



**CITY COUNCIL AGENDA
CITY HALL, 291 N. MAIN STREET
PORTERVILLE, CALIFORNIA
JUNE 2, 2015, 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: APN: 253-182-009. Agency Negotiator: John Lollis and Jenni Byers. Negotiating Parties: City of Porterville and Pacifica First National, Inc. Under Negotiation: Terms and Price.
- 2**- Government Code Section 54956.8 – Conference with Real Property Negotiators/Property: APN: 261-190-006. Agency Negotiator: John Lollis and Jenni Byers. Negotiating Parties: City of Porterville and Dr. William Gnekow. Under Negotiation: Terms and Price.
- 3** - Government Code Section 54957.6 – Conference with Labor Negotiator. Agency Negotiator: John Lollis, Steve Kabot, and Patrice Hildreth. Employee Organizations: Porterville City Employees Association; Management and Confidential Series; Porterville Police Officers Association; Fire Officer Series; Porterville City Firefighters Association; Public Safety Support Unit; and all Unrepresented Management Employees.
- 4** - Government Code Section 54956.9(d)(4) – Conference with Legal Counsel – Anticipated Litigation – Initiation of Litigation: 28 Case(s).

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

Pledge of Allegiance Led by Council Member Ward

Invocation

PRESENTATIONS

Employee of the Month - Manuel Azevedo

AB 1234 REPORTS

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

1. Council of Cities - May 20, 2015
2. San Joaquin Valley Air Pollution Control District Board - May 21, 2015
3. Tulare County Economic Development Corp. (TCEDC) - May 27, 2015

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
 2. Library & Literacy Commission
 3. Arts Commission - May 20, 2015
 4. Animal Control Commission - June 1, 2015
 5. Youth Commission - Summer Break
 6. Transactions and Use Tax Oversight Committee (TUTOC)

- II. Staff Informational Reports
 1. Notice of Public Information Meeting - Full Solid Waste Facility Permit
 2. CalRecycle Tire-Derived Product Grant Award

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 October 7, 2014, and January 27, 2015**
Re: Considering approval of the Minutes of October 7, 2014, and January 27, 2015.

2. **Laboratory Instrument Service Contracts**
Re: Considering approval of service contracts with Thermo Electron, LLC in the amount of \$9,117 (per year for 3 years), and Agilent Technologies in the amount of \$6,692 (for one year) for instrument technical support at the City laboratory.
3. **Authorization to Advertise for Bids - Transit Signal Priority Project**
Re: Considering approval of staff's Plans and Project Manual for the project consisting of the purchase and installation of TSP equipment for the transit vehicles, and installation of City supplied transit signal priority equipment.
4. **Authorization to Advertise for Bids - Replacement of Digester Mixing Pump & Valves**
Re: Considering approval to advertise for bids for the replacement of a digester mixing pump and valves at the City's Wastewater Treatment Facility at an estimated cost of \$54,144.
5. **Authorization to Advertise for Bids for the Wilson Place Concrete Repair Project**
Re: Considering approval of staff's Plans and Project Manual for the project consisting of the removal and installation of curb, gutter, pavement and related appurtenances in the cul-de-sac of Wilson Place near the intersection of Mulberry Avenue and Wilson Place; and authorization to negotiate construction surveying services.
6. **Authorization to Distribute a Request for Qualifications for On-Call Escrow and Title Services**
Re: Considering granting authorization to distribute a Request for Qualifications for on-call Escrow and Title services.
7. **Second Amendment to the Agreement for Transit Service Between the City of Porterville and the Tule River Indian Tribe**
Re: Considering approval of the Second Amendment to Agreement for Transit Service between the City and the Tule River Indian Tribe to continue services through June 30, 2016; and authorizing acceptance of funding in the amount of 30% of operational costs from the Tule River Indian Tribe.
8. **Authorization to Purchase Tax-defaulted Property at Assessor Parcel Number 245-150-054**
Re: Consideration of a resolution objecting to the sale of a tax-defaulted property, authorizing the submittal of an application to the County of Tulare to purchase the specified tax-defaulted property, and authorizing the execution of an agreement to purchase the tax-defaulted property identified as Parcel 245-150-054.
9. **Authorization to Purchase Tax-defaulted Property at Assessor Parcel Number 260-193-006**
Re: Consideration of a resolution objecting to the sale of a tax-defaulted property, authorizing the submittal of an application to the County of Tulare to purchase the specified tax-defaulted property, and authorizing the execution of an agreement to purchase the tax-defaulted property identified as Parcel 260-193-006.
10. **Confirmation of City Council's Intent to Utilize 287 N. Hockett Street for an Administrative Building for the City's Governmental Purposes**
Re: Consideration of a resolution confirming the Council's intent to utilize 287 N. Hockett Street for government use of an administrative building.

