



**CITY COUNCIL AGENDA
CITY HALL, 291 N. MAIN STREET
PORTERVILLE, CALIFORNIA
AUGUST 3, 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, August 3, 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 August 3, 2021

Please use the following link below to join the webinar:

<https://us06web.zoom.us/j/84319376826?pwd=TE91NzN0ajc4c0ppUis2S3lCUTZPQT09>

Or via Telephone: **1-669-900-6833** Webinar ID: **843 1937 6826** Passcode: **101217**

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: APN: 302-110-032. Agency Negotiator: John Lollis and Jason Ridenour. Negotiating Parties: City of Porterville and SV Farms, LLC. Under Negotiation: Terms and Price.

2 - Government Code Section 54957.6 – Conference with Labor Negotiator. Agency Negotiator: John Lollis and Patrice Hildreth. Employee Organizations: Porterville Peace

Officers Association; Porterville City Firefighters Association, and all unrepresented management employees.

3 - Government Code Section 54956.95 – Liability Claim: Claimant: Irene Perez. Agency claimed against: City of Porterville.

4 - Government Code Section 54956.9(d)(3) – Conference with Legal Counsel – Anticipated Litigation – Significant Exposure to Litigation: Four (4) cases in which facts are not yet known to potential plaintiff.

5 - 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 Mayor Reyes

Invocation

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. Local Initiatives Navigation Center Committee (LINC) - July 7, 2021
2. Tulare County Task Force on Homelessness - July 21, 2021
3. Library Facility Planning Committee - July 22, 2021
4. Internal Audit Committee - July 26, 2021

REPORTS

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

Staff Informational Reports

Charitable Car Washes Quarterly Report - 2021 Calendar Year

Code Enforcement - Fourth Quarter Report FY 2020-2021 (April - June)

Golf Course - Fourth Quarter Report - FY 2020-2021 (April - June)
OHV Park - Fourth Quarter Report - FY 2020-2021 (April - June)
Street Performance Measure Quarterly Report FY 2020-2021 (April - June)
Building Permit Activity Quarterly Report FY 2020-2021 (April - June)
City Council Member Board Appointments Attendance Quarterly Report FY 2020-2021 (April - June)
City Commission and Committee Attendance Quarterly Report FY 2020-2021 (April - June)
Zalud House Donation

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 July 20, 2021**
Re: Considering approval of the City Council draft Minutes of July 20, 2021.
2. **Authorization to Repair Refuse Truck**
Re: Consideration to authorize refuse truck repair by E. M. Tharp/American Truck Parts at a cost not to exceed \$9,320.82.
3. **Authorization for Police Vehicle Repairs**
Re: Consideration to authorize revised payment amount for repairs by Porterville Collision Center to the 2014 Dodge Charger (Unit #3334) for a total cost of \$20,812.79.
4. **Acquisition of Right of Way for Prospect Street Deceleration Lane Project**
Re: Considering adoption of a Resolution approving the acquisition of right of way for the completion of the Prospect Street Deceleration Lane Project.
5. **Sewer Utility Districts Annual Assessments Fiscal Year 2021-2022**
Re: Consideration to adopt draft Resolutions ordering the continued sewer district assessments for the 2021-2022 tax year for Districts 458, 455 A, 459 A & C, and 456 A, B & C and E. Henderson Avenue.
6. **Authorization to Roll Unpaid Utility Accounts and Delinquent Loan Agreements to the 2021-2022 Property Tax Rolls**
Re: Consideration to adopt the draft Resolution authorizing the Tulare County Auditor to place unpaid utility accounts and delinquent loan agreements on the 2021-2022 property tax rolls for collection.

7. **Use and Indemnification Agreement Between the City of Porterville and Porterville College Concerning the Training Grounds at Fire Station 72**
Re: Consideration to authorize staff to negotiate a Use and Indemnification Agreement with the Porterville College for the use of the training grounds at Fire Station 72.
8. **Intent to Set a Public Hearing to Consider Annual Adjustment of Fees by Application of the Engineering News-Record (ENR) Cost Index**
Re: Consideration to direct the City Clerk to notice a Public Hearing to consider the implementation of the City of Porterville's Impact Fee ENR Cost Index auto escalator at the meeting of August 17, 2021.
9. **Preliminary Financial Status Reports - Fiscal Year 2020-2021**
Re: Consideration to accept the preliminary financial status reports as presented.
10. **Quarterly Investment Portfolio Summary Report**
Re: Consideration to accept the Quarterly Investment Portfolio Summary Report.
11. **Amendment to Employee Pay & Benefit Plan - Porterville City Firefighters Association**
Re: Considering approval of a Resolution amending the Employee Pay and Benefit Plan pertaining to the Porterville City Firefighters Association employees.
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. **Landscape and Lighting District Annual Assessments**
Re: Consideration to adopt the Resolution ordering the continued maintenance of Landscape and Lighting Maintenance Districts and confirming the Engineer's Report and Assessments for the 2021-2022 Fiscal Year.

SCHEDULED MATTERS

14. **Consideration of Appointments to the Parks & Leisure Services Commission**
Re: Considering the appointment of an individual to serve the remainder of a four-year term on the Parks & Leisure Services Commission.
15. **Consideration of Appointment to the Internal City Audit Committee**
Re: Considering the appointment of a member of the public to serve on the Internal City Audit

Committee.

- 16. Consideration of Agreements Between the City of Porterville and the Tule River Tribe for Development of Wastewater and Recycled Water System Facilities and Establishing the Porterville Area Development Authority**
Re: Consideration of a Joint Powers Agreement and Development and Reimbursement Agreement between the City and the Tule River Tribe in the development of wastewater and recycled water facilities, and establishing the Porterville Area Development Authority.
- 17. Consideration of Membership in the Tulare County Economic Development Corporation**
Re: Consideration of rejoining membership in the Tulare County Economic Development Corporation and invoice for \$25,000 for the 2021-2022 fiscal year.
- 18. KJUG Free Summer Concert Series Review and Update**
Re: Consider a review and update of the 2021 KJUG Free Concert Summer Series.
- 19. 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 August 17, 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.