



**CITY COUNCIL AGENDA
CITY HALL, 291 N. MAIN STREET
PORTERVILLE, CALIFORNIA
JUNE 2, 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, June 2, 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 54956.95 – Liability Claim: Claimant: Ruben Raya. Agency claimed against: City of Porterville.
- 2 - Government Code Section 54956.9(d) (3) – Conference with Legal Counsel – Anticipated Litigation – Significant Exposure to Litigation: Two cases in which facts are not yet known to potential plaintiff.
- 3 - Government Code Section 54956.9(d)(4) – Conference with Legal Counsel – Anticipated Litigation – Initiation of Litigation: Four cases.
- 4 - Government Code Section 54957 -- Public Employee Performance Evaluation -- Title: City Manager.
- 5 - Government Code Section 54957 -- Public Employee Performance Evaluation -- Title: City Attorney.

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

Pledge of Allegiance Led by Mayor Flores
Invocation

PRESENTATIONS

Economic Development Corporation Presentation

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.

REPORTS

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

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 - May 20, 2020
2. San Joaquin Valley Air Pollution Control District (SJVAPCD) Governing Board - May 21, 2020
3. County Mayor's Meeting - May 21, 2020
4. Council of Cities - May 22, 2020
5. Tulare County Economic Development Corp. (TCEDC) - May 27, 2020
6. PAADA Ad Hoc Committee Meeting - May 27, 2020

Staff Informational Reports

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. Authorization to Purchase PPE Extractor

Re: Consideration to authorize the purchase of an extractor from Taylor Houseman in the amount of \$11,290.81.

2. **Authorization to Purchase Thermal Situational Awareness Cameras**
Re: Consideration to authorize the purchase of 46 Thermal Imaging Cameras in the amount of \$30,399.75.
3. **Authorization to Purchase Police Equipment Vests**
Re: Consideration to authorize the Police Department to enter negotiations to purchase sixty-four (64) police equipment vests in the amount of \$35,160.40.
4. **Laboratory Instrument Service Contracts**
Re: Considering approval of a one year service contract with Agilent Technologies (\$8,304), and Thermo Electron North America LLC (\$11,224) for a total amount of \$19,528 for instrument technical support at the City laboratory.
5. **Authorization to Rent Equipment for Investigative and Explorative Work at the Former JC Penney Location**
Re: Consideration to approve staff to move forward with the removal of the wood deck, concrete, and silt from the former JC Penny location for investigative purposes at a cost not to exceed \$278,300.
6. **Authorization to Advertise for Bids - Thurman Avenue and Third Street Storm Drain Project**
Re: Consideration to approve staff's recommended Plans and Project Manual for the project consisting of construction of approximately 1500 lineal feet of storm drain piping, connection to existing storm drain manholes, construction of new storm drain manholes, trench patching, and related appurtenances at Thurman Ave and Third Street.
7. **Reimbursement for the Construction of Water and Storm Drain Master Plan Improvements for the Summit Estates Two, Phase Two Subdivision - Smee Homes, Inc.**
Re: Consideration to accept the water and storm drain master plan improvements related to the new Summit Estates Two, Phase Two subdivision for maintenance; and approve reimbursement to Smee Homes, Inc. in the amount of \$260,882.82.
8. **State Homeland Security Subaward Agreement FY 2019**
Re: Consideration to authorize the signing of the subaward agreement; and to accept the \$8,000 award of grant funds for the purchase of mobile data terminals for the Fire Department.
9. **Authorization to Submit Project Proposal for the Helping Obtain Prosperity for Everyone (HOPE) Program**
Re: Consideration to approve a draft Resolution authorizing submittal of an application for grant funding under the Federal Transit Administration's HOPE Program; and to approve

the \$37,500 in existing STA and LTF funds as matching local funds for the grant.

- 10. Approval of Resolution Authorizing the Finance Director to Execute the CARES Act Airport Grants Agreement for the Porterville Municipal Airport**
Re: Consideration to approve draft Resolution authorizing the Finance Director to execute the CARES Act Airport Grants Agreement for the Porterville Municipal Airport.
- 11. Approval of Commitment of Library Fire Insurance Funds**
Re: Consideration to approve the draft Resolution authorizing the commitment of insurance proceeds from the loss of the city library for the reimbursement of expenditures.
- 12. 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

- 13. Proposition 218 Vote Regarding the Formation of a Landscape and Lighting Maintenance District for the Chelsea Glen Subdivision**
Re: Consideration of a draft Resolution approving the Engineer's Report, diagram, and assessment method on the formation of Landscape and Lightning Maintenance District Number 47, pending tabulation results of affirmative approval.
- 14. Substantial Amendment to the CDBG 5-Year Consolidated Plan (2015/16-2019/20), Citizens Participation Plans, and Annual Action Plans (2019/20 and 2020/21), for the CARES Act and Authorization of use of regulatory waivers and flexibilities**
Re: Consideration to hold a Public Hearing to receive comment; approve use of Regulatory CDBG and HOME waivers submitted to HUD; and adopt the draft Resolution approving the Amended 5-Year Consolidated Plan (2015/16-2019/20, the Citizens Participation Plans, and Annual Action Plans (2019/20 and 2020/21).

SECOND READINGS

- 15. Second Reading - Ordinance No. 1870 - Repealing and Replacing Series 400 of the Porterville Development Code**
Re: Giving second reading of Ordinance 1870, repealing and replacing Series 400 of the Porterville Development Code to correct inconsistencies and ambiguities.
- 16. Second Reading - Ordinance No. 1871 -Amending the Porterville Development Ordinance to Amend Section 300.03, Fences and Freestanding Walls**
Re: Giving second reading of Ordinance 1871, amending the Porterville Development Ordinance to amend Section 300.03, Fences and Freestanding Walls.

17. **Second Reading - Ordinance No. 1872 - Repealing Ordinance 1563, Amending Section 20-1.2 and Removing Section 20-58 of the Porterville Municipal Code**
Re: Giving second reading of Ordinance 1872, repealing Ordinance 1563, Amending Section 20-1.2 and removing Section 20-58 of the Porterville Municipal Code Relating to Public Right of Way Encroachment Agreements for Fences.
18. **Second Reading - Ordinance No. 1873 - Amending the Porterville Development Ordinance to Amend Series 700**
Re: Giving second reading of Ordinance 1873, amending the Porterville Development Ordinance to amend Series 700 to add Community Development Director and Engineering and Project Management Director to General Terms and Definitions.

SCHEDULED MATTERS

19. **Consideration of Proposed Fiscal Year 2020-2021 Budget Process and Setting of Date for Public Hearing**
Re: Consideration of the proposed Fiscal Year 2020-2021 Budget process and the scheduling of a Public Hearing on the proposed Budget for Tuesday, June 16, 2020.
20. **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 June 16, 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.