

***AMENDED* CITY COUNCIL AGENDA
CITY HALL, 291 N. MAIN STREET
PORTERVILLE, CALIFORNIA
APRIL 16, 2013, 5:30 P.M.**

Call to Order
Roll Call

Adjourn to a Joint Meeting of the Porterville City Council and Successor Agency to the Porterville Redevelopment Agency.

**JOINT CITY COUNCIL / SUCCESSOR AGENCY TO THE
PORTERVILLE REDEVELOPMENT AGENCY AGENDA
291 N. MAIN STREET, PORTERVILLE, CA**

Roll Call: Agency Members/Chairman

ORAL COMMUNICATIONS

This is the opportunity to address the City Council and/or Successor Agency on any matter scheduled for Closed Session. Unless additional time is authorized by the Council/Agency, all commentary shall be limited to three minutes.

JOINT CITY COUNCIL/AGENCY CLOSED SESSION:

- A. Closed Session Pursuant to:
- 1-** Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation: County of Tulare v. All Persons Interested in the Matter of the Addition of the 2010 Amendment to Redevelopment Plan for the Redevelopment Project Area No. 1, as Adopted by Ordinance 1765 on June 15, 2010, by the City of Porterville, et al., Tulare County Superior Court Case No. 249877.
 - 2 -** Government Code Section 54956.9(d)(2) – Conference with Legal Counsel – Anticipated Litigation – Significant Exposure to Litigation: One case concerning facts not yet known to potential plaintiffs.

During Closed Session, the Joint Council/Successor Agency Meeting shall adjourn to a Meeting of the Porterville City Council.

CITY COUNCIL CLOSED SESSION:

- B. Closed Session Pursuant to:
- 1 -** Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation: City of Porterville v. County of Tulare et al., Tulare County Superior Court No. 249043.
 - 2-** Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation: City of Dinuba et al. v. County of Tulare et al., Tulare County Superior Court Case No. 11-243161.
 - 3-** Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation: Allstate Insurance Company v. City of Porterville, Tulare County Superior Court Case No. PCL158272
 - 4-** Government Code Section 54957.6 – Conference with Labor Negotiator. Agency Negotiator: John Lollis and Steve Kabot. Employee Organizations: Porterville City Employees Association; Public Safety Support Unit; Porterville Police Officers Association; Management and Confidential Series; Porterville City Firefighters Association; Fire Officer Series; All Unrepresented Management Employees.
 - 5 -** Government Code Section 54956.9(d)(2) – Conference with Legal Counsel – Anticipated Litigation – Significant Exposure to Litigation: Four cases concerning facts not yet known to potential plaintiffs.

6:30 P.M. RECONVENE OPEN SESSION
REPORT ON ANY COUNCIL ACTION TAKEN IN CLOSED SESSION

Pledge of Allegiance Led by Mayor Virginia Gurrola
Invocation

PROCLAMATIONS

National Library Week – April 15-20, 2013
National Volunteer Week – April 21-27, 2013
Sutton’s Iris Gardens Day – April 23, 2013
Porterville Denim Day – April 24, 2013
Arbor Day – April 26, 2013
Iris Festival Day – April 27, 2013
Cinco de Mayo Week – April 29-May 5, 2012

AB 1234 REPORTS

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

1. Tulare County Local Agency Formation Committee (LAFCO) – April 3, 2013
2. Tulare County Association of Governments (TCAG) – April 15, 2013
3. Council of Cities – April 10, 2013

REPORTS

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

- I. City Commission and Committee Meetings:
 1. Library and Literacy Commission – April 9, 2013
 2. Parks & Leisure Services Commission – April 4, 2013
 3. Youth Commission – April 8, 2013

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.

1. **Minutes of March 19, 2013**
2. **Purchase of Police Ammunition**
Re: Considering approval of the purchase of ammunition in the amount of \$8,467.88 from All State Police Equipment.
3. **Engine # 3 Top End Overhaul**
Re: Considering approval of a top end overhaul to be performed by Valley Power Systems on Engine #3 at the Wastewater Treatment Facility for a cost not to exceed \$30,000.

