



**CITY COUNCIL AGENDA
CITY HALL, 291 N. MAIN STREET
PORTERVILLE, CALIFORNIA AND
Whitebridge Hotel, Whitebridge, Stratherrick, IV26UN
JULY 18, 2017, 5:30 PM PDT**

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: 259-040-037. Agency Negotiator: John Lollis and Mike Reed. Negotiating Parties: City of Porterville and Smee Builders. Under Negotiation: Terms and Price.
- 2** - Government Code Section 54956.8 – Conference with Real Property Negotiators/Property: Along Poplar Avenue, south and adjacent to APN 260-300-028 and APN 260-300-029. Agency Negotiator: John Lollis and Mike Reed. Negotiating Parties: City of Porterville and CZEM Partners LLC. Under Negotiation: Terms and Price.
- 3** - Government Code Section 54957.6 – Conference with Labor Negotiator. Agency Negotiator: John Lollis, Patrice Hildreth, Che Johnson, and Matt Pierce. Employee Organizations: Management and Confidential Series, Porterville City Employees Association, Public Safety Support Unit, Porterville City Firefighters Association, and Fire Officer Series.
- 4** - Government Code Section 54956.95 – Liability Claim: Claimant: The Estate of Maureen Hamilton. Agency claimed against: City of Porterville.
- 5** - Government Code Section 54956.95 – Liability Claim: Claimant: Abel Saldana. Agency claimed against: City of Porterville.
- 6** - Government Code Section 54956.9(d) (3) – Conference with Legal Counsel – Anticipated Litigation – Significant Exposure to Litigation: Two Cases in which facts are not yet known to potential plaintiff.
- 7** - Government Code Section 54956.9(d)(4) – Conference with Legal Counsel – Anticipated Litigation – Initiation of Litigation: Two Cases.

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

Pledge of Allegiance Led by Council Member Martha Flores
Invocation

PRESENTATIONS

Employee of the Month - John Pruitt
Employee Service Award – Randy Kline

AB 1234 REPORTS

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

1. Tulare County Economic Development Corp. (TCEDC) - June 28, 2017
2. Tulare County Homelessness Task Force - June 29, 2017
3. Local Agency Formation Commission (LAFCO) - July 12, 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 - Summer Hiatus
 2. Library & Literacy Commission - Summer Hiatus
 3. Arts Commission
 4. Animal Control Commission - July 10, 2017
 5. Youth Commission - Summer Hiatus
 6. Transactions and Use Tax Oversight Committee (TUTOC)
- II. Staff Informational Reports
 1. Water Conservation Phase III Status Update
 2. Change of Color of Fire Department Apparatus

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 May 16, 2017, June 6, 2017, and Amended Minutes of December 20, 2016**
Re: Considering approval of the draft minutes of May 16, 2017, June 6, 2017, and amended minutes of December 20, 2016.
2. **Authorization to Purchase Equipment by Negotiation**
Re: Considering authorization to purchase by negotiation various equipment and authorize payment for said equipment upon satisfactory delivery.
3. **Replacement of Police Department Motorola Radio Base Stations**
Re: Considering approval of a purchase in the amount of \$12,151.80 from J's Communications for the replacement and installation of Motorola radio base stations.
4. **Approval of Resolution Authorizing the Filing of RSTP Exchange Program Fund Claim for the Fiscal Year 2016-2017**
Re: Considering authorization to submit the Fiscal Year 2016-2017 RSTP Exchange Program fund claim to the Tulare County Association of Governments on behalf of the City of Porterville in the amount of \$603,158.
5. **Areas 458, 455A and 459A & C Sewer Utility District Annual Assessments**
Re: Consideration of resolutions ordering the continued assessments for Districts 458, 455A and 459A and C for the 2017/2018 tax years.
6. **Laboratory Instrument Service Contract**
Re: Considering approval of a one-year service contract with Agilent Technologies in the amount of \$9,346.20 for instrument technical support at the City laboratory.
7. **Out-of-State Travel - GreenPower Electric Transit Buses In-Plant Inspections**
Re: Considering approval of an out-of-state travel request to allow Field Services Shop Superintendent Russell Isom and Transit Manager Richard Tree to perform in-plant inspections on GreenPower electric buses in Xiamen, China, at an estimated cost of \$13,000 to be reimbursed by grant funds.
8. **Renewal of Airport Lease Agreement - Lot 46C**
Re: Considering approval of the extension of the Lease Agreement between the City of Porterville and Mr. Mike Quatacker of Porterville, CA, for Lot 46C at the Porterville Municipal Airport.
9. **Renewal of Airport Lease Agreement - Lot 49B**
Re: Considering approval of the extension of the Lease Agreement between the City of Porterville and Mr. Mike Quatacker of Porterville, CA, for Lot 49B at the Porterville Municipal Airport.

