



**AMENDED CITY COUNCIL AGENDA
CITY HALL, 291 N. MAIN STREET
PORTERVILLE, CALIFORNIA
JULY 18, 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 July 18, 2023

Please use the following link below to join the webinar:

<https://us06web.zoom.us/j/81520274716?pwd=UUl6TXNjME5RVGJDWTN3Vzl0NFdZUT09>

Or via Telephone: **1-669-900-6833** Webinar ID: **815 2027 4716** Passcode: **888144**

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: Federated Insurance Company as subrogee of Ryan Pouncey. Agency claimed against: City of Porterville.
- 2** - Government Code Section 54956.95 – Liability Claim: Claimant: Somboune Ballew. Agency claimed against: City of Porterville.
- 3** - Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation: Porfiria Martinez v. Sergio Frias et al., Tulare County Superior Court Case No. VCU299037.
- 4** - 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 plaintiffs.
- 5** - Government Code Section 54956.9(d)(4) – Conference with Legal Counsel – Anticipated Litigation – Initiation of Litigation: Four (4) 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 Greg Meister

Invocation

PRESENTATIONS

Employee Service Awards
Donna Hefner - Sierra View Medical Center

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 (Summer Hiatus)
 - 3. Arts Commission
 - 4. Animal Control Commission
 - 5. Youth Commission (Summer Hiatus)
 - 6. Transactions and Use Tax Oversight Committee (TUTOC)
- II. Staff Informational Reports
 - 1. Water Conservation Phase III Status Update - June 2023
 - 2. Fire and Police Departments July 4th Statistical Report

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. **Approval of Draft Minutes of April 14, 2023, June 6, 2023 and June 20, 2023**
Re: Considering approval of the City Council draft Minutes of April 14, 2023, June 6, 2023, and June 20, 2023.
- 2. **Authorization to Repair Refuse Truck Front Axle**

Re: Considering authorization of refuse truck repair by Golden State Peterbilt/American Truck Parts at a cost not to exceed \$14,888.

3. **Authorization to Advertise for Bids - North Turnout and Groundwater Recharge Basin**
Re: Consideration to approve staff's recommended Plans and Project Manual for the North Turnout and Groundwater Recharge Basin located just north of Westfield Avenue at the Friant-Kern Canal; and to authorize the appropriation of \$842,000 in Water Replacement Funds to fully fund the project.
4. **Authorization to Advertise for Bids - Fire Station 72 Classroom Remodel**
Re: Consideration to approve staff recommended Plans and Project Manual for the Fire Station 72 Classroom Remodel located at 500 N. Newcomb Street, Porterville, CA 93257.
5. **Authorization to Distribute Request for Qualifications to Add to the Current List of On-Call Engineering Services Consultants**
Re: Consideration to authorize staff to redistribute a Request for Qualifications to add to the list of qualified Engineers for on-call services.
6. **Authorization to Negotiate a Consultant Contract - Self Evaluation and Transition Plan**
Re: Consideration to authorize staff to negotiate a scope of services contract with Sally Swanson Architects, Inc. or Bureau Veritas to compile and implement a comprehensive Americans with Disabilities Act (ADA) Self Evaluation and Transition Plan
7. **Authorization to Negotiate a Consultant Contract - Emergency Operations Center & Public Safety Headquarters**
Re: Consideration to authorize staff to negotiate a scope of services contract with Darden Architects or COAR Design Group for design services for the Emergency Operations Center (EOC) & Public Safety Headquarters.
8. **Acceptance of Grant Deeds for the Villa Street Reconstruction Project**
Re: Considering approval of draft Resolutions accepting a Grant Deed in Fee for portions of APNs 252-251-021, 252-251-023, 252-260-031, 252-260-032, 252-293-007 for street improvements associated with the Villa Street Reconstruction Project.
9. **Consideration of Reallocation of Funds for Development Ordinance Update**
Re: Consideration to authorize the reallocation of funds from the General Fund Allocation for the Housing Element Update to the Development Ordinance Update.
10. **Operation of Navigation Center Request for Proposals**
Re: Consideration to authorize the distribution of a Request for Proposals for the Operation of the Porterville Navigation Center.
11. **State Route 190 and Westwood Street Roundabout Transportation Art Maintenance Agreement**
Re: Consideration to enter into the Mighty 190 Transportation Art Maintenance Agreement and Tree/Eagle Project Specific Maintenance Agreement with the California Department of Transportation.
12. **Sewer Utility Districts Annual Assessments Fiscal Year 2023-2024**
Re: Consideration to adopt draft Resolutions ordering the continued sewer district assessment for the 2023-2024 tax year for Sewer Utility Districts 458, 455 A, 459 A & C, and 456 A, B & C, and E.

