



**CITY COUNCIL AGENDA
CITY HALL, 291 N. MAIN STREET
PORTERVILLE, CALIFORNIA
FEBRUARY 7, 2023, 5:30 PM**

Pursuant to the provisions of Assembly Bill 361, signed into law by Governor Newsom on September 16, 2021, the City of Porterville is allowing for and encouraging electronic participation at City Council Meetings. Until further notice, Porterville City Council Meetings will be live streamed on YouTube at <https://www.youtube.com/channel/UC5KuhSrNMNL9nwHJVtnJvvA>

Alternatively, this meeting will also be available via Zoom using the following information

Topic: City of Porterville – City Council Meeting of February 07, 2023

Please use the following link below to join the webinar:

<https://us06web.zoom.us/j/82006398898?pwd=T3RoNGE1TFFiU3dtNlhSeDd5bHJpdz09>

Or via Telephone: **1-669-900-6833** Webinar ID: **820 0639 8898** Passcode: **528057**

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 54957.6 – Conference with Labor Negotiator. Agency Negotiator: John Lollis and Yuliana Andrade. Employee Organizations: Porterville City Firefighters Association.
- 2** - Government Code Section 54956.95 – Liability Claim: Claimant: State Farm Insurance Company as Subrogee of Pamela Plumlee. Agency claimed against: City of Porterville.
- 3** - Government Code Section 54956.95 – Liability Claim: Claimant: Ivonne Villagomez. Agency claimed against: City of Porterville.
- 4** - Government Code Section 54956.95 – Liability Claim: Claimant: Porfiria Martinez. Agency claimed against: City of Porterville.
- 5** - Government Code Section 54956.95 – Liability Claim: Claimant: Federated Mutual Insurance/M&S Pump Company/Ryan Pouncey. Agency claimed against: City of Porterville.

6 - Government Code Section 54956.95 – Liability Claim: Claimant: Juan and Beatriz Chavez. Agency claimed against: City of Porterville.

7 - Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation: Reyes Soto v. California Department of Transportation et al., Sacramento County Superior Court Case No. 34-2022-00316708.

8 - Government Code Section 54956.9(d)(3) – Conference with Legal Counsel – Anticipated Litigation – Significant Exposure to Litigation: Six (6) cases in which facts are not yet known to potential plaintiff.

9 - Government Code Section 54956.9(d)(4) – Conference with Legal Counsel – Anticipated Litigation – Initiation of Litigation: One (1) case.

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

Pledge of Allegiance Led by Vice Mayor Carrillo

Invocation

PRESENTATIONS

Miss Porterville Queen and Court

Employee of the Month - Carlos Meza

Porterville Police Department - Recognition for Excellence in Policy and Training
Management

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.

AB 1234 REPORTS

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

1. Tulare County Task Force on Homelessness - January 18, 2023
2. Council of Cities - January 18, 2023 - Canceled
3. City Selection Committee - January 18, 2023 - Canceled
4. Porterville Area Development Authority Board Meeting - January 20, 2023 - Canceled
5. League of California Cities - New Mayors and Council Members Academy - January 18-20, 2023
6. Cannabis Ad Hoc Committee - January 24, 2023
7. Tulare County Economic Development Corporation Board Meeting - January 25, 2023

8. Homeless Point-in-Time Survey - January 25, 2023
9. Internal City Audit Committee - January 25, 2023
10. Mighty 190 Committee - January 26, 2023
11. Tulare County Association of Governments (TCAG) / Tulare County Transportation Authority (TCTA) - January 30, 2023
12. Tulare County Regional Transit Agency (TCRTA) - January 30, 2023
13. The U.S. Forest Service Headquarters Ribbon-Cutting - February 1, 2023
14. Local Initiatives Navigation Center (LINC) Committee Meeting - February 1, 2023
15. Tulare County Association of Governments Board Training - February 2, 2023
16. Eastern Tule Groundwater Sustainability Agency (ETGSA) Board Meeting - February 2, 2023
17. Police Department Badge Pinning Ceremony - February 6, 2023

REPORTS

This is the time for all committee/commission/board reports; subcommittee reports; and staff informational items.

I. Staff Informational Reports

Code Enforcement Quarterly Report FY 2022-2023 (October - December 2022)

OHV Park Quarterly Report FY 2022-2023 (October - December 2022)

Golf Course Quarterly Report FY 2022-2023 (October - December 2022)

Charitable Car Washes Quarterly Report Calendar Year 2022

City Council Member Appointments Attendance Quarterly Report FY 2022-2023 (October - December 2022)

City Commission and Committee Attendance Quarterly Report FY 2022-2023 (October - December 2022)

Street Performance Measure Quarterly Report FY 2022-2023 (October - December 2022)

Building Permit Activity Quarterly Report FY 2022-2023 (October - December 2022)

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 January 17, 2023

Re: Considering approval of the City Council Meeting draft Minutes of September 01, 2020, and September 23, 2020.

