



**CITY COUNCIL AGENDA
CITY HALL, 291 N. MAIN STREET
PORTERVILLE, CALIFORNIA
APRIL 19, 2022, 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/UC5KuhSrNMNL9nwHJVtnJvvA>

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

Topic: City of Porterville - City Council Meeting of April 19, 2022

Please use the following link below to join the webinar:

<https://us06web.zoom.us/j/83197864437?pwd=eXRTazViWTRlRTNtREJ6T0xiUEZLZz09>

Or via Telephone: **1-669-900-6833** Webinar ID: **831 9786 4437** Passcode: **080928**

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 54957.6 – Conference with Labor Negotiator. Agency Negotiator: John Lollis and Patrice Hildreth. Employee Organizations: Porterville Peace Officers Association, Management & Confidential Series, Porterville City Employees Association, Public Safety Support Unit, Porterville City Firefighters Association, Fire Officer Series, and all unrepresented management employees.

2 - Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation: Reyes Soto v. California Department of Transportation et al., Sacramento County Superior Court, Case No. 34-2022-00316708-CU-PO-GDS.

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

4 - 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 Mayor Martha A. Flores

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 - Tule River Improvement Joint Powers Authority (TRIJA) - April 4, 2022
- 2 - Local Initiatives Navigation Center (LINC) Committee - April 6, 2022
- 3 - Eastern Tulare Groundwater Sustainability Agency (ETGSA) Board - April 7, 2022
- 4 - Tulare County Association of Governments (TCAG) - Tule River Tribe ATP Plan Reservation Walking Audit - April 8, 2022
- 5 - TCAG California Transportation Commission Town Hall - April 13, 2022
- 6 - Casino Relocation Committee - April 14, 2022
- 7 - Tulare County Association of Governments (TCAG)/Tulare County Transportation Authority (TCTA) - April 18, 2022
- 8 - Tulare County Regional Transit Agency (TCRTA) - April 18, 2022

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 - April 7, 2022
 2. Library & Literacy Commission - April 12, 2022
 3. Arts Commission
 4. Animal Control Commission
 5. Youth Commission - April 13, 2022
 6. Transactions and Use Tax Oversight Committee (TUTOC)

II. Staff Informational Reports

1. Water Conservation Phase IV Status Update - March 2022

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. **Authorize Purchase of Bookends for the Temporary Library**
Re: Consideration to authorize the purchase of bookends for the temporary library from Demco utilizing fire insurance funds in the amount of \$6,600.00 plus the applicable sales tax.
2. **Authorization to Advertise for Bids - Animal Shelter**
Re: Consider approval of staff's recommended Plans and Project Manual for the Animal Shelter Project; authorize staff to advertise for bids on the project; and authorize the Finance Director to appropriate \$4,850,000 from ARPA funds, \$500,000 in Land Sale Revenue, \$1,300,000 from Donations, \$300,000 from Local Transportation Funds, and up to \$550,000 in Measure R Alternative Transportation Funds, to fully fund the project.
3. **Request for Approval to Enter into an Agreement with Charter Communications for Fiber Internet Service**
Re: Consideration to authorize staff to enter into an agreement with Charter Communications to provide 200 Mbps fiber internet service for a term of three years at a total cost of \$64,728.00.
4. **Selection of On-Call Engineering and Surveying Services Consultants**
Re: Consideration to authorize staff to negotiate on-call contracts for engineering services with 4Creeks, Inc., Dee Jasper & Associates, Inc., and Quad Knopf, Inc. (QK); and negotiate on-call contracts for surveying services with 4Creeks, Inc., Dee Jasper & Associates, Inc., QK, and Diversified Project Services International (DSPi).
5. **Reimbursement Shared Drive Approach - 99 W. Putnam Avenue (Formerly 215 N. D Street)**
Re: Consideration to approve the reimbursement to Sequoia Imaging Group in the amount of \$8,925 from Miscellaneous Concrete Funds.
6. **Fallen Heroes Memorial Wall**
Re: Consideration to adopt the draft Fallen Heroes Memorial Wall Policy.
7. **Intent to Set a Public Hearing to Consider Annual Adjustment of Fees by Application of the Engineering News-Record Cost Index**
Re: Consideration to set a Public Hearing for June 21, 2022, for consideration to implement the City's Impact Fee consistent with the ENR Cost Index.
8. **Community Civic Event - Bethel Assembly of God - Blessings of Liberty Freedom Rally - April 23, 2022**

Re: Consider approval of the Community Civic Event application from Bethel Assembly of God for a permit to hold the "Blessings of Liberty Freedom Rally" on April 23, 2022.

9. Reaffirm Conditions of State Assembly Bill 361 to Continue Remote Attendance at Public Meetings

Re: Consider adoption of a draft Resolution consistent with AB 361 to continue to allow remote attendance at public meetings.

10. 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

11. Community Development Block Grant Substantial Amendment to the 2021/2022 Action Plan

Re: Consider adoption of the draft Resolution approving the proposed Community Development Block Grant Substantial Amendment to the 2021/2022 Action Plan.

12. Community Development Block Grant 2022-2023 Action Plan

Re: Consider the adoption of a draft Resolution approving the 2022/23 Action Plan for use of CDBG entitlement funds.

SCHEDULED MATTERS

13. Resolution and Letter of Support for Tule River Tribe Water Settlement Legislation

Re: Consideration of a draft Resolution and Letter of Support for the Tule River Tribe Water Settlement legislation.

14. Tulare County Association of Governments Public Transit Representative

Re: Consideration of nomination(s) to the Council of Cities for the positions of Public Transit Representative and/or Alternate on the TCAG Board of Directors.

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 May 3, 2022

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 City Council Agenda April 19, 2022

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.