



**CITY COUNCIL AGENDA
CITY HALL, 291 N. MAIN STREET
PORTERVILLE, CALIFORNIA
MARCH 18, 2025, 5:30 PM**

The City of Porterville provides access to view city council meetings electronically. Please note that this service is offered as a courtesy and may not always be accessible to the public. To ensure the opportunity to participate in public comments and scheduled public hearings, individuals must attend in person.

This meeting will be available for viewing via YouTube at
<https://www.youtube.com/@cityofporterville4149> ,

and via **Zoom** using the following information:
<https://us06web.zoom.us/j/84997785171?pwd=EA1SYbqbFqKrKqQcejQCxINn8mDa0E.1>

Or via Telephone: +1 669 900 6833 Webinar ID: 849 9778 5171 Passcode: 752459

Please direct any questions to the Office of City Clerk at 559-782-7464.

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: Charles Johnston. Agency claimed against: City of Porterville.
2. - Government Code Section 54956.95 – Liability Claim: Claimant: Jeff Sims. Agency claimed against: City of Porterville.
3. - Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation: A.A.B v. City of Porterville, et al., U.S. District Court, Eastern District, Case No. 1:25-CV-00261-EPG
4. - Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation: Louis Cruz v. City of Porterville, et al., U.S. District Court, Eastern District, Case No. 1:25-CV-00293-JLT-EPG.
5. - Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation: Nagle Earthworks v. S&B Sons Inc., et al., Kern County Superior Court Case No. BCV-25-100682

6. - 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.

7. - Government Code Section 54957 - Public Employee Appointment/Employment: Title: City Manager

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

Pledge of Allegiance Led by Vice Mayor McKervey

Invocation

PRESENTATIONS

Women's Rights Proclamation

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 - March 6, 2025
 2. Library & Literacy Commission - March 11, 2025
 3. Arts Commission
 4. Animal Control Commission
 5. Youth Commission - March 12, 2025
 6. Transactions and Use Tax Oversight Committee (TUTOC) - February 25, 2025
- II. Staff Informational Reports
 - Water Conservation Phase IV Status Update - February 2025
 - 2024 General Plan Annual Progress 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 March 11, 2025

Re: Considering approval of the City Council draft Minutes of March 11, 2025.

2. **Authorization to Purchase of a Verticus Plus Bauer SCBA Fill Station**
Re: Consider the approval of the purchase of a Verticus Plus Bauer SCBA Fill Station for \$61,338 from Bauer Compressors, using California State contract pricing, with a total project cost including sales tax, freight, installation, training, and electrical work, not to exceed \$80,739.51
3. **Authorization to Purchase Wanco - Mini Message Boards**
Re: Consideration to purchase two (2) Wanco Mini Message Boards from KRC, for an amount not to exceed \$47,680.63, to improve traffic control measures and ensure the safety and efficiency of street maintenance operations conducted by the Street Division.
4. **Authorization to Purchase Park Improvements Utilizing CDBG Funds and Authorization to Distribute Request for Qualifications**
Re: Considering the purchase of playground equipment for Murry Park, including installation, through Community Development Block Grant Park Improvement Funds from Park Planet not to exceed \$357,500; and consider the distribution of a Request for Qualifications for the ADA connectivity path portion of the project.
5. **Authorization to Advertise for Bids - Landscape Screening Project**
Re: Considering approval of the Plans and Project Manual for the project, which includes the installation of landscaping and irrigation infrastructure for the Landscape Screening Project, located along State Route 190 from Prospect Street to Plano Street, and along State Route 65 from Henderson Avenue to Avenue 188.
6. **Authorization to Distribute Request for Proposals - City Hall Metasys System Upgrade**
Re: Consideration to authorize staff to distribute Request for Proposals for the City Hall Metasys System upgrade.
7. **Authorization to Negotiate Consultant Services Contract - Tule River Tribe Village Corridor & Two Pedestrian Bridges Project**
Re: Consideration to authorize staff to negotiate a scope of services contract with 4Creeks, Inc. of Visalia, for environmental and design services for the Tule River Tribe Village Corridor and Two Pedestrian Bridges Project.
8. **Declaration of Exempt Surplus Land APN 260-300-034 and Authorization to Enter into Option to Purchase and Sale Agreement**
Re: Consideration of a draft resolution rescinding Resolution No. 12-2025 and adopt a draft resolution declaring the approximately 4.47-acre parcel of City-owned property, APN 260-300-034, as "exempt surplus land" as defined in Government Code Section 54220 et seq; and authorize entering into an Option to Purchase-Purchase and Sale Agreement with Self Help Enterprises for APN 260-300-034.
9. **Kern Community College District Police Range Cooperative Agreement**
Re: Consideration to approve a Cooperative Agreement with Kern Community College District to utilize the Porterville Police Department firing range for training and qualifications of their police cadets, for the period of 07/01/25, through 06/30/28.
10. **Approval of Community Civic Event - Porterville Chamber of Commerce - Spring Festival - April 5, 2025**