10. **Jaye Street Bridge Budget Augmentation**
Re: Considering authorization to augment Emmett's Excavation construction contract by \$539,044.45, VSCE's and TRC's service agreement contracts by \$227,344.74 and \$47,593, respectively, and City's administration costs by \$41,240.66.
11. **Authorization to Roll Weed Abatement Balances, Unpaid Utility Accounts and Delinquent Loan Agreements to the Property Tax Rolls**
Re: Consideration of a resolution authorizing the County Auditor to place the weed abatement balances, unpaid utility accounts and delinquent loan agreements on the 2017-2018 property tax rolls for collection.
12. **Approval of Reorganization within the Engineering and Building Divisions of the Public Works Department**
Re: Considering authorization to reorganize the Engineering and Building Divisions of the Public Works Department.
13. **Amendment to Employee Pay and Benefit Plan -- Management & Confidential Series**
Re: Considering approval of a resolution amending the Employee Pay & Benefit Plan for Management and Confidential Series employees pursuant to the signed Memorandum of Understanding.

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

PUBLIC HEARINGS

14. **Landscape and Lighting District Annual Assessments**
Re: Consideration of a resolution ordering the continued maintenance of Landscape and Lighting Maintenance Districts and confirming the Engineer's Report and Assessments for the 2017-2018 fiscal year.
15. **Conditional Use Permit for The River Church located at 2440 W. Henderson Ave.**
Re: Consideration of a resolution approving the establishment of The River Church at 2440 W. Henderson Avenue in the RM-3 Zone District.
16. **General Plan Amendment for Porterville Town Center and Adjacent Properties from Commercial Mixed Use to Retail Centers (Continued from June 6, 2017)**
Re: Consideration of a resolution approving General Plan Amendment 2017-022, an amendment to the Land Use element of the General Plan amending the classification of ten parcels from Commercial Mixed Use to Retail Centers.

SCHEDULED MATTERS

17. **Consideration of Appointments to the Arts Commission and Measure R Citizens' Oversight Committee**
Re: Consideration of appointment of individuals to the City's Arts Commission and the Measure R Citizens' Oversight Committee.

18. **Measure R Expenditure Plan Amendment Number 4**
Re: Consideration of a resolution affirming the Council's support of the proposed amendment to the 2006 Measure R Expenditure Plan; and authorizing its transmittal to the Tulare County Transportation Authority.
19. **Conditional Use Permit Review for Galaxy 9 Theatre (PRC 2016-041-M)**
Re: Consideration of staff's report in the review of whether the applicant has met adequate measures to control alcohol consumption and customer activities inside the building.
20. **Adoption of Annual Appropriation Limit**
Re: Considering approval of a resolution adopting the appropriation limit of \$67,836,078 for the 2017-2018 fiscal year.
21. **Consider Pocket Parks in New Residential Development**
Re: Consideration of pocket parks as an amenity in new residential development.
22. **Consider Community Swimming Pools in New Residential Development**
Re: Consideration of community swimming pools as an amenity in new residential development.
23. **Status and Review of Declaration of Local Emergency**
Re: Consideration of the continuance of the Declaration of Local Emergency, and use of the splash pad at Fallen Heroes Park as a designated public cooling area.

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, 2017.

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.