



**CITY COUNCIL AGENDA
CITY HALL, 291 N. MAIN STREET
PORTERVILLE, CALIFORNIA
OCTOBER 4, 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 October 4, 2022

Please use the following link below to join the webinar:

<https://us06web.zoom.us/j/83480551137?pwd=UTFNS2xodmJOdzdoWnFyLzZRWGNiUT09>

Or via Telephone: **1-669-900-6833** Webinar ID: **834 8055 1137** Passcode: **695380**

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: APN: 261-130-004. Agency Negotiator: John Lollis. Negotiating Parties: City of Porterville and Cornerstone Main Partners II, L.P. Under Negotiation: Terms and Price.
- 2** - Government Code Section 54956.8 – Conference with Real Property Negotiators/Property: APN: 298 North Main Street, Suites 2 and 3, Porterville, CA. Agency Negotiator: John Lollis. Negotiating Parties: City of Porterville and Friends of the Porterville Library. 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 and Porterville City Firefighters Association.
- 4** - Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation: Rae Dean Strawn v. Bruce Sokoloff et al., U.S. District Court, Eastern Div., Case No. 1:22-at-00742.

5 - 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.

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 Tate

Invocation

PRESENTATIONS

Employee of the Month - Rosio Mejia

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 - Cannabis Ad Hoc Committee - September 21, 2022
- 2 - Tulare County Homeless Task Force - September 21, 2022
- 3 - Council of Cities - September 21, 2022
- 4 - Casino Relocation Meeting - September 26, 2022
- 5 - Tulare County Economic Development Corporation - September 28, 2022
- 6 - Internal City Audit Committee Meeting - September 28, 2022
- 7 - Tulare County Regional Transit Agency Meeting - September 28, 2022
- 8 - Tulare County Economic Development Corporation Coordination Meeting - September 29, 2022
- 9 - Sierra View Medical Center Foundation Gala - October 1, 2022
- 10 - Police Department Badge Pinning Ceremony - October 3, 2022

REPORTS

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

- I. Staff Informational Reports

1. Fall Community Clean-Up Event

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. **Code Enforcement Vehicle Purchase**
Re: Consideration to authorize staff to negotiate the purchase of two Code Enforcement vehicles at a cost not to exceed \$90,200 per vehicle.
2. **Authorization to Purchase Specialized Equipment - Blower Magnetic Bearing Controller**
Re: Consideration to authorize the purchase of a new magnetic bearing controller for a not to exceed amount of \$18,421 which includes taxes, shipping and a ten percent (10%) contingency from Kaeser Compressors.
3. **Authorization to Repair Raw Sewage Pump #1**
Re: Consideration to award the repair of influent pump #1 at the City Wastewater Treatment Facility, to Shape Incorporated for a do not exceed amount of \$21,419.
4. **Authorization to Advertise for Bids - Akin and Central Mutual Water System Improvement Project**
Re: Consideration to approve staff's recommended Plans and Project Manual for Akin Water System located in the area of Lincoln Street at Fourth Street and north of Gibbons Avenue, and the Central Mutual Water System Project located in the area of South Kessing Street at Gibbons Avenue.
5. **Acceptance of Project - Public Safety Building Storage Project**
Re: Consideration to accept the Public Safety Building Storage Project located at 980 S. Jaye Street, as complete.
6. **Award of Contract for Consulting Services for Local Early Action Planning Grant South of Tule River Specific Plan**
Re: Consideration to Authorize staff to negotiate a contract with Precision Engineering, Inc. to complete the Land Use and Circulation Elements for the Draft SoTu Specific plan and associated entitlements and environmental review.
7. **Authorization to Execute Consultant Agreement with RRM Design Group**
Re: Consideration to approve a Consultant Service Agreement for design and construction support services for the Fourth Street Community Center and Park Project located at the southeast corner of Henderson Avenue and Fourth Street along the Santa Fe Byway Trail (formally known as Rails-to-Trails), with RRM Design Group in the amount of \$1,149,613.
8. **Authorization to Sign Agreement - Eagle Aerial Solutions**
Re: Consider authorization to enter into a 5-year Agreement with Eagle Aerial Solutions to access its proprietary software to assist the City in meeting its water conservation goals in an amount not to exceed \$38,478 per year.

9. **Resolution Accepting a Deed of Easement from the United States Department of Agriculture Forest Service - Henrahan Street**
Re: Consideration to adopt the draft Resolution for the acceptance of the Easement from the United States Department of Agriculture Forest Service along the eastern property line of the new Forest Service development at the corner of East Morton Avenue and North Henrahan Street.
10. **Approval of Resolution for the Submittal of an Application, Acceptance of Funds and Execution of a Grant Agreement with the California Department of Transportation for an Airport Improvement Program Matching Grant**
Re: Consideration to adopt the draft Resolution authorizing the Finance Director to file an application and execute the AIP Matching Grant Agreement with the California Department of Transportation.
11. **East Porterville Water Connection Accessory Dwelling Unit**
Re: Consideration to adopt the draft Resolution approving the second water service connection for the Accessory Dwelling Unit (ADU) located at 1081 E. Cleo Avenue.
12. **Program Supplement to the Administering Agency-State Agreement for Federal-Aid Projects - Olive Avenue and Porter Road/Cloverleaf Street Intersection Signal Replacement Project**
Re: Consideration to approve the draft Resolution authorizing Program Supplement No. F061 to administer Agency-State Agreement for Federal-Aid Projects No. 06-5122F15, for the design phase of the Olive Avenue and Porter Road/Cloverleaf Street Intersection Signal Replacement Project.
13. **Consent to Sublet - Lot No. 6 at the Porterville Municipal Airport**
Re: Consideration to authorize the Lessee, TREDC Real Estate, to sublet the airport hangar on Lot No. 6 at the Porterville Municipal Airport to GreenPower Motor Company, Inc. through July 31, 2023.
14. **Assignment of Airport Lease - Lot No. 38**
Re: Consideration to approve the Assignment of Lease for Lot No. 38 at the Porterville Municipal Airport from Raymond Broad and Dernie Waikiki to Thomas S. Raya and Elizabeth M. Raya.
15. **Authorization of Street Closure**
Re: Authorization for the Fire and Police Departments to close city streets in the vicinity of Fire Station 71 as deemed necessary on October 11, 2022.
16. **Authorization of Street Closure - Porter Road**
Re: Consideration of request from the Porterville Military Academy to close Porter Road on Monday, October 31, 2022, from 5:00 PM to 9:00 PM in support of a planned school event.
17. **Authorization for Out-of-State Travel to Georgia Smoke Diver Training**
Re: Consideration to authorize travel by City representatives to Dalton, Georgia to attend Smoke Divers Training.
18. **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.

19. Status and Review of Local Emergency: Drought

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

SCHEDULED MATTERS

20. Consideration of Appointments to the Animal Control Commission

Re: Considering the appointments to the Animal Control Commission.

21. Wholly-Local Cannabis Adult-Use Dispensary Request for Proposals

Re: Consideration of the Request for Proposals process for wholly-local cannabis retail dispensary operating permit, and the scheduling of a Special Meeting of City Council for Monday, October 24, 2022 at 6:00 P.M. to interview the qualified respondents.

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 October 18, 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.