



**CITY COUNCIL AGENDA
CITY HALL, 291 N. MAIN STREET
PORTERVILLE, CALIFORNIA
APRIL 18, 2017, 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: 42 South Plano Street. Agency Negotiator: John Lollis and Donnie Moore. Negotiating Parties: City of Porterville and The Barn Theater. Under Negotiation: Terms and Conditions of Lease.
- 2** - Government Code Section 54956.8 – Conference with Real Property Negotiators/Property: 1893 South Newcomb Street, Lot 38. Agency Negotiator: John Lollis and Maria Bemis. Negotiating Parties: City of Porterville and Raymond Broad. Under Negotiation: Terms and Conditions of Lease.
- 3** - Government Code Section 54957.6 – Conference with Labor Negotiator. Agency Negotiator: John Lollis and Patrice Hildreth. Employee Organizations: Porterville City Employees Association, Public Safety Support Unit, and Management & Confidential Series.
- 4** - Government Code Section 54956.95 – Liability Claim: Claimant: Avtar Basra. Agency claimed against: City of Porterville.
- 5** - Government Code Section 54956.9(d) (3) – Conference with Legal Counsel – Anticipated Litigation – Significant Exposure to Litigation: One case 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.

**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

PROCLAMATIONS

Iris Festival Day - April 22, 2017
Jim Kusserow

PRESENTATIONS

Employee of the Month - Oscar Zepeda
Outstanding Business Honoree

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) - April 17, 2017
2. Tulare County Association of Governments (TCAG) Retreat - April 6, 2017
3. Local Agency Formation Commission (LAFCO) - April 12, 2017
4. SJVAPCD Special City Selection Committee - April 6, 2017

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 - April 6, 2017
 2. Library & Literacy Commission - April 11, 2017
 3. Arts Commission
 4. Animal Control Commission - April 10, 2017
 5. Youth Commission - April 10, 2017
 6. Transactions and Use Tax Oversight Committee (TUTOC)
- II. Staff Informational Reports
 1. Water Conservation Phase IV Status Update

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 March 7, 2017, and March 21, 2017**
Re: Considering approval of the draft minutes of March 7, 2017, and March 21, 2017.
2. **Authorization to Purchase Jet Aircraft Refueler**
Re: Approving the purchase of a new Jet Aircraft Refueler from Skymark Refuelers for a total price of \$210,133.75 inclusive of sales taxes and delivery charges.
3. **Authorization to Purchase Type 1 Fire Engine**
Re: Authorizing the purchase of a "Type 1" Fire Engine from Rosenbauer America utilizing the NJPA contract, to include all necessary tools and equipment for operation, at an estimated cost of \$454,855 for the engine and \$90,000 in equipment.
4. **Purchase of Wildland Protective Clothing**
Re: Authorizing the purchase of twenty five (25) sets of Wildland Personal Protective Equipment from Cascade Fire Equipment Company in an amount of \$9,201.25.
5. **Barn Theater Lease Agreement Renewal**
Re: Considering approval of the renewal of the property license agreement between the City of Porterville and the Barn Theater.
6. **Approval of Draft State Water Board's Grant Application for Providing Water to Akin Water Company - Phase 2**
Re: Considering approval of the draft State Water Board's Construction Grant Application and associated resolutions, and authorizing Self Help to file completed application in order to proceed with the Akin Water Company consolidation project generally located south of Lincoln Avenue between Fourth and Plano Streets.
7. **Intent to set a Public Hearing to consider Annual Adjustment of Fees by Application of the ENR Cost Index**
Re: Setting a Public Hearing for June 6, 2017, pursuant to Government Code Section 66026, to consider implementation of the City of Porterville's Impact Fee Engineering News-Record ("ENR") Cost Index auto escalator concerning park impact fees and connection fees.

8. **Approval for Community Civic Event - Knights of Columbus - Parish Pride Car Show - June 10, 2017**
Re: Considering approval of the annual community civic event scheduled to take place along Main Street on June 10th.
9. **Approval for Community Civic Event - Comision Honorifica Mexicana-Americana, Inc. - Cinco de Mayo Parade and Fiesta Dominguera 5 de Mayo - May 6 and 7, 2017**
Re: Considering approval of the annual community civic event to be held in Downtown Porterville on May 6th and May 7th.
10. **Request for Proclamation - Arbor Day - April 28, 2017**
Re: Considering approval of a request to proclaim April 28, 2017, as "Arbor Day" in the city of Porterville.
11. **City Council Member Requested Agenda Item - Consider Resolution of Support for AB 242 (Arambula); "Certificates of Death: Veterans"**
Re: Considering Resolution of Support for AB 242 (Arambula); "Certificates of Death: Veterans"

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

PUBLIC HEARINGS

12. **Olive & Lotas Commercial Development**
Re: Consideration of approval of draft resolutions approving the Mitigated Negative Declaration and mitigation monitoring plan; findings and conditions supporting the approval of a Tentative Parcel Map; and findings and conditions supporting approval of a CUP concerning Smart & Final's proposed move from its current location to 1289 W. Olive Avenue and its development of approximately 60,651 sq. ft., of which 31,341 sq. ft. is Smart & Final and 29,310 sq. ft. is additional commercial space.
13. **Community Development Block Grant Action Plan 2017/18**
Re: Consideration of a resolution approving the 2017/2018 Action Plan, accompanying program models, and the proposed use of Community Development Block Grant Funds.
14. **Consideration of Amendments to the Arts Commission Composition**
Re: Considering an ordinance to amend the structure of the Arts Commission including commission size and removal of term limits for commissioners.

SECOND READINGS

15. Second Reading - Ordinance No. 1840 - Cost Recovery Ordinance

Re: Second Reading of Ordinance No. 1840, an ordinance adopting a cost recovery program to provide for comprehensive cost recovery in nuisance abatement actions, which was given first reading on April 4, 2017, and has been printed.

SCHEDULED MATTERS

16. Downtown Parking District No. 2 requirements for new construction located at 308 N. Second Street

Re: Consideration of the appropriate number of parking spaces for the proposed office use at 308 N. Second Street.

17. Consideration of Appointment as the City of Porterville's Representative to the Tulare County Task Force on Homelessness

Re: Considering the appointment of a City representative to the Tulare County Task Force on Homelessness.

18. 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 May 2, 2017.

Adjourn to a meeting of the Porterville City Council.

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.