



**CITY COUNCIL AGENDA
CITY HALL, 291 N. MAIN STREET
PORTERVILLE, CALIFORNIA
DECEMBER 6, 2022, 5:30 PM**

Pursuant to the provisions of Assembly Bill 361, signed into law by Governor Newsom on September 16, 2021, 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 December 6, 2022

Please use the following link below to join the webinar:

<https://us06web.zoom.us/j/85798603794?pwd=YmxHVGVXNFh3Yld4UWdBbHJPaG4wUT09>

Or via Telephone: **1-669-900-6833** Webinar ID: **857 9860 3794** Passcode: **660408**

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: 259-040-047. Agency Negotiator: John Lollis and Jason Ridenour. Negotiating Parties: City of Porterville and Smee Homes, Inc. Under Negotiation: Terms and Price.
- 2** - Government Code Section 54956.95 – Liability Claim: Claimant: Diego Bedolla. Agency claimed against: City of Porterville.
- 4** - Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation: Strawn v. Sokoloff et al., U.S. District Court, Eastern Division, Case No. 1:22-cv-1245 AWI-EPG.
- 5** - Government Code Section 54956.9(d)(3) – Conference with Legal Counsel – Anticipated Litigation – Significant Exposure to Litigation: Three (3) 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 Mayor Flores

Invocation

PRESENTATIONS

Introduction Leadership Porterville Class of 2023
Tulare County Regional Transit Agency (TCRTA) Presentation

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. Social Services Transportation Advisory Council (SSTAC) - November 8, 2022
2. Transportation Forum - November 9, 2022
3. Police Department Badge Pinning Ceremony - November 16, 2022
4. Mighty 190 Committee - November 16, 2022
5. Tulare County Homeless Task Force - November 16, 2022
6. Council of Cities - November 16, 2022
7. Library Facility Planning Committee - November 17, 2022
8. Porterville Chamber of Commerce Annual Installation & Awards Show - November 18, 2022
9. TCAG/Tulare County Transportation Authority (TCTA) Board - November 21, 2022
10. Community Christmas Tree Lighting Ceremony - November 25, 2022
11. Military Banner Committee - November 29, 2022
12. Internal City Audit Committee - November 30, 2022
13. Eastern Tule Groundwater Sustainability Agency (ETGSA) - December 1, 2022
14. Porterville Chamber of Commerce First Friday Coffee - December 2, 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. **Replacement of Police Vehicle**
Re: Consideration to authorize staff to negotiate the purchase of one police vehicle from National Auto Fleet in the amount of \$43,133.23.
2. **Authorization of Construction of Concrete Slabs for Fitness Equipment at Zalud Park**
Re: Consideration to authorize the construction of concrete slabs by Advanced Concrete for fitness equipment at Zalud Park in the amount of \$19,815.00.
3. **Acceptance of Project - Olive Avenue & Newcomb Street Traffic Signal Upgrade Project**
Re: Consideration to accept the Olive Avenue & Newcomb Street Traffic Signal Upgrade Project as complete.
4. **Addendum No. 1 to 4Creeks, Inc. Butterfield Stage Corridor Service Agreement**
Re: Consideration to authorize the Engineering & Project Management Director to execute Addendum No. 1 to 4Creeks, Inc. Service Agreement that will allow the necessary Human Health Risk Assessment and related report to be completed, at an agreed-upon fee of \$13,000 for the services.
5. **Renewal of Airport Lease Agreement - Lot No. 49A**
Re: Consideration to approve the renewal of the Lease Agreement between the City and Elaine Wall for Lot No. 49A at the Porterville Municipal Airport for a term of ten (10) years.
6. **Renewal of Airport Lease Agreement and Consent to Sublet - Lot No. 49B**
Re: Consideration to approve the renewal of the Lease Agreement between the City and Michael Quatacker and Debbie Quatacker for Lot No. 49B at the Porterville Municipal Airport for a term of ten (10) years; and authorize the Lessee, Michael Quatacker and Debbie Quatacker, to sublet airport hangar on Lot No. 49B at the Porterville Municipal Airport to David Sherwood on a month-to-month basis.
7. **Renewal of Airport Lease Agreement - Lot No. 46C**
Re: Consideration to approve the renewal of the Lease Agreement between the City and Michael Quatacker and Debbie Quatacker for Lot No. 46C at the Porterville Municipal Airport for a term of ten (10) years.
8. **Community Civic Event - Children's Christmas Parade Rescheduling - December 8, 2022**
Re: Consideration to approve the Rotary Club of Porterville and the Porterville Chamber of Commerce request to reschedule the Children's Christmas Parade to Thursday, December 8, 2022, from 7:00 PM to 9:00 PM.
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. **Golf Course Fees**

Re: Consideration to conduct a Public Hearing to solicit comment on the proposed golf course fees; and consider adoption of the draft Resolution approving the new golf course fees.

SCHEDULED MATTERS

- 12. Consideration of City Code Prohibiting Commercial Vehicles From Using Certain Streets**
Re: Consideration and review of the City's Code for prohibiting commercial vehicles from using certain streets, specifically E. Yates Avenue, S. Fourth Street, S. Roche Street, and E. Worth Avenue between S. Second Street and S. Plano Street.
- 13. Military Banner Program Banner Locations**
Re: Council to provide direction on the location of new military banners.
- 14. Bid Results - Tule River Parkway, Phase 3 Project**
Re: Consideration to reject all bids and authorize staff to re-advertise for bids on the Tule River Parkway, Phase 3 Project, located between Main and Plano Street.

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 20, 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.