



**CITY COUNCIL AGENDA
CITY HALL, 291 N. MAIN STREET
PORTERVILLE, CALIFORNIA
JUNE 6, 2023, 5:30 PM**

The City of Porterville is allowing for and encouraging electronic participation at City Council Meetings. 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 June 6, 2023

Please use the following link below to join the webinar:

<https://us06web.zoom.us/j/85228264141?pwd=UHBOY1M4QmdWL3ROcFhzdndMSVc0dz09>

Or via Telephone: **1-669-900-6833** Webinar ID: **852 2826 4141** Passcode: **867961**

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 54956.95 – Liability Claim: Claimant: Dennis Thomas Crowell. Agency claimed against: City of Porterville.
- 2** - Government Code Section 54956.95 – Liability Claim: Claimant: Andres Loza. Agency claimed against: City of Porterville.
- 3** - Government Code Section 54956.95 – Liability Claim: Claimant: Fred Landucci. Agency claimed against: City of Porterville.
- 4** - Government Code Section 54956.9(d)(3) – Conference with Legal Counsel – Anticipated Litigation – Significant Exposure to Litigation: Four (4) cases in which facts are not yet known to potential plaintiffs.
- 5** - Government Code Section 54956.9(d)(4) – Conference with Legal Counsel – Anticipated Litigation – Initiation of Litigation: Two (2) cases.
- 6** - Government Code Section 54957 -- Public Employee Performance Evaluation -- Title: City Manager.

7 - Government Code Section 54957 -- Public Employee Performance Evaluation -- Title:
City Attorney.

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

Pledge of Allegiance Led by Council Member Meister

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.

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. **City Council Minutes of November 14, 2022, and May 16, 2023.**
Re: Considering approval of the City Council Meeting draft Minutes of November 14, 2022, and May 16, 2023.
2. **Authorization to Purchase Specialized Equipment - Centrifuge**
Re: Consider authorization to purchase Centrifuge for Waste Water Sampling from Fisher Scientific, at a cost not to exceed \$6,956.
3. **Authorization to Repair Refuse Truck Engine**
Re: Consider authorization for refuse truck repair by Cummins Sales and Service at a cost not to exceed \$34,330.
4. **Lease of Six Automated License Plate Readers from Flock Safety**
Re: Consider authorizing the Police Department to enter into a two-year lease agreement with Flock Safety to install six cameras for a total cost of \$39,900.
5. **Authorization to Distribute a Request for Qualifications for Sports Complex Baseball Field Design**
Re: Consideration to authorize staff to distribute a Request for Qualifications for the design of the Sports Complex Baseball field.
6. **Acceptance of Subdivision Improvements - The Villas at Sierra Meadows, Phase 2 (Smee Homes, Inc)**
Re: Consider acceptance of the public improvements, including those related to the Landscape & Lighting District of Villas at Sierra Meadows, Phase 2 subdivision for maintenance as complete.

7. **Approval of Amendment No. 4 to the Consultant Services Agreement with MuniServices, LLC**
Re: Consider approval of Amendment No. 4 to the Consultant Services Agreement with MuniServices, LLC, to add an annual adjustment of five percent (5%) to the fixed fee portion of compensation.
8. **Authorization to Negotiate a Consultant Agreement - Porterville Public Library Project**
Re: Consideration to authorize staff to negotiate a scope of services contract with Paul Halajian Architects; or Steinberg Hart if staff is unable to negotiate an acceptable contract with Paul Halajian Architects.
9. **Ratification of Emergency Expenditure - Walk-in Cooler - Airport Restaurant**
Re: Consideration of the Council to ratify the emergency purchase of a walk-in cooler for the Airport Restaurant in the amount of \$6,800.
10. **Authorization to Execute a Consultant Agreement with QK, Inc. - Parks Master Plan**
Re: Consider authorization to execute a Consultant Service Agreement for the Parks Master Plan with QK, Inc. in the amount of \$149,217; and authorize an appropriation of \$149,217 in federal American Rescue Plan Act (ARPA) funds to fund this project.
11. **Porterville College Landscape Phasing**
Re: Consider approval of the phasing of landscape improvements along the proposed College and Triunfo Avenue Project.
12. **Request for Approval of the Self-Performed Street Maintenance Program for Fiscal Year 2023-2024**
Re: Considering approval of the 2023-2024 Self-Performed Street Maintenance Program and authorizing the expenditure of \$2,000,000.
13. **Asphalt Grinding Program for Fiscal Year 2023-2024**
Re: Consider authorizing staff to secure annual grinding contractor services for the Fiscal Year 2023-2024 Street Maintenance and Overlay Program.
14. **Annual Hauling Services for Asphalt Maintenance Program**
Re: Authorization to secure annual hauling contractor services for the Fiscal Year 2023-2024 Capital Improvement Projects Overlay Program.
15. **Street Striping Program for Fiscal Year 2023-2024**
Re: Consideration of authorizing staff to secure annual striping contractor services for the Fiscal Year 2023-2024 to support the Self-Performed Street Maintenance and Overlay Program.
16. **Annual Emulsion Program for Fiscal Year 2023/2024**
Re: Consider authorizing staff to secure an emulsion distributor for the Fiscal Year 2023/2024 Self-Performed Street Maintenance Program.
17. **Department of Finance Population Update**
Re: Consider authorizing the Mayor to sign a request for State certification for the City of Porterville, May 1, 2023, at a population of 62,588.
18. **Status and Review of Local Drought Emergency**
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

