



**CITY COUNCIL AGENDA
CITY HALL, 291 N. MAIN STREET
PORTERVILLE, CALIFORNIA
AUGUST 16, 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/UC5KuhSrNMNL9nwHJVtnJvA>

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

Topic: City of Porterville – City Council Meeting of August 16, 2022

Please use the following link below to join the webinar:

<https://us06web.zoom.us/j/86195518349?pwd=bGd0WnQ4emZyZkJKemVaSFJnd1UyUT09>

Or via Telephone: **1-669-900-6833** Webinar ID: **861 9551 8349** Passcode: **488795**

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 City Employees Association, Public Safety Support Unit, Management & Confidential Series, Porterville Peace Officers Association, Porterville City Firefighters Association, Fire Officer Series, and all unrepresented management employees.
- 2** - Government Code Section 54956.95 – Liability Claim: Claimant: Cynthia Galvan. 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 (1) case.

**6:30 P.M. RECONVENE OPEN SESSION AND REPORT ON
REPORTABLE ACTION TAKEN IN CLOSED SESSION**

Pledge of Allegiance Led by Mayor 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. LINC Committee - August 3, 2022
2. Eastern Tule Groundwater Sustainability Agency - August 4, 2022
3. Tulare County Water Commission - August 8, 2022
4. Eagle Mountain Casino Relocation Meeting - August 10, 2022
5. Tule River Tribe ATP Plan - August 11, 2022
6. Tulare County Association of Governments (TCAG)/ Tulare County Transportation Authority (TCTA) - August 15, 2022
7. Tulare County Regional Transit Agency (TCRTA) - August 15, 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 - Summer Hiatus
 2. Library & Literacy Commission - August 9, 2022
 3. Arts Commission
 4. Animal Control Commission - August 11, 2022
 5. Youth Commission - Summer Hiatus
 6. Transactions and Use Tax Oversight Committee (TUTOC)
- II. Staff Informational Reports
 - Community Development Block Grant Business Assistance Program Update
 - Water Conservation Phase III Status Update - July 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. **Authorization to Purchase Equipment - Boiler**
Re: Authorization to purchase a Cleaver Brooks ClearFire boiler from R.F. MacDonald Co. for a not to exceed amount of \$55,000, which includes boiler, taxes, installation, startup, freight and a ten percent (10%) contingency.
2. **Authorization to Purchase Weed Abatement Equipment**
Re: Consideration to authorize the purchase of a tractor for \$71,019.50 and disc for \$13,441.25 from Farmers Tractor & Equipment Co.
3. **Authorization to Purchase Equipment - Return Activated Sludge Pumps**
Re: Consideration to authorize the purchase of two RAS pumps from ESSCO Pumps & Controls for an amount not to exceed \$50,641 which includes pumps, taxes, shipping and a ten percent (10%) contingency.
4. **Authorization to Replace Compressed Natural Gas Fuel Dispenser**
Re: Considering approval to purchase the CNG Fuel Dispenser by ANGI Inc. at a cost not to exceed \$88,060.00.
5. **Authorization for Transit Bus Engine Repair**
Re: Considering approval to perform transit bus engine overhaul by Cummins Pacific at a cost not to exceed \$41,828.
6. **Consideration of Geographic Information System Maintenance Contract**
Re: Consideration to authorize staff to sign the Maintenance Agreement Renewal with ESRI in the amount of \$9,500.00.
7. **Authorization for Specialized Services - Laboratory Audit**
Re: Authorization to award the laboratory audit to IAS for an amount not to exceed \$6,930, which includes the audit and a ten percent (10%) contingency.
8. **Authorization to Negotiate a Contract Renewal with 2X Promotions for Off-Highway Vehicle Park Management Services**
Re: Consideration to negotiate an OHV Park management services contract with 2X Promotions with the condition that the revenue generated by the OHV Park for the City supports the local match of \$34,634 required by the State OHV grant.
9. **Final Ballot Results - Area 479A Sewer Utility District**
Re: Consideration to accept the voting results for Area 479A Sewer Utility District and adopt the draft Resolution approving the formation of Sewer Utility District No. 479A.
10. **Amendment to Employee Pay & Benefit Plan - Porterville City Employees Association**
Re: Adopting a draft Resolution regarding amendments to the Employee Pay & Benefit Plan concerning Porterville City Employees Association.
11. **Amendment to Employee Pay & Benefit Plan - Public Safety Support Unit**

Re: Considering approval of a draft Resolution amending the Employee Pay & Benefit Plan pertaining to PSSU employees.

12. Amendment to Employee Pay and Benefit Plan - Management and Confidential Series

Re: Considering approval of a draft Resolution authorizing amendments to the Employees' Pay and Benefit Plan and other documents as may be necessary to implement the negotiated changes in salary and benefits for Management and Confidential Series employees.

13. 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.

14. 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

15. Formation of Sewer Utility District 457

Re: Consideration to open the Public Hearing, take comments, and accept any ballots; and instruct the City Clerk to receive all ballots, and count said votes on August 17, 2022, in the Jay C. Coleman Conference Room, located in City Hall, at 9:00 a.m. and report to the Council the outcome of the voting at its meeting on September 6, 2022.

SCHEDULED MATTERS

16. New Porterville Rescue Mission Update

Re: Council to consider the report and provide direction as deemed appropriate.

17. Consideration of Appointment to the City Council Office Representing District Four Vacated by Council Member Reyes

Re: Consideration of appointing an individual to the City Council Office representing District Four with a term to expire in November 2024.

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 September 6, 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 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.