

**CITY COUNCIL AGENDA
CITY HALL, 291 N. MAIN STREET
PORTERVILLE, CALIFORNIA
DECEMBER 16, 2014, 5:30 P.M.**

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, Steve Kabot, and Patrice Hildreth. Employee Organizations: Porterville Police Officers Association; Fire Officer Series; Porterville City Firefighters Association; and all Unrepresented Management Employees.
 - 2- Government Code Section 54956.9(d)(1) – Conference with Legal Counsel – Existing Litigation: John Duran v. City of Porterville, et al., United States District Court, Eastern District of California, Case No. 12:-CV-01239-LJO-BAM.
 - 3- 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.
 - 4- Government Code Section 54957 – Public Employee Performance Evaluation - Title: City Manager
 - 5- Government Code Section 54957 – Public Employee Performance Evaluation - Title: City Attorney
 - 6- Government Code Section 54957.6 – Conference with Labor Negotiator. Agency Negotiator: Mayor Stowe. Unrepresented Employee – City Manager
 - 7- Government Code Section 54957.6 – Conference with Labor Negotiator. Agency Negotiator: Mayor Stowe. Unrepresented Employee – 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 Gurrola
Invocation

PRESENTATIONS

Employee of the Month – Maria Medina

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 8, 2014
2. Local Agency Formation Committee (LAFCO): December 3, 2014

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 4, 2014
 2. Library & Literacy Commission – December 9, 2014
 3. Arts Commission
 4. Animal Control Commission
 5. Youth Commission – December 8, 2014
 6. Transactions and Use Tax Oversight Committee (TUTOC)

- II. Staff Informational Reports
 1. Water Conservation Phase II, Water System Status

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. **Authorization to Advertise for Bids – Miscellaneous Repair of the Downtown Parking Lots**
Re: Considering approval of staff's Plans and Project Manual for the project consisting of the reconstruction of portions of the existing parking lots located on the northwest corner of Olive Avenue and Second Street, the southwest corner of Second Street and Mill Avenue, the northwest corner of Second Street and Putnam Avenue, and the northeast corner of Putnam Avenue and Hockett Street; and authorization to negotiate construction surveying services.

2. **Award of Contract – Newcomb Street Shoulder Stabilization Project**
Re: Considering awarding a contract in the amount of \$788,034.50 to Dawson-Mauldin Construction for the project consisting of the installation of curb, gutter, sidewalk, roadway drainage, asphalt concrete paving and other appurtenant construction along Newcomb Street from Olive Avenue to a location midway between Forest Avenue and Roby Avenue.

3. **Authorization of Additional Funding for Fiber Installation**
Re: Considering approval of a "not to exceed" \$17,768.73 contract to GA Technical Services, Inc. for the purchase, installation and termination of a 12-strand fiber optic cable from the downtown transit center to the City's main data center.

4. **Request for Approval of the Telecommunications and Network Upgrade Lease Agreement with TelePacific and the Support Contract with Global CTI**
Re: Considering approval of an upgrade of the City's telecommunications system and a 60-month lease agreement with TelePacific Communications at a monthly lease of \$5,181.08 inclusive of costs for ShoreTel IP equipment; and approval of a 1-year support agreement with Global CTI for \$5,992, renewable annually for up to 5 years.
5. **Approval of License Agreement Between the City of Porterville and Community Services Employment Training**
Re: Considering approval of the Santa Fe Depot usage license with CSET for a term of five years.
6. **A Resolution Approving the Application for the Tire-Derived Product Grant**
Re: Considering adoption of a resolution approving the grant application for the replacement of playground surfacing at Zalud Park, Veterans Park, and both playgrounds at Murry Park.
7. **2014 HSGP (Homeland Security Grant Program)**
Re: Considering acceptance of the 2014 Homeland Security Grant Award in the amount of \$32,952.
8. **Assignment of Airport Lease – Lot 38**
Re: Considering approval of the Assignment of Lease for Lot No. 38 at the Porterville Airport from Lighten Up Aviation LLC to Raymond Broad and Dernie Waikiki.
9. **Revised Christmas Eve Library Hours**
Re: Considering approval of the closing of the City Library at 5:30 p.m. on Tuesday, December 24, 2014.
10. **Amendment to Employee Pay and Benefit Plan – Unrepresented Safety and Miscellaneous Management Employees**
Re: Considering approval of a resolution amending the Employee Pay and Benefit Plan for employees holding positions designated in the Executive Management group

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

PUBLIC HEARINGS

11. **Construction of Concrete Improvements – W. North Grand Avenue Reconstruction Project (Newcomb Street to Prospect Street)**
Re: Public Hearing regarding the proposed construction of concrete improvements, and considering authorization to schedule a public hearing prior to the establishment of a fee for said improvements.
12. **Fees Related to Annexations and Extraterritorial Service Agreements**
Re: Considering approval of a resolution adopting fees related to annexations and extension of municipal services.

13. Resolution of Necessity Pertaining to the Acquisition of a Portion of Property Located at APN #261-020-010, Owner Lynda Mourton, for Proposed Walking and Riding Trail for the Tule River Parkway Master Plan Project, Phase III

Re: Considering approval of a Resolution of Necessity finding that the public interest and necessity require the project described above, that the project is planned or located in the manner that will be most compatible with the greatest public good and least private injury, and that the property sought to be acquired is necessary for the project.

SECOND READINGS

14. Ordinance 1819, Zone Change (PRC 2014-026-GZ)

Re: Second Reading of Ordinance No. 1819, An Ordinance of the City Council of the City of Porterville Approving Zone Change (PRC 2014-026-GZ) from CN (Neighborhood Commercial) and RM-2 (Medium Density Residential) to CR (Retail Centers) for the 1.3± acre site located at the southwest corner of Henderson Avenue and Newcomb Street, which was given first reading on December 2, 2014, and has been printed.

15. Ordinance 1820, Mobile Businesses, Itinerant Vendors and Yard Sales

Re: Second Reading of Ordinance No. 1820, An Ordinance of the City Council of the City of Porterville Amending Chapter 21, Section 301.09 of the Porterville Municipal Code Concerning Mobile Businesses, Amending Chapter 15, Section 15-1 of the Porterville Municipal Code Concerning Definitions of Itinerant Vendors, and Amending Chapter 21, Section 301.21 of the Porterville Municipal Code Concerning Yard Sale Signage, which was given first reading on December 2, 2014, and has been printed.

SCHEDULED MATTERS

16. Award of Contract – W. North Grand Avenue Reconstruction Project (Newcomb Street to Prospect Street)

Re: Considering awarding a contract in the amount of \$1,133,650.40 to MAC General Engineering for the project consisting of the reconstruction of W. North Grand Avenue to collector standards between Newcomb Street and Prospect Street, and an additional six hundred feet west of the Newcomb Street and North Grand intersection.

17. Consideration of Appointments to the Transit Advisory Committee

Re: Considering the appointment of individuals to the Transit Advisory Committee.

18. Issues Related to Implementation of Cargo Containers Regulations

Re: Consideration of the implementation of cargo container regulations for those previously “approved” for placement.

19. Authorization to Negotiate Lease of Property

Re: Considering authorization to negotiate the lease of suite eight and the joint use of suite seven in Centennial Plaza located at 289 N. Main Street.

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 20, 2014.

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.