

**CITY COUNCIL MINUTES
CITY HALL, 291 N. MAIN STREET
PORTERVILLE, CALIFORNIA
MARCH 1, 2016, 5:30 PM**

Call to Order
Roll Call

ORAL COMMUNICATIONS

None

CITY COUNCIL CLOSED SESSION:

- A. Closed Session Pursuant to:
- 1 - Government Code Section 54957.6 – Conference with Labor Negotiator. Agency Negotiator: John Lollis and Steve Kabot. Employee Organization: Porterville City Firefighters Association.
 - 2 - Government Code Section 54956.95 – Liability Claim: Claimant: Belen Ramos. Agency claimed against: City of Porterville.
 - 3 - Government Code Section 54956.95 – Liability Claim: Claimant: Flora Dearden. Agency claimed against: City of Porterville.
 - 4 - Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation: Champeheuag v. City of Porterville, et al., Tulare County Superior Court Case No. 255956.
 - 5 - Government Code Section 54956.9(d)(4) – Conference with Legal Counsel – Anticipated Litigation – Initiation of Litigation: One Case.
 - 6- Government Code Section 54957.6 – Conference with Labor Negotiator. Agency Negotiator: Mayor Stowe. Unrepresented Employee – City Manager.

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

City Attorney Lew reported action pertaining to A2 and A3, as follows:

- A-2. On a MOTION made by Vice Mayor Hamilton, and SECONDED by Council Member Reyes the City Council unanimously rejected the claim filed by Belen Ramos.

Documentation: M.O. 01-030116

Disposition: Claim rejected.

- A-3. On a MOTION made by Council Member Gurrola, and SECONDED by Council Member Ward the City Council rejected the claim filed by Flora Dearden.

AYES: Reyes, Ward, Gurrola, Stowe
NOES: None
ABSTAIN: Hamilton
ABSENT: None

Documentation: M.O. 02-030116
Disposition: Claim rejected.

The Pledge of Allegiance was led by Council Member Gurrola.
Invocation - a moment of silence was observed.

PRESENTATIONS

Employee of the Month - Christina Carrillo
Employee Service Awards - Ted Penic, Augie Gonzalez, Tyson Tashiro, Yuliana Andrade,
Ted Williams, and Tristan Cardoza

AB 1234 REPORTS

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

1. Tulare County Association of Governments (TCAG) - February 22, 2016
Council Member Gurrola reported that she was unable to attend the meeting.
2. Tulare County Economic Development Corp. (TCEDC) - February 24, 2016
Council Member Reyes reported that he was unable to attend the meeting.
3. City Manager Lollis reported on TCAG's Federal Certification Review and the City's testimony pertaining to the Tribal Transit Program and Transit Manager Rich Tree's rock star status.

City Manager Lollis indicated that there had been a request to add an item to the agenda pertaining to a civic event. City Attorney Lew advised that because the proposed date of the event was before the next scheduled City Council meeting the item had met the necessary criteria for emergency consideration.

Emergency Item. On a MOTION made by Council Member Gurrola, and SECONDED by Vice Mayor Hamilton the City Council unanimously approved the request to add the Emergency Item to the agenda as Item No. 9. The motion carried unanimously.

Documentation: M.O. 03-030116
Disposition: Addition approved.

ORAL COMMUNICATIONS

- Edith LaVonne, Porterville, reported on walking hazards around Veterans Park and potholes on Villa Street between Morton and Putnam Avenues.
- Jeff Szeles, Porterville, reported on circumstances surrounding the untimely filing of the community civic event paperwork (Item No. 9); and extended an invitation to the Bark for Life event on March 12th.

CONSENT CALENDAR

There were no items pulled from the Consent Calendar for discussion.

COUNCIL ACTION: MOVED by Council Member Ward, SECONDED by Vice Mayor Hamilton that the City Council approve Items Nos. 16. The motion carried unanimously.

1. CITY COUNCIL MINUTES OF FEBRUARY 16, 2016

Recommendation: That the Council approve the draft Minutes for February 16, 2016.

Documentation: M.O. 04-030116

Disposition: Approved.

2. AUTHORIZATION TO INCREASE FUNDING FOR PURCHASE OF SPECIALIZED EQUIPMENT - UTILITY TRAILER

Recommendation: That City Council authorize an additional \$3,900 from the Water Equipment Replacement Fund to purchase a utility trailer.

Documentation: M.O. 05-030116

Disposition: Approved.

3. ACCEPTANCE OF HOMELAND SECURITY GRANT AND PURCHASE OF SWAT EQUIPMENT

Recommendation: That the City Council:

1. Authorize Department Staff to accept the grant;
2. Authorize Department Staff to negotiate the purchase and delivery of fourteen (14) sets of body armor and twenty-eight (28) ballistic plates as specified in the quote from The Uniform Connection;
3. Authorize Department Staff to negotiate the purchase and delivery of fourteen (14) helmets as specified in the quote from Mallory Safety & Supply; and
4. Authorize payment upon successful delivery of the negotiated items.

Documentation: M.O. 06-030116

Disposition: Approved.

4. ACCEPTANCE OF PROJECT - WASHER GRINDER EQUIPMENT REPLACEMENT

Recommendation: That City Council:

1. Accept the project as complete;
2. Authorize the filing of the Notice of Completion; and
3. Authorize the release of the 5% retention thirty-five (35) days after recordation, provided no stop notices have been filed.

Documentation: M.O. 07-030116

Disposition: Approved.

