



**CITY COUNCIL AGENDA
CITY HALL, 291 N. MAIN STREET
PORTERVILLE, CALIFORNIA
MARCH 16, 2021, 5:30 PM**

The City of Porterville City Council will hold a Regular Meeting on March 16, 2021 via live stream only. No physical meeting address will be provided and said meeting will be conducted remotely.

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 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, March 16, 2021, to participate in this meeting. Staff will periodically check for 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.

Alternatively, this meeting will also be available via Zoom using the following information

Topic: City Council Meeting of March 16, 2021

Please use the following link below to join the webinar:

<https://zoom.us/j/97040844183?pwd=VHBnOXlidmtXRk94emgwTmprWlorQT09>

Or via Telephone: **1-669-900-6833** Webinar ID: **970 4084 4183** Passcode: **684213**

Please direct any questions to the Office of City Clerk at 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: 42 South Plano Street, Porterville, CA. Agency Negotiator: John Lollis. Negotiating Parties: City of Porterville and Barn Theater. Under Negotiation:

Terms and Price.

- 2 - Government Code Section 54956.8 – Conference with Real Property Negotiators/Property: 38 East Cleveland Avenue, Porterville, CA. Agency Negotiator: John Lollis. Negotiating Parties: City of Porterville and Pacheco Mary (TR) (P Bypass TR). Under Negotiation: Terms and Price.
- 3 - Government Code Section 54957.6 – Conference with Labor Negotiator. Agency Negotiator: John Lollis and Patrice Hildreth. Employee Organizations: Management & Confidential Series; Porterville Peace Officers Association; Porterville City Employees Association; Public Safety Support Unit; Porterville City Firefighters Association; Fire Officer Series; and all unrepresented management employees.
- 4 - Government Code Section 54956.95 – Liability Claim: Claimant: State Farm Insurance as Subrogee of Enrique Vasquez. Agency claimed against: City of Porterville.
- 5 - Government Code Section 54956.9(d)(3) – Conference with Legal Counsel – Anticipated Litigation – Significant Exposure to Litigation: Five cases 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 case.

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

Pledge of Allegiance Led by Council Member Stowe
Invocation

PRESENTATIONS

ORAL COMMUNICATIONS

This is the opportunity to address the Council on any matter of interest, whether on the agenda or not. 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. Local Initiatives Navigation Center Committee (LINC) - March 3, 2021
- 2. Eastern Tule Groundwater Sustainability Agency - March 4, 2021
- 3. City Council Cannabis Ad Hoc Committee - March 8, 2021
- 4. Tulare County Water Commission - March 8, 2021
- 5. Tulare County Association of Governments (TCAG) Regional Transportation Public Participation Plan - March 11, 2021

6. Library Facility Planning Committee - March 12, 2021
7. Tulare County Association of Governments (TCAG)/ Tulare County Transportation Authority (TCTA) - March 15, 2021
8. Tulare County Regional Transit Agency - March 15, 2021

REPORTS

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

- I. City Commission and Committee Meetings
 1. Parks & Leisure Services Commission
 2. Library & Literacy Commission
 3. Arts Commission
 4. Animal Control Commission
 5. Youth Commission
 6. Transactions and Use Tax Oversight Committee (TUTOC)
- II. Staff Informational Reports
 1. Water Conservation Phase IV Status Update

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. **City Council Minutes of January 19, 2021, and February 2, 2021.**
Re: Considering approval of the City Council Meeting draft Minutes of January 19, 2021, and February 2, 2021.
2. **Authorization for Police Vehicle Repairs**
Re: Consideration to authorize repairs by Milinich Body Works to the 2013 Dodge Charger (Unit #3328) and Porterville Collision Center to the 2014 Dodge Charger (Unit #3334) for an estimated total cost of \$28,203.74.
3. **Authorization for Repair of Specialized Equipment**
Re: Considering approval of the repairs to the Sewer Vactor Truck by Haaker Equipment Co. at a cost not to exceed \$16,442.
4. **Acceptance of Subdivision Improvements - 4th Street Apartments, Phase 2 (Jason**

Moyes - Smee Homes, Inc.)

Re: Considering acceptance of public improvements, including those related to the Landscape & Lighting District of the 4th Street Apartments, Phase 2 Subdivision for maintenance; and authorizing the filing of the Notice of Completion.

5. Airport Lease Agreement - Lot No. 61C

Re: Considering approval of the Lease Agreement for Lot 61C between the City of Porterville and Don Lewis.

6. Consideration of Funding for Management Contract for Mighty 190 Website and Social Media

Re: Consideration to adopt draft Resolution approving the appropriation of up to \$15,000 from the City Council's Special Purposes Reserve Fund and approve the contract with Rethought Reborn Media to administer the Mighty 190 website and social media pages for one year at a cost of \$2,940.

7. Addendum No.2 to License and Development Agreement Between the City of Porterville and Tulare County Junior Livestock Show and Community Fair

Re: Consideration of the Council to ratify its action to approve Addendum No.2 to License and Development Agreement Between the City of Porterville and Tulare County Junior Livestock Show and Community Fair.

8. Approval of Amendment 1 to the San Joaquin Valley Air Pollution Control District Memorandum of Understanding for Grant Administration Services.

Re: Considering approval of Amendment 1 to the Memorandum of Understanding between the San Joaquin Valley Unified Air Pollution Control District and the City of Porterville for grant administration services.

9. City Council Member Requested Agenda Item - Consider the Scheduling of a Study Session to Consider the Agreement Between the City and the Porterville Chamber of Commerce and Establish Mutual Goals and Objectives

Re: Consideration of a request to consider the scheduling of a Study Session to consider the Agreement between the City and Porterville Chamber of Commerce and establish mutual goals and objectives.

10. 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

11. Permanent Local Housing Allocation (PLHA) Plan Amendment & RFP Award

Re: Consideration for Permanent Local Housing Allocation (PLHA) Plan Amendment & RFP Award.

SCHEDULED MATTERS

- 12. Authorization of 2X Promotions OHV Park Races with Overnight Camping**
Re: Consider to approve the OHV Park Races on April 3-4, 2021 & April 10-11, 2021; and approve overnight camping for both weekends.
- 13. Draft Fireworks Ordinance**
Re: Consideration to consider the prosed language and provide direction for the Draft Fireworks Ordinance.
- 14. Consideration of Parcels without Street Frontage**
Re: Consideration to provide direction on amending Series 400 of the Porterville Development Ordinance in regards to creation of lots without street frontage.
- 15. Community Cleanup Event Volunteer Guidelines**
Re: Consider draft guidelines for community cleanup event volunteers.
- 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 April 6, 2021.

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.