



**CITY COUNCIL AGENDA
CITY HALL, 291 N. MAIN STREET
PORTERVILLE, CALIFORNIA
AUGUST 17, 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>.

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

Topic: City Council Meeting of August 17, 2021

Please use the following link below to join the webinar:

<https://us06web.zoom.us/j/84731761942?pwd=S25hRTRGRTBHMndveldqeWNBR3Indz09>

Or via Telephone: **1-669-900-6833** Webinar ID: **847 3176 1942** Passcode: **310925**

Members of the public are encouraged to participate and may provide comments during the meeting via Zoom or in person.

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 and all unrepresented management employees.
- 3** - Government Code Section 54956.95 – Liability Claim: Claimant: Charles R. Edwards. 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 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 Council Member Tate

Invocation

PRESENTATIONS

Library Donation

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 - August 4, 2021
2. Eastern Tule Groundwater Sustainability Agency - August 5, 2021
3. Library Planning Committee - August 5, 2021 & August 12, 2021
4. City Council Water Ad Hoc Committee - August 6, 2021
5. Tulare County Water Commission - August 9, 2021
6. City Council COVID-19 Ad Hoc Committee - August 10, 2021
7. Local Initiatives Navigation Center (LINC) Services Event - August 11, 2021
8. California League of Cities "Homelessness" Roundtable - August 12, 2021
9. Tulare County Association of Governments (TCAG) - August 16, 2021
10. Tulare County Regional Transit Authority - August 16, 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 - Summer Hiatus
 2. Library & Literacy Commission - Summer Hiatus
 3. Arts Commission
 4. Animal Control Commission - August 9, 2021

- 5. Youth Commission - Summer Hiatus
- 6. Transactions and Use Tax Oversight Committee (TUTOC)
- II. Staff Informational Reports
 - City Internal Audit Committee Meeting Update
 - Water Conservation Phase III 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. **Authorization to Apply and Receive AB 74 Grant Funds**
Re: Consideration to authorize staff to apply and receive AB 74 Grant Funds through the State Water Resources Control Board (SWRCB) for \$2.5 million toward the construction of a Tertiary Water Treatment Facility; and adopt the draft Resolution authorizing City Council to receive funds from the SWRCB for the proposed project.
2. **A Resolution Approving the Application for State Off-Highway Vehicle Grant Funds**
Re: Consideration to adopt draft Resolution approving the application for State Off-Highway Vehicle Grant Funds.
3. **Authorization to Apply for Areas of Persistent Poverty Program Funding on Behalf of the Tulare County Regional Transit Agency**
Re: Approval of draft Resolution authorizing the City of Porterville to apply for funding on behalf of the Tulare County Regional Transit Agency.
4. **Authorization to Restore Porterville Transit Service Hours and Route 4**
Re: Consideration to restore Porterville Transit normal service hours and the Route 4 fixed route.
5. **Amendment to Employee Pay & Benefit Plan - Unrepresented Management Employees**
Re: Amending the Employee Pay and Benefit Plan to account for negotiated changes concerning Unrepresented Management Employees.
6. **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

7. **Consideration of the Butterfield Stage Corridor Mitigated Negative Declaration**
Re: Consideration to adopt the draft Resolution approving the Mitigated Negative Declaration of Environmental Impact and direct staff to carryout the development of the Butterfield Stage Corridor Project, utilizing approximately nine miles of City-owned former Union Pacific Railroad right of way between Tea Pot Dome Avenue to the south and Avenue 196 in Strathmore to the north.
8. **Annual Adjustment of Fees by Application of the Engineering News-Record (ENR) Cost Index**
Re: Consideration to conduct the Public Hearing; and implement the ENR Cost Index automatic increase for FY 2021-2022 of three percent (3%).

SCHEDULED MATTERS

9. **Library Needs Assessment**
Re: Consideration of the Library Needs Assessment.
10. **New Porterville Rescue Mission Bi-Annual Update**
Re: Consideration of the Bi-annual report.
11. **Bid Results - Thurman Avenue & Third Street Storm Drain Project**
Re: Consideration to reject all bids, and direct the Engineering & Project Management Department to re-advertise the project; or award the Thurman Avenue and Third Street Storm Drain Project to 99 Pipeline in the amount of \$676,708.00.
12. **Tulare County Association of Governments (TCAG) Services Agreement for Regional Early Action Planning (REAP) Grant Program**
Re: Consider approval of the Tulare County Association of Governments (TCAG) Services Agreement for Regional Early Action Planning (REAP) Grant Program.
13. **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 September 7, 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.