



**CITY COUNCIL AGENDA
CITY HALL, 291 N. MAIN STREET
PORTERVILLE, CALIFORNIA
DECEMBER 20, 2016, 5:30 PM**

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: 240-050-026. Agency Negotiator: Patrice Hildreth and Jenni Byers. Negotiating Parties: City of Porterville and Porterville Masonic Properties, Inc. Under Negotiation: Terms and Price.
- 2** - Government Code Section 54956.95 – Liability Claim: Claimant: Evangelina Gomez. Agency claimed against: City of Porterville.
- 3** - Government Code Section 54956.95 – Liability Claim: Claimant: Rachel Munoz. Agency claimed against: City of Porterville.
- 4** - Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation: Judith Howard v. City of Porterville, et al., U.S. District Court Case No. 1:16-cv-01071-AWI-SAB.
- 5** - Government Code Section 54956.9(d) (3) – Conference with Legal Counsel – Anticipated Litigation – Significant Exposure to Litigation: Three cases in which facts are not yet known to potential plaintiff.
- 6** - Government Code Section 54956.9(d)(4) – Conference with Legal Counsel – Anticipated Litigation – Initiation of Litigation: One case.
- 7** - Government Code Section 54957 - Public Employee Evaluation - Title: City Manager.
- 8** - Government Code Section 54957 - Public Employee 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 Hamilton

Invocation

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) - December 12, 2016

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 - December 8, 2016
 2. Library & Literacy Commission - December 13, 2016
 3. Arts Commission
 4. Animal Control Commission - December 12, 2016
 5. Youth Commission - December 12, 2016
 6. Transactions and Use Tax Oversight Committee (TUTOC)
- II. Staff Informational Reports
 1. Water Conservation Phase III Status Update
 2. Porterville Animal Control Commission Memorandum - Funding the New Animal Shelter

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 December 15, 2015, and December 13, 2016**
Re: Considering approval of the draft Minutes of December 15, 2015, and December 13, 2016.

2. **Authorization to Purchase Two Picnic Shelters**
Re: Considering approval of the purchase and installation of two picnic shelters with CDBG Park Improvement Program funds from MRC GameTime not to exceed \$55,439.73.
3. **Authorization to Repair City Well 11**
Re: Considering approval of the repair of City Well 11, initiation of a Purchase Order and payment to Valley Pump & Dairy in an amount not to exceed \$25,475.
4. **Acceptance of Project - Lime Street and Laurel Avenue Sewer and Water Project**
Re: Considering acceptance of project from 99 Pipeline, Inc., and authorizing the filing of the Notice of Completion for the project consisting of the installation of new master plan sewer main, water main, sewer laterals, water services and the removal of existing water and sewer infrastructure along Lime Street from Laurel Avenue to Mulberry Avenue and along Laurel Avenue from Lime Street to Second Street.
5. **Intent to Vacate - Median Avenue and Milo Street**
Re: Considering approval of a resolution of intent to vacate Median Avenue and Milo Street; and the scheduling of a public hearing on February 7, 2017.
6. **Authorization to Enter into an Agreement for Provisions of Services With ePlan Solutions, Inc to Allow Electronic Plan Submittals**
Re: Considering approval of the Agreement for Provisions of Services with ePlan Solutions, Inc., an online service that allows construction plans to be submitted and reviewed electronically.
7. **Approval of the Eastern Tule Sustainable Groundwater Agency (GSA) Joint Power Agreement (JPA)**
Re: Considering approval of the amended Eastern Tule GSA Joint Powers Agreement.
8. **Assignment of Airport Lease - Lot 34B**
Re: Considering approval of the Assignment of Lease for Lot 34B between the City of Porterville and Mr. Bruce Kaiser to Dr. Donald Cornthforth; and authorize the Mayor to sign the Lessor's Consent to Assignment of Lease Agreement on behalf of the City.
9. **Renewal of Airport Lease Agreement - Lot 40**
Re: Considering approval of the Lease Agreement between the City of Porterville and Mr. Dana Gillespie and Mrs. Susan Peck for Lot 40 at the Porterville Municipal Airport.

A Council Meeting Recess Will Occur at 8:30 p.m., or as Close to That Time as Possible

PUBLIC HEARINGS

10. **Considering Approval of a Conditional Use Permit (PRC 2016-030-C) to allow San Joaquin Valley College, a Private College, to be Located at 314 N. Main Street**
Re: Consideration of a resolution approving Conditional Use Permit (PRC 2016-030-C) to allow San Joaquin Valley College, a private college, to be located at 314 N. Main Street subject to conditions of approval with the additional requirement to not exceed 5,000 square feet.

SCHEDULED MATTERS

11. **Acceptance of the Supplemental Project Report for the Draft Project Approval & Environmental Document (PA & ED) Stage - State Route 190 Near Term Projects**
Re: Consideration of Caltrans' State Route 190 Draft Supplemental Project Report to the State Route 190 PA & ED; authorization to sign the Draft Supplemental Project Report to the State Route 190 PA & ED; and authorization to circulate the environmental document for the identified Near Term Projects, inclusive of the roundabout at the College Avenue/Plano Street intersection.
12. **Bid Results for the Garden Avenue Pedestrian Walkway Project**
Re: Considering award of contract to DOD Construction in the amount of \$607,635.00; the appropriation of additional Local Transportation Funds in the amount of \$111,465.57 needed to fund the project; and approval of payments in the amount of \$65,367.07 to SCE for costs associated with the installation of eighteen (18) new streetlights along the north side of Garden Avenue.
13. **Consideration of Modifications of Extraterritorial Service Agreements**
Re: Considering approval to postpone action on additional connections for new homes until after ownership of the system has transferred to the City; and authorization to begin drafting policies and procedures to be considered concurrent with the transfer of ownership to the City.
14. **Legislative Update Regarding Proposition 64**
Re: Consideration of new law that are subject to local regulation, and the City's current regulations concerning medical marijuana in light of the new laws regulating non-medical use.
15. **OHV Park Management Services**
Re: Consideration of OHV Park management services.
16. **Consider Administration of a Code Enforcement Resident Survey**
Re: Consideration of the administration of a Code Enforcement Resident Survey.

17. Status and Review of Declaration of Local Emergency

Re: Consideration of the continuance of the Declaration of Local Emergency.

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 January 17, 2016.

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.