



**CITY COUNCIL AGENDA
CITY HALL, 291 N. MAIN STREET
PORTERVILLE, CALIFORNIA
MAY 17, 2022, 4:00 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 May 17, 2022

Please use the following link below to join the webinar:

<https://us06web.zoom.us/j/81791678554?pwd=bmxWM3R6YUJ4RHRnMHhDT0UyY1BUUT09>

Or via Telephone: **1-669-900-6833** Webinar ID: **817 9167 8554** Passcode: **885599**

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, Public Safety Support Unit, Porterville City Employees Association, Porterville City Firefighters Association, Fire Officer Series, and all unrepresented management employees.

2 - Government Code Section 54956.95 – Liability Claim: Claimant: Rae Dean Strawn. Agency claimed against: City of Porterville.

3 - 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 plaintiff.

4 - 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

PRESENTATIONS

Presentation of Audit for 2020-2021 Fiscal Year

Porterville Chamber of Commerce Annual Financial and Activity Report

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 - Cal Cities Policy Committee - April 28, 2022
- 2 - Local Initiatives Navigation Center (LINC) Committee - May 4, 2022
- 3 - Tulare County Association of Governments (TCAG) LocalMotion Awards - May 5, 2022
- 4 - Eastern Tule Groundwater Sustainability Agency (ETGSA) Board - May 5, 2022
- 5 - Eagle Mountain Casino Relocation - May 9, 2022
- 6 - Tulare County Water Commission - May 9, 2022
- 7 - Sexual Harassment Prevention Training - May 10, 2022
- 8 - TCAG Sustainable Corridor Committee - May 12, 2022
- 9 - Casino Relocation Committee - May 12, 2022
- 10 - San Joaquin Valley Spring Policy Conference - May 13, 2022
- 11 - Police Department Promotion Ceremony - May 16, 2022
- 12 - TCAG/ Tulare County Transportation Authority - May 16, 2022
- 13 - Tulare County Regional Transit Agency - May 16, 2022
- 14 - Carolita Apartments Groundbreaking - May 17, 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 - May 5, 2022
 2. Library & Literacy Commission - May 10, 2022
 3. Arts Commission
 4. Animal Control Commission - May 9, 2022
 5. Youth Commission - May 11, 2022
 6. Transactions and Use Tax Oversight Committee (TUTOC)
- II. Staff Informational Reports
 1. Water Conservation Phase IV Status Update - April 2022
 2. Porterville Chamber of Commerce Annual Financial and Activity Report; Notice of Termination by the Porterville Chamber of Commerce of its Agreement with the City of Porterville

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 and Install Building Signage for the Temporary Library**
Re: Consider authorization for staff to hire McDivitt Sign Company to complete the building signage at the temporary library utilizing fire insurance funds in the amount of \$10,750.00, plus the City permit costs.
2. **Authorization to Repair Refuse Truck No. 6679**
Re: Consideration to authorize refuse truck repair by E.M. Tharp, Inc. - American Truck Parts at a cost not to exceed \$38,226.
3. **Authorization to Repair Refuse Truck No. 6689**
Re: Consideration to authorize refuse truck repair by E.M. Tharp, Inc. at a cost not to exceed \$5,937.
4. **Authorization to Repair Transit Vehicle No. 8113**
Re: Consideration to authorize the transit vehicle repair by Porterville Collision at a cost not to exceed \$24,209.
5. **Authorization to Award Contract - Island Annexation Area 475 Sewer Project**
Re: Considering award of contract in the amount of \$1,715,000 to Todd Companies for the Island Annexation Area 475 Sewer Project generally bound by Pioneer Avenue to the north, Henderson Avenue to the south, and Indiana Street to the west.
6. **Authorization to Execute Consultant Agreement with 4Creeks, Inc.**
Re: Consideration to authorize the Engineering and Project Management Director to execute the Consultant Service Agreement with 4Creeks, Inc. in the amount of \$1,029,971.

7. **Acceptance of Final Subdivision Map - The Villas at Sierra Meadows, Phase Two (Smee Homes, Inc.)**
Re: Consideration to approve the final subdivision map of The Villas at Sierra Meadows, Phase Two.
8. **Authorization to Distribute a Request for Proposals for an ADA Exterior Wheelchair Ramp Accessibility Grant Program**
Re: Consideration to authorize staff to distribute a Request for Proposals for a CDBG ADA Exterior Wheelchair Ramp Accessibility Grant Program.
9. **Replacement Water Delivery Program**
Re: Consideration of awarding water delivery service to residents within the Reclamation Area zone of Contribution. Residents have the option to participate in the water replacement delivery program as nitrate levels in their well exceed the maximum contaminated level of ten (10) mg/L.
10. **Authorization to Schedule a Public Hearing for the Public Health Goal Report**
Re: Consideration to schedule a Public Hearing to receive comments about the City's Public Health Goal Report intended to inform the public of drinking water contaminants that exceed the Public Health Goal set by Cal-EPA.
11. **Parks and Leisure Services Commission Meetings**
Re: Consideration to approve the Parks and Leisure Services Commission's request for a hiatus during the months of July and August 2022.
12. **Authorization of Street Closures for KJUG Concert Series and Military Banner Ceremony**
Re: Consideration to authorize the street closures for the KJUG Concerts on May 26, 2022, June 7, 2022, June 21, 2022; and authorize the street closure for the Military Banner Ceremony on May 27, 2022.
13. **Community Civic Event - Kern River Conservancy - Southern Sierra Film Festival - June 22, 2022**
Re: Consider approval of the Kern River Conservancy Application for a Community Civic Event permit to hold the Southern Sierra Film Festival on June 22, 2022, at Centennial Park between the hours of 6:30 p.m. to 9:30 p.m.
14. **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.
15. **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

16. **Assembly Bill 481 - Law Enforcement Military Equipment: Funding, Acquisition, and Use**

Re: Consideration to approve final adoption of the draft Ordinance establishing a Military Equipment Use Policy and give a second reading.

17. Public Hearing to Consider the Transition to Phase III of the City's Water Conservation Plan

Re: Consideration of the transition from Phase IV to Phase III of the City's Water Conservation Plan.

SCHEDULED MATTERS

18. Consideration of Calling November 8, 2022, General Election; Requesting Consolidation of Election; and Setting Specified Services

Re: Considering the consolidation of the Municipal Election of November 8, 2022, with Tulare County and setting election precepts.

19. Acceptance of Senate Bill 2 Pre-Approved Architectural Plans

Re: Consideration to accept the construction documents from RRM Design Group and authorize the release of plans to the public after approval of master plan set.

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 June 6, 2022 at 5:30 p.m.

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.