13. **Preliminary Annual Engineer's Report of Assessments for Landscape and Lighting Maintenance Districts and Setting a Public Hearing**
Re: Consideration of draft Resolutions to order the preparation of and give approval to an Engineer's Report for the Landscape and Lighting Maintenance Districts for the 2023-2024 Fiscal Year; declaring the intent to levy and collect assessments; and scheduling a Public Hearing for August 1, 2023, at 6:30 P.M.
14. **Engineer's Reports and Setting of a Public Hearing for Establishing Landscape and Lighting Maintenance Districts and Tax Assessments for Parcels Within The Villas At Sierra Meadows Phases One, Two and Three**
Re: Consideration to approve a draft Resolution Ordering the Proceedings for Formation of Landscape and Lighting Maintenance District numbers 57, 58, and 59, and ordering the preparation of the Engineer's Reports; approve a draft Resolution giving preliminary approval to the Engineer's Reports; and approve a draft Resolution declaring intent to form districts, levy and collect assessments, and setting a Public Hearing for August 1, 2023.
15. **Assignment of Airport Lease - Lot No. 40**
Re: Consideration to approve the Assignment of Lease for Lot No. 40 at the Porterville Municipal Airport from Dana Gillespie and Susan Peck to Matthew A. Quatacker.
16. **Approval of Community Civic Event - Porterville Kiwanis Club - Vendor Market - July 22, 2023**
Re: Consideration to approve the Community Civic Event application from Porterville Kiwanis Club to hold the Vendor Market on July 22, 2023, at Veterans Park, from 10:00 AM to 7:00 PM.
17. **Approval of Community Civic Event - American Conservatory - The Mecca Grand Re-opening - August 5, 2023**
Re: Consideration to approve the Community Civic Event application from American Conservatory to hold "The Mecca Grand Re-opening" on August 5, 2023, on Saturday, August 5, 2023, from 5:00 p.m. to 2:00 a.m.
18. **Authorization of Street Closures for the National Night Out and KJUG Free Summer Concert Community Event on August 1, 2023**
Re: Consideration to authorize the closure of Main Street from Morton Avenue to Putnam Avenue and adjacent side streets to the alleys from 3:00 P.M. to 10:00 P.M for the National Night Out and KJUG Free Summer Concert community event on August 1, 2023.
19. **Status and Review of Local Drought Emergency**
Re: Considering approval of the continuance of the Declaration of Local Emergency.

SCHEDULED MATTERS

20. **Consideration of Porterville Navigation Center Expansion**
Re: Consideration to provide direction on the expansion of the Porterville Navigation Center located at 140 S. "C" Street, Porterville, CA 93257.
21. **History of the Establishment of Sewer Districts & Parks Impact Fees**
Re: Council to consider the report and direction for future utility districts and any additional impact fees.
22. **Adoption of Annual Appropriation Limit**

Re: Consideration to approve the draft Resolution adopting the appropriation limit of \$93,143,853 for the 2023-2024 Fiscal Year.

23. Consideration of Sponsorship of 2023 Tule River Tribe Powwow Scheduled for Friday, September 29th - Sunday, October 1st, 2023

Re: Consideration of sponsorship of the 2023 Tule River Tribe Powwow, scheduled for Friday, September 29th through Sunday, October 1st, 2023, at the Eagle Mountain Casino Event Center (1850 West Street).

24. 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. Tulare County Taskforce on Homelessness - June 21, 2023
2. Tulare County Association of Governments (TCAG) Women in Transportation Session - June 23, 2023
3. San Joaquin Valley Regional Early Action Planning (REAP) Committee - June 23, 2023
4. Tulare County Regional Transit Agency Board - June 23, 2023
5. TCAG/Tulare County Transportation Authority (TCTA) Board - June 26, 2023
6. Tulare County Economic Development Corporation Board - June 28, 2023
7. Local Initiatives Navigation Center Committee - July 5, 2023
8. Eastern Tule Groundwater Sustainability Agency Board - July 6, 2023
9. Tule River Improvement Joint Powers Authority (TRIJPA) Board - July 10, 2023
10. Tulare County Water Commission - July 10, 2023
11. TCAG Transit Forum Microtransit Tour - July 11, 2023
12. TCAG Transit Forum - July 12, 2023
13. CalVans Board - July 13, 2023
14. City-Tribe Memorandum of Understanding Committee - July 13, 2023
15. TCAG/TCTA Board - July 17, 2023 (CANCELLED)
16. TCRTA Board - July 17, 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 August 1, 2023 at 3:00 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.