



**CITY COUNCIL AGENDA  
CITY HALL, 291 N. MAIN STREET  
PORTERVILLE, CALIFORNIA  
SEPTEMBER 21, 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 September 21, 2021**

Please use the following link below to join the webinar:

<https://us06web.zoom.us/j/81165612396?pwd=VzNBYS3g4bTF2RzBsVFhndXFHeEdlUT09>

Or via Telephone: **1-669-900-6833** Webinar ID: **811 6561 2396** Passcode: **771648**

---

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: 302-100-015. Agency Negotiator: John Lollis and Michael Knight. Negotiating Parties: City of Porterville and Rick Perigo Roadsiding. Under Negotiation: Terms and Price.
- 2** - Government Code Section 54956.8 – Conference with Real Property Negotiators/Property: APN: 259-040-047. Agency Negotiator: John Lollis. Negotiating Parties: City of Porterville and Smee Homes, Inc. Under Negotiation: Terms and Price.
- 3** - 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, Fire Officer Series, Public Safety Support Unit, Porterville City Employees Association, Management & Confidential Series, and all unrepresented management employees.

4 - Government Code Section 54956.95 – Liability Claim: Claimant: Sheri Shields. Agency claimed against: City of Porterville.

5 - Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation: Statewide Traffic Safety and Signs, Inc. v. California Professional Engineering, et al., and related cross complaints, Tulare County Superior Court Case No. 284137.

6 - 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.

7 - 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

### **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) Services Event - September 8, 2021
2. Tulare County Association of Governments (TCAG) - Sustainable Corridors Committee - September 9, 2021
3. City Council Cannabis Ad Hoc Committee - September 13, 2021
4. Tulare County Water Commission - September 13, 2021
5. City Council COVID Ad Hoc Committee - September 14, 2021
6. Tulare County Homeless Task Force - September 15, 2021
7. Council of Cities - September 15, 2021 CANCELED
8. City Selection Committee - September 15, 2021
9. San Joaquin Valley Air Pollution Control District (SJVAPCD) Board of Directors - September 16, 2021
10. Library Facility Planning Committee - September 17, 2021

11. Tulare County Association of Governments (TCAG) / Tulare County Transportation Authority (TCTA) Board of Directors - September 20, 2021
12. Tulare County Regional Transit Authority Board of Directors - September 20, 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 - September 14, 2021
  3. Arts Commission
  4. Animal Control Commission
  5. Youth Commission
  6. Transactions and Use Tax Oversight Committee (TUTOC) - August 25, 2021
- II. Staff Informational Reports
  - 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 Purchase Used Water Truck for City Off-Highway Vehicle (OHV) Park through State Parks OHV Grant Funds**  
Re: Consideration to authorize the purchase of a used water truck for the City's OHV Park using State Parks OHV Grant Funds in an amount not to exceed \$85,000.
2. **Authorization to Repair Refuse Truck**  
Re: Consideration to authorize refuse truck repair by E.M Tharp/Golden State Peterbilt at a cost not to exceed \$29,344.
3. **Authorization to Issue a Request for Proposal for the Purchase of a Jet Aircraft Refueler**  
Re: Consideration to authorize a Request for Proposal for the Purchase of a Jet Aircraft Refueler.
4. **Amendment to Employee Pay & Benefit Plan - Porterville Peace Officers Association**  
Re: Approving amendments to the Employee Pay & Benefit Plan concerning employees within the Porterville Peace Officers Association bargaining unit.

5. **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**

6. **Consideration of Adoption of Vehicle Miles Traveled Guidelines Pursuant to State Senate Bill 743**  
Re: Consideration to adopt the County of Tulare SB 743 Guidelines pursuant to CEQA Guidelines Sections 15064.3 and 15064.7.

#### **SCHEDULED MATTERS**

7. **Community Civic Event - Cars under the Stars - Holiday Series - Porterville Chamber of Commerce - September 25, 2021, October 30, 2021, November 26, 2021, and December 27, 2021**  
Re: Considering approval of a series of events "Cars Under the Stars - Holiday Series" to take place at the Porterville Sports Complex on September 25, October 30, November 26, and December 27, 2021.
8. **Authorization of Street Closure for Music on Main Concert Series**  
Re: Considering approval of the temporary street closure of Cleveland Avenue between Main Street and the alley just east of Centennial Park from 4:30 PM to 8:30 PM on Fridays at Centennial Park September- October 2021.
9. **Community Civic Event - Pioneer Days - October 22-23, 2021**  
Re: Considering approval to authorize Pioneer Days on October 22-23, 2021, located at Centennial Park (October 22nd) & the Sports Complex (October 23rd).
10. **Consideration of Zoning Ordinance Amendment to Downtown Retail South of Olive Avenue**  
Re: Provide direction to staff to move forward with a City-initiated amendment to Chapter 202 Downtown Districts of the Porterville Development Ordinance and any applicable planning documents.
11. **Appointment of Representative and Alternate to the Board of Directors for the Tulare County Economic Development Corporation**  
Re: Consideration of appointment of Representative and Alternate to the Board of Directors for the Tulare County Economic Development Corporation (TCEDC).
12. **Designation of a City Representative to the Board of Directors for the Porterville Area Development Authority**  
Re: Consideration to appoint either a City staff person or a member of the public to serve as a City Representative to the Board of Directors of the Porterville Area Development Authority (PADA).
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 October 5, 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](http://www.ci.porterville.ca.us).