11. **State Department of Finance - Population Estimates**
Re: Considering authorizing the Mayor to sign a request for State certification for the City of Porterville, January 1, 2015, at a population of 55,852.
12. **Police Vehicle Repair Authorization**
Re: Considering authorization of repairs to Police Unit 3320.
13. **Cooperative Agreement with Porterville College for Use of the Police Firing Range**
Re: Considering approval of agreement with Porterville College for utilization of the shooting range for their Reserve Police Officer training program.
14. **Cooperative Agreement with California Highway Patrol for Use of the Police Firing Range**
Re: Considering approval of an agreement with the California Highway Patrol for use of the Police Firing Range.
15. **Joint Funding Agreement with Porterville Unified School District and Burton School District for School Resource Officers**
Re: Considering approval of a Joint Funding Agreement with Porterville Unified School District and Burton School District for two School Resource Officers for the 2015/2016 school year.

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

PUBLIC HEARINGS

16. **Request for a Modification to Conditional Use Permit 2014-033-C to Allow for the Sale of Alcohol in Conjunction with the Outdoor Patio Area for Los Portales Restaurant Located at 377 E. Orange Avenue**
Re: Consideration of a draft resolution approving the Modification to Conditional Use Permit (PRC 2014-033-C) to allow for the sale of alcohol in conjunction with an outdoor patio area.
17. **Gibbons Avenue Reconstruction Project**
Re: Consideration of resolution approving a Mitigated Negative Declaration pursuant to CEQA for improvements to Gibbons Avenue between Indiana and Main Streets.
18. **Annual Adjustment of Fees by Application of the ENR Cost Index**
Re: Consideration of implementing the Engineering News Record Construction Cost Index automatic impact fee increase.
19. **Public Hearing – Consider Moving into Phase III of the City’s Water Conservation Plan**
Re: Consideration of moving into Phase III of the City's Water Conservation Plan.

SCHEDULED MATTERS

20. **Approval of WildPlaces Mural to be Located at 466 E. Putnam Avenue**
Re: Consideration of proposed mural design and Mural Maintenance Agreement with WildPlaces for a mural to be located at 466 E. Putnam Avenue.

21. **Cargo Container Permit - Wal-Mart (1250 W. Henderson Avenue)**
Re: Consideration of a resolution approving a Cargo Container Permit to allow 16 cargo containers from the timeframe of January 16th through September 30th, and 26 cargo containers from the timeframe of October 1st through January 15th, for a period of four years to be located at 1250 W. Henderson Avenue (Wal-Mart).
22. **Update Regarding Temporary Structure Permit for Storage and Consignment of Equipment at 952 West North Grand Avenue**
Re: Consideration of a temporary structure permit for storage and consignment of equipment at 952 West North Grand Avenue.
23. **City of Porterville 2015 Water System Hydraulic Analysis**
Re: Consideration of a recently completed Water System Hydraulic Analysis.
24. **Consideration of Fiscal Year 2015-2016 Proposed Budget and Setting Date of Public Hearing**

Re: Consideration of the 2015/2016 Fiscal Year Budget and the scheduling of a Public Hearing on the proposed budget for Tuesday, June 16, 2015.
25. **Consideration of How City Employees May Donate and Support Non-Profit Organizations**
Re: Consideration of how City employees may donate and support non-profit organizations.
26. **Consideration of Hiring Additional Code Enforcement Officers to Enforce Water Restrictions**
Re: Consideration of the hiring of additional Code Enforcement Officers to enforce water restrictions.
27. **Consideration of Establishing a Moratorium on New Residential Development Exceeding Ten (10) Units, as Well as Commercial Projects That Require Significant Water Usage**
Re: Consideration of establishing a moratorium on new residential development exceeding ten (10) units, as well as commercial projects that require significant water usage.
28. **Consideration of Prohibiting the Installation of Natural Grass in Commercial and Industrial Zoned Areas, and to Require a Permit for the Installation of Natural Grass Exceeding 300 Square Feet in Residential Zoned Areas**
Re: Considering the modification of the City's Development Code to prohibit the installation of natural grass in commercial and industrial zoned areas, and to require a permit for the installation of natural grass exceeding 300 square feet in residential zoned areas.
29. **Governor's Executive Order for Statewide Mandatory Water Reductions, Status and Review of Declaration of Local Emergency, and Provision of Water for East Porterville Residents**
Re: Consideration of the continuance of the Declaration of Local Emergency, an agreement with the County in regards to a new well, and the provision of water for purchase in support of the County's Household Tank Program in East Porterville.

Adjourn to a joint meeting of the Porterville City Council, Porterville Public Improvement Corporation, and Porterville Public Financing Authority.

**JOINT CITY COUNCIL, PORTERVILLE PUBLIC IMPROVEMENT CORPORATION, AND
PORTERVILLE PUBLIC FINANCING AUTHORITY AGENDA
291 N. MAIN STREET, PORTERVILLE, CA 93257
JUNE 2, 2015**

Roll Call:

WRITTEN COMMUNICATION

ORAL COMMUNICATIONS

JOINT SCHEDULED MATTERS

- 30. Prepayment of 2013 Rabobank Lease Agreement and Refinancing of the 2002 Certificates of Participation**
Re: Consideration of the prepayment of the 2013 Rabobank Lease Agreement and refinancing of the 2002 Certificates of Participation, and authorization to execute all draft resolutions, agreements, and documents as may be required.

Adjourn to a meeting of the Porterville City Council.

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 June 16, 2015

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.