Call to Order
Roll Call

Pledge of Allegiance Led by Vice Mayor Hamilton
Invocation

REPORTS
This is the time for all reports from the City Council, including but not limited to, reports pursuant to AB1234, reports from subcommittees, committees, commissions and boards on which the Council Members serve, and other miscellaneous informational reports.

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.

SCHEDULED MATTERS
1. Status and Review of Designated Local Emergency
   Re: Status update and review of Local Emergency Declaration to determine if a need exists to continue its status pursuant to Article 14, Section 8690 of the California Emergency Services Act.

ORAL COMMUNICATIONS

OTHER MATTERS

ADJOURNMENT - to the meeting of January 18, 2011 at 5:30 p.m.

Pursuant to Ordinance No. 1766, the Council Meeting shall adjourn no later than 9:45 p.m., unless otherwise approved by a majority of the Council Members present.

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.
COUNCIL AGENDA: January 5, 2011

SUBJECT: STATUS AND REVIEW OF DESIGNATED LOCAL EMERGENCY

SOURCE: Administration

COMMENT: Beginning on or about Wednesday, December 15, 2010, the City Council is aware that a series of storms commenced that brought historic amounts of precipitation that resulted in significant flooding, disruption of power, fallen debris, and damage to public facilities and infrastructure, as well as personal property. The afternoon of Sunday, December 19, 2010, the City Manager made a Declaration of Local Emergency for the purposes of requesting resources to assist in mitigating flood conditions, specifically the securing of industrial pumps to pump water from the flooded Zalud Park ponds. At its meeting on Tuesday, December 21, 2010, the City Council adopted a Resolution supporting the City Manager’s Declaration of Local Emergency, as well as encouraged the State’s Office of Emergency Services to make the same finding, as well as encouraging the Governor to make a Proclamation of State of Emergency. It should be noted that the Governor made a Proclamation of State of Emergency for Tulare County on the evening of Tuesday, December 21st. In accordance with its designation, pursuant to Article 14 of the California Emergency Services Act, the Council must review the status of its local emergency no more than every 21 calendar days, which is the cause of this Adjourned meeting.

Through preventative measures before, as well as extraordinary efforts during the storms, City service crews prevented more significant flooding in, and damage to, the community. Specifically, several areas that were experiencing flood conditions prompted extraordinary action.

In the area of Zalud Park and El Granito Street to the west, this area saw the most significant amount of flooding conditions during the storm event. With the significant runoff from the surrounding hillsides to the east and north, the Zalud Park ponds breached, causing significant damage to one home, and some damage to several other homes along El Granito Street. With the “G” Street drainage system project completed last year, the new drainage system allowed for the pumping of water out of Zalud Park and onto Henderson Avenue to the “G” Street storm drain inlets, thus allowing the water to find its way to the large drainage basins located at the City’s Corporation Yard. With the City’s own 6” industrial pump not keeping pace with the amount of water draining into Zalud Park, the City Manager
made a Declaration of Local Emergency for the purposes of securing additional 6" industrial pumps, which with the designation, were secured and put into service that same evening. The Council is aware that part of a long-term project has been acted upon in connecting Zalud Park to the Corporation Yard by direct line down Grand Avenue. Currently, the storm drain line is located on Grand Avenue at Porter Road, with the distance to Zalud Park of substantial expense. It is estimated that the complete project is $4 million, with $1 million each for the construction of the storm drain system, relocation of the main water line, relocation of the main sewer line, and repaving of the street after construction.

At the intersection of Henderson Avenue and Plano Street, the area became flooded due to a significant amount of drainage coming south on Plano Street, down from Lewis Hill. This caused the pond at the west end of Prosperity Circle to become flooded, and could have resulted in the flooding of the businesses located in the Prosperity Industrial Park, if not for City crews having diverted water to Mueller Field near Mulberry Avenue and Plano Street.

Due to the significant amount of precipitation in the surrounding hillsides, the Pioneer irrigation system had a significant amount of water running within it. Of most concern to the City was the Park Branch, which is a component of the Pioneer system that runs through Murry Park (feeding Murry Park pond) and then through the city. The Park Branch breached its banks in a couple of areas, including in the undeveloped portion of Murry Park (the “Vegetable Garden”), as well as at the gate near the Rails to Trails overcross between the sections of Garden Street. In the “Vegetable Garden”, City crews were able to divert water into another branch of the Pioneer system, thus relieving some pressure on the Park Branch, as well as potential flooding of Plano Street and Olive Avenue. City crews also relieved pressure on the Park Branch at the Rails to Trails, diverting water to the south and west to the Porter Slough, which also eliminated the risk of flooding to the neighborhood immediately to the west, as well as Downtown. A significant amount of water accumulated in both the east and west swales of the Rails to Trails to the south of the Park Branch.