- 19. Public Hearing to Consider Amendments to Series 200 of the Porterville Development Ordinance**
Re: Consideration of a draft Ordinance amending Sections 204.01 and 204.02 of the Porterville Development Code regarding the Professions Office (PO) Zone District.
- 20. Consideration of an Ordinance Approving a Development Agreement between the City of Porterville and Cannabis Express, Inc.**
Re: Considering approval for first reading of a draft Ordinance regarding the development of a retail cannabis dispensary located at 200 North Main Street.
- 21. Consideration of Annexation 489 - East River Avenue and Plano Street**
Re: Consideration to find the proposed annexation project exempt from CEQA under CEQA Guidelines Section 15319; and adopt the draft Resolution, requesting that Tulare LAFCO initiate proceeding for annexation of three parcels (APNs 261-015-013, 261-015-015, 261-015-016) near the southeast corner of E. River Avenue and Plano Street.

SCHEDULED MATTERS

- 22. Bid Results - Villa Street Reconstruction Project**
Re: Consideration to reject all bids, and direct the Engineering and Project Management Director to re-advertise the project; or award the Villa Street Reconstruction Project to Dawson-Mauldin, LLC in the amount of \$10,087,972.40;
- 23. Consider Approval of Payment for Parts and Rental of Specialized Equipment to Repair the Flag Pole in the Grocery Outlet/Dollar Tree Center Shopping Mall**
Re: Consider approval of payment of \$2,562.75 to Elevated Energy and Construction for parts and rental of specialized equipment to repair the flag pole in the Grocery Outlet/Dollar Tree Center Shopping Mall from the City's "Special Purposes" Reserve Fund.
- 24. Consideration of Proposed Fiscal Year 2023-2024 Budget Process and Setting of Date for Public Hearing**
Re: Consider the proposed Fiscal Year 2023-2024 Budget process and set the date of Public Hearing for June 20, 2023.
- 25. Status and Review of Declaration of Local Flood Emergency**
Re: Review of the Declaration of Local Emergency made on March 13, 2023, concerning the significant weather event and impacts or likely impacts relative to increased flow of the Tule River; and consider approval of the agreement with TopKnotch Security, Inc. to provide nightly security at the Porterville Army National Guard Armory for \$18,000 per month.

AB 1234 REPORTS

This is the time for all AB 1234 reports required pursuant to Government Code § 53232.3.

1. Tulare County Taskforce on Homelessness - May 17, 2023
2. Council of Cities - May 17, 2023
3. Porterville Area Development Authority (PADA) - May 19, 2023

4. Tulare County Economic Development Corporation (TCEDC) Board - May 24, 2023
5. Tulare County Association of Governments (TCAG) Board Retreat - May 25, 2023
6. General Plan Ad Hoc Committee - May 30, 2023
7. Eastern Tule Groundwater Sustainability Agency (ETGSA) - June 1, 2023
8. Cannabis Ad Hoc Committee - June 2, 2023
9. TCAG Board - June 5, 2023

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 20, 2023, 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.