



**CITY COUNCIL AGENDA
CITY HALL, 291 N. MAIN STREET
PORTERVILLE, CALIFORNIA
DECEMBER 7, 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/UC5KuhSrNMNL9nwHJVtnJvA>

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

Topic: City Council Meeting of December 7, 2021

Please use the following link below to join the webinar:

<https://us06web.zoom.us/j/89004527561?pwd=RUhDdFZsdElnRFA4U3QyUks2dGNLZz09>

Or via Telephone: **1-669-900-6833** Webinar ID: **890 0452 7561** Passcode: **786383**

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: 302-130-015, 302-130-007, 302-130-019, and 302-130-021. Agency Negotiator: John Lollis. Negotiating Parties: City of Porterville and Friant Water Authority. 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, Fire Officer Series, Management & Confidential Series, Public Safety Support Unit, Porterville City Employees Association, and all unrepresented management employees.

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

4 - 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.

5 - Government Code Section 54956.9(d)(3) – Conference with Legal Counsel – Anticipated Litigation – Significant Exposure to Litigation: Six (6) cases in which facts are not yet known to potential plaintiff.

6 - 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 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. Tulare County Task Force on Homelessness - November 17, 2021
2. Council of Cities - November 17, 2021
3. San Joaquin Valley Air Pollution Control District (SJVAPCD) Governing Board - November 18, 2021
4. Library Facility Planning Committee - November 18, 2021
5. Porterville Area Development Authority (PADA) - November 19, 2021
6. Military Banner Committee - November 23, 2021
7. Cannabis Ad Hoc Committee - November 29, 2021
8. Tulare County Economic Development Corporation (TCEDC) - November 30, 2021

9. Internal City Audit Committee - November 30, 2021
10. Local Initiatives Navigation Center Committee - (LINC) - December 1, 2021
11. Eastern Tule Groundwater Sustainability Agency - December 2, 2021
12. Porterville Chamber of Commerce First Friday Coffee- December 3, 2021
13. Tulare County Association of Governments/Tulare County Transportation Authority (TCAG/TCTA) - December 6, 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. **Authorization to Purchase Furniture for Temporary Library**
Re: Consideration to authorize the purchase of furniture for the temporary library from Core Spaces utilizing fire insurance funds in an amount not to exceed \$406,767.
2. **Authorization to Purchase Specialized Equipment - Wemco Screw Centrifugal Pump**
Re: Authorization to purchase a Wemco screw centrifugal pump for replacement due to failure of a returned activated sludge (RAS) pump on Plant No. 1 from MuniQuip, LLC, for an amount not to exceed \$35,657.
3. **Authorization to Purchase Jet Aircraft Refueler**
Re: Consideration to approve the purchase of a new Jet Aircraft Refueler from Skymark Refuelers LLC for a total price of \$238,550.
4. **Approval of Master License Agreement Between the City of Porterville and New Cingular Wireless**
Re: Agreement for payment of license fees of \$270 per year for use of City-owned facilities within the public right of way in accordance with FCC Order 18-133.
5. **Amendment to the Seasonal and Part-Time Pay Rates for YES Program Employees**
Re: Consideration to adopt the draft Resolution amending the City's Employee Pay and Benefit Plan, Seasonal and Part-time rates for YES Program employees.
6. **Request for Approval of the Conduit Lease Agreement with OACYS Technology**
Re: Consideration to approve the Conduit Lease Agreement between the City and OACYS Technology for an initial term of twenty (20) years.
7. **Cancellation of January 4, 2022, City Council Meeting**
Re: Considering the cancellation of the first City Council Meeting in 2022.
8. **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

9. **Consideration of Revised City Council District Electoral Boundaries as Required by California Elections Code Section 21621**
Re: A Public Hearing to receive public comments regarding the redistricting of Council Member district boundaries based on the 2020 Census.
10. **Designation of Rule 20A Program Utility Undergrounding Project**
Re: Consideration of a draft Resolution to designate Morton Avenue between Main Street and Roche Street as the City's Rule 20A program utility undergrounding project.

SCHEDULED MATTERS

11. **New Library Site Selection**
Re: Council direction regarding possible site selections for the new Library.
12. **Authorization to Purchase Skatepark Amenities through Proposition 68 Per Capita Grant Funds**
Re: Consideration to authorize the purchase by negotiation of skatepark interior elements through Proposition 68 Per Capita Grant Funds.
13. **Wholly-Local Cannabis Adult-Use Dispensary Request for Proposals Process**
Re: Direction on the wholly-locally owned cannabis dispensary request for proposals process.
14. **Consideration of Amendment to General Plan and Development Ordinance to Increase Density of High Density Residential Parcels**
Re: Direction regarding the amendment of the Porterville Development Ordinance and General Plan to increase the density of High Density Residential parcels and engage LSA Associates, Inc. to perform an environmental review of the amendment.
15. **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 December 21, 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.