- 4. Approval of Sports Complex Concession Licenses**
Re: Considering approval of a concession license with American Youth Soccer Organization for the spring of 2013, and a concession with South Valley Chivas Academy for fall of 2013, for the utilization of City facilities for fundraising concession sales.
- 5. A Resolution Approving the Application for State Off-Highway Vehicle Grant Funds**
Re: Considering the adoption of a resolution approving the application for \$69,061 in State Off-Highway Vehicle Grant Funds for maintenance and operational activities at the OHV Park.
- 6. Agreement to Allow Use of Porterville Police Range Facility by Staff of the California Highway Patrol**
Re: Considering approval of an agreement with the California Highway Patrol for use of the range facility for the period of July 1, 2013, through June 30, 2015.
- 7. Amendment to Employee Pay and Benefit Plan – Unrepresented Management**
Re: Considering approval of a resolution amending the Employee Pay and Benefit Plan for all unrepresented management employees.
- 8. City-Funded Supplemental Insurance Coverage for Historical Parades**
Re: Considering approval of a quote submitted by Burlington Insurance Company in the amount of \$2,346.57 for a supplemental insurance policy for the three historical City parades in 2013.
- 9. Approval for Community Civic Event – Family Crisis Center – Mud Run – June 1, 2013**
Re: Considering approval of an event to take place on Saturday, June 1, 2013, at the Off-Highway Vehicle Park at 2701 W. Scranton Avenue, from 7:00 a.m. to 2:00 p.m.
- 10. Council Member Requested Agenda Item – Request for the City Council to Consider Offering Online Pre-Sale Tickets to City Events**
Re: Considering approval of a request to consider, at the May 7th City Council meeting, the offering of online pre-sale tickets to City events.
- 11. Council Member Requested Agenda Item – Request for the City Council to Consider Implementing Local Government Mobile Application**
Re: Considering approval of a request to consider, at the May 7th City Council meeting, the implementation of a local government mobile application.
- 12. Review of Local Emergency Status**
Re: Reviewing the City’s status of local emergency pursuant to Article 14, Section 8630 of the California Emergency Services Act.

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

PUBLIC HEARINGS

- 13. Sewer Utility District Area 458**
Re: Public hearing and last call for ballots regarding the formation of the Area 458 Sewer Utility District and the levying of the assessment.
- 14. Landscape and Lighting Maintenance Districts Consolidation**
Re: Consideration of a resolution approving the Engineer’s Report, diagram, and assessment method for the proposed consolidation of Landscape and Lighting Maintenance Districts Westwood Estates (D1), Westwood Estates Unit 4, Phase 5 (A5), and Westwood Estates Unit 5, Phase 2 (D12), pending ballot tabulation results of affirmative approval.

SCHEDULED MATTERS

- 15. Status of Delisting Process for Valley Elderberry Longhorn Beetle**
Re: Consideration of a resolution supporting the delisting of the valley elderberry longhorn beetle from the Federal List of Endangered and Threatened Wildlife.

- 16. Request by WildPlaces to Waive Fees for Use of City Dumpster – Cleanup Project Along Tule River Walkway**
Re: Consideration of a request to have all fees associated with the use of a 4-yard City dumpster waived for a cleanup project along the Tule River Walkway from Jaye Street to Main Street on April 20, 2013.

- 17. Identifying Areas for Pocket Parks/Library Users Analysis**
Re: Consideration of further direction to staff regarding the identification of areas for potential pocket parks, and an analysis of Porterville Library users to develop or plan for literacy services in under-served areas of the community.

- 18. Consider Resolution of Opposition to SB 7 (Steinberg) Regarding Public Works: Charter Cities**
Re: Consideration of a resolution of opposition to SB 7, which would prohibit a charter city from receiving or using State funding or financial assistance for a construction project if the charter city elects not to pay state determined prevailing wage.

- 19. Porterville College “Step Up” Partnership Proposal for Sponsorship of “College 4 Kids Summer Camp”**
Re: Consideration of a partnership proposal from Porterville College for sponsorship of its upcoming educational camp to take place June 3-7, 2013.

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 7, 2013.

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.