Re: Consideration to approve the Community Civic Event application submitted by the Porterville Chamber of Commerce to hold the Porterville Chamber Spring Festival event on Saturday, April 5, 2025, from 10:00 AM to 3:00 PM.

11. Approval of Community Civic Event - Central California Family Crisis Center - Ladies of Sinister Nation's 1st Annual Easter Egg Hunt & Basket Drive - April 5, 2025

Re: Consideration to approve the Community Civic Event application submitted by the Central California Family Crisis Center to hold the "Ladies of Sinister Nation's 1st Annual Easter Egg Hunt & Basket Drive" event on Saturday, April 5, 2025, at Veterans Park, from 1:00 PM to 5:00 PM.

12. Approval of Community Civic Event - Boys and Girls Club of the Sequoias - 2025 Love Our Kids 5K Fun Run & Walk - April 5, 2025

Re: Consideration to approve the Community Civic Event application submitted by the Boys and Girls Club of the Sequoias to hold the "2025 Love Our Kids 5K Fun Run & Walk" event on Saturday, April 5, at the Sports Complex, from 9:00 AM to 11:30 AM.

13. Approval of Community Civic Event - Experimental Aircraft Association - Porterville Military Academy 5K/10K Trail Run - April 12, 2025

Re: Consideration to approve the Community Civic Event application submitted by the Experimental Aircraft Association to hold the PMA 5K/10K Trail Run event on Saturday, April 12, 2025, from 8:00 AM to 12:00 PM, and for West Pioneer, between North Ohio Street to North Cottage Place, North Villa Street at West La Vida Ave, West Westfield Ave between North Howland Street and North Main Street, and West Reid Ave at North Scenic Drive, be closed only when runners are crossing.

14. Authorization for Out-of-State Travel

Re: Consider out-of-state travel and per diem expenses for Police Department personnel to travel to ProForce Marketing Inc, located in Prescott, Arizona to transport department guns for trade-in as agreed upon at time of purchase of the new department handguns.

15. Council Consideration and Approval of Amendments to the Eastern Tule Groundwater Sustainability Agency Joint Powers Authority

Re: Council consideration and approval of amendments to the Eastern Tule Groundwater Sustainability Agencies Joint Powers Authority Agreement.

16. 2024 Housing Element Annual Progress Report

Re: Council to review the 2024 Housing Element Annual Progress Report and direct the Planning Division to submit the report to the California Department of Housing and Community Development and the Governor's Office of Planning and Research.

17. City Council Member Requested Agenda Item - Consideration of Resolution Declaring Women's Rights in Porterville and Resolve to the Protection of Rights For All Constituents

Re: Consideration to add to the Council Agenda of April 1, 2025, an item to consider a Resolution Declaring Women's Rights in Porterville and Resolve to the Protection of Rights for All Constituents.

