



**AMENDED CITY COUNCIL AGENDA
CITY HALL, 291 N. MAIN STREET
PORTERVILLE, CALIFORNIA
MAY 4, 2021, 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 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, May 4, 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 May 4th, 2021

Please use the following link below to join the webinar:

<https://zoom.us/j/97157841354?pwd=MHIUYmJ2WnBJSFFxSTY2ZTA1UzFjZz09>

Or via Telephone: **1-669-900-6833** Webinar ID: **971 5784 1354** Passcode: **271250**

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: 256 E. Orange Avenue, Porterville, CA and APN 261-150-057. Agency Negotiator: John Lollis. Negotiating Parties: City of Porterville and Porterville Unified School District. Under Negotiation: Terms and Price.

2 - Government Code Section 54956.8 – Conference with Real Property Negotiators/Property: 645 N. Prospect Street, Porterville, CA. Agency Negotiator: John

Lollis. Negotiating Parties: City of Porterville and Porterville Unified School District. Under Negotiation: Terms and Price.

3 - Government Code Section 54956.8 – Conference with Real Property Negotiators/Property: 38 E. 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.

4 - Government Code Section 54956.8 – Conference with Real Property Negotiators/Property: APNs: 253-160-059 and 261-130-002. Agency Negotiator: John Lollis. Negotiating Parties: City of Porterville and State of California-Military. Under Negotiation: Terms and Price.

5 - Government Code Section 54956.8 – Conference with Real Property Negotiators/Property: 42 S. Plano Street, Porterville, CA. Agency Negotiator: John Lollis. Negotiating Parties: City of Porterville and Barn Theatre. Under Negotiation: Terms and Price.

6 - Government Code Section 54957.6 – Conference with Labor Negotiator. Agency Negotiator: John Lollis and Patrice Hildreth. Employee Organizations: Management and Confidential Series, Porterville Peace Officers Association, Public Safety Support Unit, Porterville City Employees Association, Porterville City Firefighters Association, Fire Officers Series, and all unrepresented management employees.

7 - Government Code Section 54957 -- Public Employee Performance Evaluation -- Title: City Attorney.

8 - Government Code Section 54957.6 – Conference with Labor Negotiator. Agency Negotiator: Mayor Monte Reyes and City Manager John Lollis. Employee: City Attorney.

9 - Government Code Section 54957 -- Public Employee Performance Evaluation -- Title: City Manager.

10 - Government Code Section 54957.6 – Conference with Labor Negotiator. Agency Negotiator: Mayor Monte Reyes and City Attorney Julia Lew. Employee: City Manager.

11 - Government Code Section 54956.9(d)(3) – Conference with Legal Counsel – Anticipated Litigation – Significant Exposure to Litigation: Three cases in which facts are not yet known to potential plaintiff.

12 - 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

Tulare County Economic Development Corporation
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. Tulare County Task Force on Homelessness - April 21, 2021
2. Porterville Area Airport Development Corporation (PAADA) - April 22, 2021
3. Governor's Office of External Affairs - April 26, 2021
4. City Council COVID-19 Ad Hoc Committee - April 27, 2021
5. Tulare County Association of Governments (TCAG) - Sustainable Corridor Committee - April 29, 2021
6. Library Facility Planning Committee - April 29, 2021
7. Tulare County Economic Development Corp. (TCEDC) Economic Summit - April 30, 2021

REPORTS

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

Staff Informational Reports

Proclamation Acceptance and Issuance Report
Charitable Car Washes Quarterly Report - 2021 Calendar Year
OHV Park Quarterly Report FY 2020-21 (January - March 2021)
Golf Course Quarterly Report FY 2020-21 (January - March 2021)
Code Enforcement Quarterly Report FY 2020-2021 (January - March 2021)
City Council Member Board Appointments Attendance Quarterly Report FY 2020-2021 (January - March 2021)
Building Permit Activity Quarterly Report FY 2020-21 (January - March 2021)
Street Performance Measure Quarterly Report FY 2020-2021 (January - March 2021)

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 April 6, 2021 and April 20, 2021.**
Re: Considering approval of the City Council draft Minutes of April 6, 2021 and April 20, 2021.
2. **Purchase and Installation of Communications Equipment**
Re: Consideration to authorize the purchase of communication equipment for a Battalion Chief Command Vehicle in the amount of \$10,441.24.
3. **Authorization to Purchase of Police Department Ammunition**
Re: Consideration to authorize the purchase of Police Department ammunition from Dooley Enterprises, Inc. in the amount of \$36,709.30.
4. **Authorization to Repair City Well No. 33**
Re: Authorization to purchase a replacement Well Motor for City Well No. 33, in an amount not to exceed \$21,332.
5. **Authorization for Repair of Loader**
Re: Authorization to purchase a replacement front axle for the Water Department Loader by Pape Machinery, at a cost not to exceed \$10,501.
6. **Reimbursement for Villa Street Improvements - Nupchi Xo'Oy Development**
Re: Consideration to accept the transportation and utility improvements along Villa Street related to the Nupchi Xo'Oy development; and approve reimbursement to Self-Help Enterprises in the amount of \$408,294.69.
7. **Approval of Amendment and Novation Agreement with Municipal Resource Consultants and MuniServices, LLC**
Re: Consideration to approve the amendment and novation agreement with Municipal Resource Consultants and MuniServices, LLC; and approve the draft Resolution designating MuniServices, LLC to examine the sales or transactions and use tax records of the CDTFA pertaining to those taxes collected for the City by CDTFA.
8. **Quarterly Investment Portfolio Summary Report**
Re: Councils acceptance of the Quarterly Investment Portfolio Summary Report.
9. **Financial Status Reports**
Re: Consideration to accept the financial status reports.
10. **Status and Review of Local Emergency: Drought**
Re: Considering approval of the continuance of the Declaration of Local Emergency.

SECOND READINGS

11. **Second Reading - Ordinance No. 1882 - Amending and Restating Article II of Chapter 12 of the Porterville Municipal Code Related to Fireworks**
Re: Giving Second Reading of Ordinance 1882, amending and restating Article II of Chapter 12 of the Porterville Municipal Code.
12. **Second Reading - Ordinance No. 1883 - Amending Chapter 1 Sections 1-9 and 1-10, and Amending Chapter 2 Article XIV, of the Porterville Municipal Code**
Re: Giving second reading of Ordinance 1883, amending Chapter 1 Sections 1-9 and 1-10, and amending Chapter 2 Article XIV, of the Porterville Municipal Code.

SCHEDULED MATTERS

13. **Community Civic Event - 2nd Dose COVID Vaccination Clinic - Tulare County Department of Public Health - May 10 - 12, 2021**
Re: Considering approval of an event to take place at the Porterville Fairgrounds, beginning on Monday, May 10, 2021 through Wednesday, May 12, 2021, from 12 p.m. to 7 p.m.
14. **Community Civic Event - Cars under the Stars Drive-in Movie Night - Porterville Chamber of Commerce - May 22, 2021, June 26, 2021, July 24, 2021 and August 28, 2021**
Re: Considering approval of an event to take place at the Porterville Sports Complex on the fourth Saturday of each month, beginning in May and ending in August, 2021, from 4:00 pm to 11:00 pm.
15. **Consider a Letter of Support for Assembly Bill 1180 (Mathis); Local Governments: Surplus Land: Tribes**
Re: Considering a Letter of Support for Assembly Bill 1180 (Mathis); Local Governments: Surplus Land: Tribes.
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 18, 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.