



**AMENDED CITY COUNCIL AGENDA
CITY HALL, 291 N. MAIN STREET
PORTERVILLE, CALIFORNIA
JUNE 20, 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 20, 2023

Please use the following link below to join the webinar:

<https://us06web.zoom.us/j/83264144409?pwd=SGl6RGYhVIRWkd4cjAvZENqMTFLdz09>

Or via Telephone: **1-669-900-6833** Webinar ID: **832 6414 4409** Passcode: **251266**

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: A portion of APN 253-171-004. Negotiating Parties: City of Porterville and Sam Zenz. Under Negotiation: Terms and Price.
- 2** - Government Code Section 54956.95 – Liability Claim: Claimant: Dennis Thomas Crowell. Agency claimed against: City of Porterville.
- 3** - 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.
- 4** - Government Code Section 54956.9(d)(4) – Conference with Legal Counsel – Anticipated Litigation – Initiation of Litigation: One (1) case.
- 5** - Government Code Section 54957 – Public Employee Performance Evaluation - Title: City Manager.
- 6** - 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 Beltran

Invocation

PRESENTATIONS

Employee of the Month
CalTrans Project 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.

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 - June 1, 2023
 2. Library & Literacy Commission - (On Summer Hiatus)
 3. Arts Commission
 4. Animal Control Commission
 5. Youth Commission (On Summer Hiatus)
 6. Transactions and Use Tax Oversight Committee (TUTOC) - May 25, 2023
- II. Staff Informational Reports
 1. Water Conservation Phase IV Status Update - May 2023

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 Master Meter 4G Radio Read Water Meters**
Re: Considering approval to purchase miscellaneous new meters, replacement meters, and/or meter registers during the 2023-2024 Fiscal Year, up to but not exceeding \$100,000.
2. **Authorization to Purchase Water Shares or Surface Water for Groundwater Recharge**
Re: Consideration to authorize the purchase of water shares or surface water during the 2023-2024 Fiscal Year in amount up to \$800,000.

3. **Authorization to Redistribute Request for Qualifications - Hayes Field Lighting Project**
Re: Authorizing staff to redistribute an RFQ for the Hayes Field Lighting Project
4. **Authorization to Award Contract - Main Street Reconstruction Project**
Re: Awarding the Main Street Reconstruction Project to Granite Construction Company in the amount of \$1,625,483.50, plus a ten percent (10%) contingency and ten percent (10%) for construction management, surveying, quality control and inspection services.
5. **Award of Contract - Financial Auditing Services**
Re: Considering award of contract to CliftonLarsonAllen LLP to provide professional audit services for the fiscal years ending June 30, 2023 through June 30, 2025, with the option of extending the agreement for two additional one-year periods.
6. **Authorization to Negotiate Contract for Professional Services to Update the Public Health & Safety Element and Preparation of an Environmental Justice Element for the Porterville 2030 General Plan**
Re: Considering authorization to staff to negotiate a contract with Provost & Pritchard Consulting Group to complete the elements of the City's 2030 General Plan for the proposed scope amount of \$119,848.
7. **Authorization to Temporarily Extend Participation in Cooperative Purchasing Programs on Existing Asphalt Contracts**
Re: Consideration to temporarily extend the existing Fiscal Year 2022-2023 asphalt contracts between the County of Tulare, Jaxon Enterprises, and Delano Rock & Asphalt pending a finalized contract for Fiscal Year 2023-2024.
8. **Approval of Resolution Authorizing the Filing of Regional Surface Transportation Program Exchange Fund Claim for the Fiscal Year 2022-2023**
Re: Authorizing staff to file an RSTP claim in the amount of \$807,280 for FY 2022-23.
9. **Authorization to Acquire Storm Drain Pipeline Easements**
Re: Considering the acceptance of easements from Robert C. Nuckols and Gail L. Nuckols for a purchase price of \$31,500 for the purpose of installing a storm drain pipeline at APNs 302-110-073 and 302-110-059.
10. **State Senate Bill 1205 Annual Fire Department Inspection Reporting**
Re: Consideration of a draft Resolution acknowledging receipt of the SB 1205 Annual Fire Department Inspection Report.
11. **Authorization to Increase Departmental Contributions Towards the City's Self-Funded Healthcare Plan**
Re: Authorizing an increase in City Department contributions towards the City's self-funded healthcare plan to \$1,200 per employee per month effective July 1, 2023.
12. **Approval of Community Civic Event - Ivanhoe Family Worship Center - The Worship Experience Church in the Park - July 8, 2023**
Re: Considering approval of a community civic event scheduled to take place on July 8, 2023 at Veterans Park.
13. **Scheduling of City Council Meeting, KJUG Free Summer Concert and National Night Out Community Event on August 1, 2023**

Re: Considering the scheduling of the City Council meeting, the KJUG Free Summer Concert and National Night Out community event on August 1, 2023.

14. 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

15. Adoption of Fiscal Year 2023-2024 Budget

Re: Consider adoption of the proposed Fiscal Year 2023-2024 Budget.

16. Annual Adjustment of Fees by Application of the Engineering News-Record (ENR) Cost Index

Re: Receiving public comment regarding the implementation of the annual fee adjustment pursuant to the ENR cost index for fees such as impact and connection fees.

SECOND READINGS

17. Second Reading - Ordinance No. 1901 - Amending Section 204.01 and 204.02 of the Porterville Development Ordinance Regarding the PO (Professional Office) Zone District

Re: Giving Second Reading of Ordinance No. 1901, amending Section 204.01 and 204.02 of the Porterville Development Ordinance Regarding the PO (Professional Office) Zone District.

18. Second Reading - Ordinance No. 1902 - Approving a Development Agreement between the City of Porterville and Cannabis Express, Inc., relating to the development of a retail cannabis dispensary

Re: Giving Second Reading of Ordinance No. 1902, an Ordinance approving a Development Agreement between the City of Porterville and Cannabis Express, Inc., relating to the development of a retail cannabis dispensary located at 200 N. Main Street, Porterville, California.

SCHEDULED MATTERS

19. Consideration of Interim Operations of the Navigation Center

Re: Consideration to authorize the use of American Rescue Plan Act (ARPA) funds to fund the operations of the Porterville Navigation Center for 90 days; and select and award the Operator of the Porterville Navigation Center for the interim 90 days.

20. CalCities Priority State Legislation Update

Re: Consideration of CalCities Priority Legislation Update and direction for the drafting of letters of opposition or support for individual legislative proposals.

21. 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.

AB 1234 REPORTS

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

1. Library Facility Planning Committee Meeting - May 18, 2023
2. Local Initiatives Navigation Center (LINC) Committee Meeting - June 7, 2023
3. CalVans Board Meeting - June 8, 2023
4. Tulare County Association of Governments (TCAG) Sustainable Corridors Committee Meeting - June 8, 2023 (CANCELLED)
5. Tulare County Water Commission - June 12, 2023
6. Tulare County Regional Transit Agency (TCRTA) Meeting - June 14, 2023 (CANCELLED)
7. Eastern Tule Groundwater Sustainability Agency (ETGSA) Board Meeting - June 15, 2023
8. Porterville Area Development Authority (PADA) Board Meeting - June 16, 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 July 18, 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.