18. **City Council Member Requested Agenda Item - Consideration of Resolution Declaring Porterville a Constitutional City and Establishing the Rights of Its Constituents as the Highest Priority in Governance**
Re: Consideration to add to the Council Agenda of April 1, 2025, an item to consider a Resolution Declaring Porterville a Constitutional City and Establishing the Rights of its Constituents as the Highest Priority in Governance.
19. **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 relative to flood event.

SCHEDULED MATTERS

20. **Council Discussion and Review of Sewer Rates on Non-Residential Institutional Customer Class Churches**
Re: Council discussion and review of Sewer Rates impacting the non-residential customer class churches.
21. **Consideration of Proposed Establishment of Ordinance Safeguarding Parental Rights in Education and Child Upbringing**
Re: Council to provide direction on the proposed establishment of an Ordinance Safeguarding Parental Rights in Education and Child Upbringing.
22. **Consideration of Letter of Opposition to Assembly Bill 1333**
Re: Consideration of a draft letter of opposition to Assembly Bill 1333, a bill that limits justifiable homicide, requiring individuals to retreat before using deadly force outside their homes.
23. **Consideration of Appointment of City Council Representatives to Porterville Airport Committee**
Re: Consider appointing two City Council Members to serve on the Porterville Airport Committee.
24. **Nomination of a City Public Transit Representative Alternate Member for the Governing Board of the Tulare County Association of Governments (TCAG)**
Re: Council to consider a candidate to nominate for appointment by the City Selection Committee as the City Public Transit Representative Alternate Member to the Governing Board of the Tulare County Association of Governments (TCAG).
25. **Nomination of an Alternate Member to Serve on the Local Agency Formation Commission (LAFCO)**
Re: Council to consider a candidate to nominate for appointment by the City Selection Committee to serve as the Alternate Member on the Local Agency Formation Commission (LAFCO) for the term ending the first Monday of May 2029.
26. **Consideration of Cannabis Community Benefit Fund Allocations, Establishment of Community Benefit Non-Profit Grant Program and Community Benefit Small Business Grant Program**
Re: Council to consider the proposed categorical allocation of funds in the community benefits program funds, funding a Community Benefit Non-Profit Grant Program with 40 percent (\$65,906) of the fund balance, Community Benefit Small Business Grant Program with 20 percent (\$32,953) of the fund balance, and

allocating 40 percent (\$65,906) of the fund balance for resources for the Police Department's SMART Team.

27. Consideration of Proposed Amendments to Chapter 15 article 7 and Chapter 21 Series 200 and 300 of Porterville Municipal Code Regarding Cannabis Dispensary Regulations and Potential Relocation of Existing Business

Re: Consideration to set a public hearing to consider and give first reading to an Ordinance amending Chapter 21, Series 200 and 300 of the Porterville Municipal Code, adding "Cannabis Dispensaries" as a permitted use in the CG General Commercial Zone; consider the relocation of the cannabis dispensary located at 200 N. Main Street to 1432 W. Olive Avenue in Porterville; and consider a draft ordinance amending Article VII of Chapter 15 of the Porterville Municipal Code, with various proposed changes affecting cannabis dispensary operations, and the potential setting of the first reading and a public hearing.

28. Review of City Council Agenda Publication Timeline

Re: Council to provide direction on the timing of the publication of the City Council agenda.

AB 1234 REPORTS

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

1. Local Initiatives Navigation Center Committee (LINC) - March 5, 2025
2. Eastern Tule Groundwater Sustainability Agency (ETGSA) - March 6, 2025
3. Mighty 190 Committee - March 10, 2025
4. Library Facility Planning Committee - March 13, 2025
5. Tulare County Association of Governments (TCAG) - March 17, 2025

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 April 1, 2025, 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, requesting electronic participation as an accommodation, 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 N. Main Street, Porterville, CA 93257, and on the City's website at www.ci.porterville.ca.us.