5. ACCEPTANCE OF PROJECT - WELL NO. 32 PROJECT (PHASE 2 - PUMPING PLANT)

Recommendation: That the City Council:

1. Accept the project as complete;
2. Authorize the filing of the Notice of Completion; and
3. Authorize the release of the 5% retention thirty-five (35) days after recordation, provided no stop notices have been filed.

Documentation: M.O. 08-030116

Disposition: Approved.

6. APPROVAL FOR COMMUNITY CIVIC EVENT - COMISION HONORIFICA MEXICANA AMERICANA - CINCO DE MAYO PARADE AND FIESTA - APRIL 30, 2016 - MAY 1, 2016

Recommendation: That the City Council approve the Community Civic Event Application and Agreement from the Comision Honorifica Mexicana-Americana, Inc., subject to the restrictions contained in the Application and Agreement, Exhibit A and Exhibit B.

Documentation: M.O. 09-030116

Disposition: Approved.

SCHEDULED MATTERS

7. TULE SUBBASIN SUSTAINABLE GROUNDWATER MANAGEMENT ACT UPDATE - AUTHORIZATION TO EXECUTE THE EASTERN TULE GSA MEMORANDUM OF UNDERSTANDING

Recommendation: That the City Council:

1. Receive the staff report as an update on staff's progress towards the formation of a Groundwater Sustainability Agency under the Act and efforts leading towards a MOU with the seven other parties of the proposed Eastern Tule GSA; and
2. Approve the Eastern Tule GSA Memorandum of Understanding.

City Manager Lollis introduced the item and Acting Public Works Director Mike Reed presented the staff report.

Staff addressed questions from the Council regarding unincorporated, benefits of the proposed GSA, and sovereignty of the Council as it pertained to City water; and spoke of the importance of strategy, cooperation, diversification, and conservation.

COUNCIL ACTION: MOVED by Council Member Ward, SECONDED by Council Member Gurrola that the City Council approve the Eastern Tule GSA Memorandum of Understanding. The motion carried unanimously.

Documentation: M.O. 10-030116

Disposition: Approved.

8. STATUS AND REVIEW OF DECLARATION OF LOCAL DROUGHT EMERGENCY

Recommendation: That the City Council receive the report of status and review of the Declaration of Local Emergency and determine the need exists to continue said Declaration.

City Manager Lollis introduced the item and presented the staff report. A brief discussion followed regarding the Department of Water Resources' long-term permanent water connection plan for East Porterville.

COUNCIL ACTION: MOVED by Council Member Gurrola, SECONDED by Council Member Reyes that the City Council approve the continued Declaration of Local Drought Emergency. The motion carried unanimously.

Documentation: M.O. 11-030116

Disposition: Approved.

9. APPROVAL FOR COMMUNITY CIVIC EVENT – AMERICAN CANCER SOCIETY – BARK FOR LIFE – MARCH 12, 2016

Recommendation: That the Council approve the Community Civic Event Application and Agreement from the American Cancer Society, subject to the Restrictions and Requirements contained in the Application, Exhibit A and Exhibit B of the Community Civic Event Application.

City Manager Lollis introduced the item and presented the staff report.

COUNCIL ACTION: MOVED by Council Member Gurrola, SECONDED by Council Member Reyes that the City Council approve the Community Civic Event Application and Agreement from the American Cancer Society, subject to the Restrictions and Requirements contained in the Application, Exhibit A and Exhibit B of the Community Civic Event Application. The motion carried unanimously.

Documentation: M.O. 11-030116

Disposition: Approved.

Mayor Stowe recognized Tule River Tribal Council Member Gary Santos who was in attendance.

ORAL COMMUNICATIONS

- Brock Neeley recommended that the Council reconsider swimming pool permits for in-ground and above-ground pools to ensure water conservation.
- Jeff Szeles recommended that the City go straight to Phase IV to conserve more water, and agreed that swimming pools be regulated for water use.
- Edith LaVonne spoke of water conservation efforts used to sustain her potted plants and the need to inform the public of water conservation measures.

OTHER MATTERS

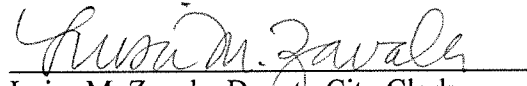
- Council Member Gurrola stated that Strathmore High's Basketball team was in the midst of a playoff game against Fresno Christian High School.
- Vice Mayor Hamilton congratulated Strathmore High's Girls Soccer team, Central Section Division IV champions, and praised the City of Hope Spectacular event.
- Council Member Reyes noted that Porterville High School's Basketball team was playing a semi-finals game in Fresno; and encouraged those residents still purchasing plants to consider the need to conserve water.
- Mayor Stowe congratulated the Porterville Bulldogs, a flag football team made up of 10- to 12-year olds, who won its second consecutive state championship.
- City Manager Lollis thanked Deputy City Clerk Luisa Zavala for successfully live streaming the council meeting audio; and spoke of the upcoming Public Safety Dinner on Thursday where Lieutenant Mike Hildreth and Officer Bruce Sokoloff would be recognized as Public Safety Employees of the Year.
- Community Development Director Jenni Byers announced that there was going to be a Downtown Sidewalk Sale on Saturday, March 5th.

CLOSED SESSION

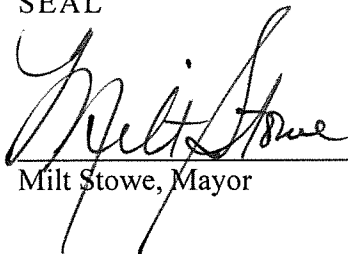
None

ADJOURNMENT

The Council adjourned at 7:54 p.m. to the meeting of March 15, 2016.


Luisa M. Zavala, Deputy City Clerk

SEAL


Milt Stowe, Mayor