2. Authorization to Replace City Hall Exterior Door

Re: Consideration to authorize the replacement of the southeast exterior door of City Hall for \$7,465.94 from Lindsay House of Glass.

3. Authorization to Repair Specialized Equipment - Primary Clarifier Center Drive

Re: Consideration to award the repair of the primary clarifier center drive at Plant No. 2 to GSE Contruction in an amount not-to-exceed \$150,000, which includes repair parts, labor, freight, taxes and a ten percent (10%) contingency .

4. Authorization to Purchase Aeronautical Light Beacon for the Airport

Re: Consideration to authorize the purchase of a new LED rotating beacon for the Porterville Municipal Airport from Hali-Brite for \$14,530.73, in addition to the related use tax, shipping, and other charges.

5. Authorization to Purchase Replacement Pump and Motor for City Well No. 1A

Re: Considering authorization for approval to purchase repair parts for City Well No. 1 A, initiation of a Purchase Order, and payment to S.A. Camp in an amount not to exceed \$18,852.

6. Authorization to Distribute a Request for Qualifications for Skatepark Improvements

Re: Consideration to authorize staff to distribute a Request for Qualifications for the Skatepark Improvements Project located at Veterans Park.

7. Authorization to Distribute a Request for Qualifications for Hayes Field Lighting Project

Re: Consideration to authorize staff to distribute a Request for Qualifications for the Hayes Field Lighting Project located at 945 W. Mulberry Avenue.

8. Authorization to Award - Akin and Central Mutual Water System Improvement Project

Re: Consideration to award the Akin and Central Mutual Water System Improvement Project generally located in the area of Lincoln Street at Fourth Street and north of Gibbons Avenue to RT Nelson Company, Inc. in the amount of \$862,644.

9. Acceptance of Project - Island Annexation Area 457 Sewer Project

Re: Consideration to accept the Island Annexation Area 457 Sewer Project, which is generally bound by State Route 65 to the west, State Route 190 to the north, and Chess Terrace Street to the east, as complete.

10. Financial Status Reports

Re: Consideration to accept the Financial Status Reports for Second Quarter of FY 2022-2023 (October - December 2022).

11. Quarterly Investment Portfolio

Re: Consideration of the quarterly Investment Portfolio Summary Report.

12. Reaffirm Conditions of State Assembly Bill 361 to Continue Remote Attendance at Public Meetings

Re: Consider adoption of a draft Resolution consistent with AB 361 to continue to allow remote attendance at public meetings.

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

PUBLIC HEARINGS

13. Villas at Sierra Meadows 4 & 5 Development Project

Re: Consideration to open the continued Public Hearing to receive comments on the Villas at Sierra Meadows 4 & 5 Development Project; and adopt a draft Resolution, adopting the Initial Study/Mitigated Negative Declaration and mitigation monitoring and reporting program; adopt the draft Resolution, amending the General Plan to reflect the Land Use designation of the site as Low-Density Residential; adopt the draft Resolution, approving the conditional use permit; adopt the draft Resolution, approving the tentative subdivision map with conditions; and adopt a draft Resolution, requesting that Tulare County LAFCo initiate proceedings for annexation.

SECOND READINGS

14. Second Reading - Ordinance No. 1900 - Zone Change (PRC 2022-012-Z), from RM-3 (High-Density Residential) to CG (General and Service Commercial) for the Development of a Future Bakery

Re: Giving Second Reading of Ordinance 1900, an Ordinance rezoning property located on a 0.17± acre parcel (APN 260-204-009) on the west side of "F" Street just north of Olive Avenue.

SCHEDULED MATTERS

15. CDBG Citizens' Advisory and Housing Opportunity Committee and Citizen Participation Plan

Re: Consideration to adopt the 2023 Citizen Participation Plan and to appoint existing Committee members and two new members to the Citizens' Advisory and Housing Opportunity Committee for a one-year term.

16. Consider a Letter of Commitment as a Key Community Partner to the Tulare County Regional Transit Agency as the Lead Applicant to the United States Department of Transportation "Thriving Communities Program"

Re: Consider approval of a Letter of Commitment as an identified Key Community Partner to the Tulare County Regional Transit Agency as the Lead Applicant to the United States Department of Transportation "Thriving Communities Program."

17. Consider the Formation of a City Council Ad Hoc Committee to Annually Review the Implementation of the City's General Plan.

Re: Consider the formation of a Council Ad Hoc Committee to annually review the implementation of the City's General Plan.

18. Status and Review of Local Emergency Drought

Re: Considering approval of the continuance of the Declaration of Local Emergency.

19. Consideration of Amendments to the City Council Procedural Handbook

Re: Consideration of amendments to the City Council Procedural Handbook.

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 February 21, 2023 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, 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.