approval of the draft Resolution amending the Employee Pay & Benefit Plan for Unrepresented Fire Department personnel.
10. **Status and Review of Local Emergency: Drought**
Re: Considering approval of the continuance of the Declaration of Local Emergency.

ADMINISTRATIVE HEARINGS

- 11. Appeal of Zoning Administrator Determination 2020-001 - Authentic Porterville**
Re: Consideration of the appeal consistent with the Request for Proposals for a Cannabis Business Operating Permit for Retail Dispensary.

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

PUBLIC HEARINGS

- 12. Central Mutual Water Company Consolidation and Associated Entitlements**
Re: Consideration to resume the Public Hearing from April 7, 2020 City Council meeting; adopt draft Resolution approving the Mitigated Negative Declaration; adopt draft Resolution to approve Annexation 484, including an amendment to the Urban Development Boundary; and adopt draft Resolution establishing an agreement to consolidate the Central Mutual Water Company.
- 13. Adoption of the 2020 Five-Year Consolidated Plan and 2019-2020 Action Plan for Investment of Community Development Block Grant (CDBG) Entitlement Funds**
Re: Consideration to conduct a Public Hearing on the proposed 2020 Five-Year Consolidated Plan and 2020/21 Action Plan; and adopt the draft Resolution approving the 2020 Five-Year Consolidated Plan and 2020/21 Action Plan.
- 14. Public Hearing to Consider Transitioning Into Phase III of the City's Water Conservation Plan**
Re: Consideration of the transition from Phase IV to Phase III of the City's Water Conservation Plan.

SCHEDULED MATTERS

- 15. Federal CARES Act Community Development Block Grant (CDBG) Funding Options**
Re: Consideration to receive direction from the City Council on the use of the CDBG-CV grant.
- 16. 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 May 5, 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.