



**CITY COUNCIL AGENDA
CITY HALL, 291 N. MAIN STREET
PORTERVILLE, CALIFORNIA
NOVEMBER 2, 2021, 5:30 PM**

Pursuant to the provisions of Assembly Bill 361, signed into law by Governor Newsom on September 16, 2021, 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 live streamed on YouTube at <https://www.youtube.com/channel/UC5KuhSrNMNL9nwHJVtnJwA>

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

Topic: City Council Meeting of November 2, 2021

Please use the following link below to join the webinar:

<https://us06web.zoom.us/j/86477657231?pwd=WG0xeIBRRjBJTGVRaVVEEdHhpZVlnQT09>

Or via Telephone: **1-669-900-6833** Webinar ID: **864 7765 7231** Passcode: **352528**

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: APNs: 302-100-015, 302-130-028, 302-130-007, and 302-130-008. Agency Negotiator: John Lollis. Negotiating Parties: City of Porterville and Friant Water Authority. Under Negotiation: Terms and Price.

2 - Government Code Section 54956.8 – Conference with Real Property Negotiators/Property: APN: 302-130-030 and 302-130-010. Agency Negotiator: John Lollis. Negotiating Parties: City of Porterville and Mark C. and Virginia Jaggars. 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, Management and Confidential Series, Porterville City Employees Association, Public

Safety Support Unit, and all unrepresented management employees.

4 - Government Code Section 54956.95 – Liability Claim: Claimant: Erik C. Denton, individually and acting on behalf of the estates of Joanna, Terry and Sierra Denton Carillo. Agency claimed against: City of Porterville.

5 - Government Code Section 54956.95 – Liability (Amended) Claim: Claimant: Reyes Ventura Soto. Agency claimed against: City of Porterville.

6 - 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.

7 - Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation: Orozco v. County of Tulare et al., Tulare County Superior Court Case No. PCU 282499.

8 - Government Code Section 54956.9(d)(3) – Conference with Legal Counsel – Anticipated Litigation – Significant Exposure to Litigation: Five (5) cases in which facts are not yet known to potential plaintiffs.

9 - Government Code Section 54956.9(d)(4) – Conference with Legal Counsel – Anticipated Litigation – Initiation of Litigation: One (1) 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

Leadership Porterville Class of 2022

Tulare County Association of Governments (TCAG)

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 Association of Governments (TCAG) - October 18, 2021
2. Tulare County Task Force on Homelessness - October 20, 2021
3. Local initiatives Navigation Center Committee (LINC) Services Event - October 20, 2021
4. Mighty 190 Committee - October 20, 2021
5. San Joaquin Valley Air Pollution Control District (SJVAPCD) Governing Board - October 21, 2021
6. Library Facility Planning Committee - October 21, 2021
7. Porterville Area Development Authority (PADA) - October 22, 2021
8. Tulare County Association of Governments (TCAG)/Regional Transportation Plan (RTP) Tule River Tribe Presentation - October 25, 2021
9. Tulare County Economic Development Corp. (TCEDC) - October 27, 2021
10. Finca Serena Housing Development Groundbreaking - October 27, 2021
11. Eagle Mountain Casino Topping Out Ceremony - October 28, 2021

REPORTS

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

I. Staff Informational Reports

1. Code Enforcement Quarterly Report FY 2021-2022 (July - September 2021)
2. Golf Course Quarterly Report FY 2021-2022 (July - September 2021)
3. OHV Park Quarterly Report FY 2021-2022 (July - September 2021)
4. Charitable Car Washes Quarterly Report Calendar Year 2021
5. City Commission and Committee Attendance Quarterly Report FY 2021-2022 (July - September 2021)
6. City Council Member Appointments Attendance Quarterly Report FY 2021-2022 (July - September 2021)
7. Street Performance Measure Quarterly Report FY 2021-2022 (July - September 2021)
8. Building Permit Activity - FY 2021-2022 First Quarter Report (July-September)

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 Repair HVAC Unit at Police Department

Re: Consideration to adopt the draft Resolution authorizing the appropriation of \$7,073 from the General Fund Facility Deferred Maintenance / Equipment Replacement Designated Fund for the repair of HVAC Unit #2 at the Porterville Police Department; and approve the repair of the HVAC Unit #2 at the Police Department by Johnson Controls, Inc. for \$7,073.

2. Approval of a Subaward Agreement with Tulare County to Receive Firefighter Ballistics Protective Equipment

Re: Consideration to approve the draft Resolution as sub-recipient of Tulare County's SHSGP grant to accept 12 sets of firefighter ballistics protective equipment.

3. Request for a 24-Month Map Extension for the Woodland Tentative Subdivision Map

Re: Consideration to adopt a draft Resolution approving the extension of time for the Woodland Tentative Subdivision Map in the area of the northwest corner of Indiana Avenue and Poplar ditch.

4. Financial Status Reports

Re: Considering acceptance of the financial status reports for the quarter ending September 30, 2021.

5. Quarterly Investment Portfolio Summary

Re: Consideration to accept the quarterly Investment Portfolio Summary Report.

6. Status and Review of Local Emergency: Drought

Re: Considering approval of the continuance of the Declaration of Local Emergency.

SECOND READINGS

7. Second Reading – Ordinance No. 1888, Amending Series 200 of the Porterville Development Ordinance to Allow by-Right Operation of Certain Automobile/Vehicle Service Uses in the DR-S (Downtown Retail – South of Olive Avenue) Zone District

Re: Consideration to adopt Ordinance No. 1888, Amending Series 200 of the Porterville

Development Ordinance to Allow by-Right Operation of Certain Automobile/Vehicle Service Uses in the DR-S (Downtown Retail - South of Olive Avenue) Zone District.

SCHEDULED MATTERS

8. Porterville StoreIT Impact Fee Analysis

Re: Consideration of staff's application of impact fee requirements pertaining to Building Permit BLDC0121-0109 issued on July 28, 2021, for a new storage facility located at 167 W. Poplar Avenue (former Beckman Instruments site).

9. 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 November 16, 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.