The drainage inlet behind Galaxy 9 Theatres became blocked by debris, and resulted in the area behind the Theatre to flood and compromised a power transformer that serves a significant amount of the population in that area. For a couple of hours, the area generally east of Highway 65, south of Henderson Avenue, west of Main Street, and north of Morton Avenue was without power until Southern California Edison was able to reroute. City crews assisted in the pumping of water from this area, as SCE would not begin repair of the damaged transformer until the water was eliminated.
The area near Jasmine Ranch on Hillcrest Street also saw considerable drainage from the surrounding hillsides. Water coming from the northern hillsides overran the designed drainage creek, which combined with water draining from the east hillsides, caused a significant amount of water, dirt, and debris to accumulate in this area. City crews have monitored this area, to assist with drainage and cleanup.

Another area that saw localized flooding was in the area of Mathew Street and Morton Avenue. A couple of smaller drainage basins are located in this area, and with one basin breaching and draining into the other, both basins resulted in breaching and causing localized street flooding.

RECOMMENDATION: That the City Council receive the report of status and review of designated local emergency and determine that a need exists to continue said designation.

ATTACHMENT: 1. December 19, 2010, Declaration by City Manager of Existence of Local Emergency  
2. December 21, 2010 Resolution Confirming Existence of Local Emergency, Requesting Office of Emergency Services Director Concurrence and Approval of Financial Assistance, and Governor Proclamation of State of Emergency
BEFORE THE PORTERVILLE CITY COUNCIL,
CITY OF PORTERVILLE, COUNTY OF TULARE

In the Matter of
RESOLUTION PROCLAIMING EXISTENCE OF A LOCAL EMERGENCY
RESOLUTION NO. B01-2010

WHEREAAS, Chapter 9 (Porterville Municipal code, Titled: Defense and Disaster) of the City of Porterville Ordinance Code empowers the City Manager to proclaim the existence or threatened existence of a local emergency when said City is affected or likely to be affected by a public calamity and the City Council are not in session; and

WHEREAAS, the City Manager of the City of Porterville does hereby find:

That conditions of extreme peril to the safety of persons and property have arisen with said City, caused by \textit{Historical Proclamation}; and

That the City Council of the City of Porterville is not in session (and cannot immediately be called into session):

NOW, THEREFORE, BE IT RESOLVED that a local emergency now exists throughout said City; and

BE IT FURTHER RESOLVED that during the existence of said local emergency the powers, functions and duties of the emergency organization of this City shall be those prescribed by state law and by ordinances of this City and by the City of Porterville Emergency Operations Plan, as approved by the City Council.

Dated: \underline{12/19/10} 

By: \underline{[Signature]}

City Manager, City of Porterville

ATTEST:
JOHN D. LOLLIS, City Clerk

By: \underline{[Signature]}

Patrice Hildreth, Chief Deputy City Clerk

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ATTACHMENT NO. 1
RESOLUTION NO. 130-2010

A RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF PORTERVILLE CONFIRMING
EXISTENCE OF A LOCAL EMERGENCY; REQUESTING
OFFICE OF EMERGENCY SERVICES DIRECTOR
CONCURRENCE AND APPROVAL OF FINANCIAL ASSISTANCE; AND
GOVERNOR PROCLAMATION OF STATE OF EMERGENCY

WHEREAS, a series of storms involving historically excessive precipitation hit the City of Porterville on or about December 15, 2010 which ultimately resulted in disruptions to power, significant flooding, fallen debris, and damage to public facilities and infrastructure; and

WHEREAS, Chapter 9- Defense and Disaster, of the Porterville Municipal Code, empowers the City Manager to proclaim the existence or threatened existence of a local emergency when the City is affected or likely to be affected by a public calamity and the City Council is not in session; and

WHEREAS, on December 19, 2010, the City Manager determined that conditions of extreme peril to the safety of persons and property arose within the City of Porterville caused by historically excessive precipitation; and

WHEREAS, recovery efforts and damage assessments are still underway, and there is a great likelihood that further damage is yet to be discovered which will be made part of an official damage assessment; and

WHEREAS, the City Council has been requested by the City Manager to confirm and proclaim the existence of a Local Emergency therein; and

WHEREAS, the City Council has found that historically excessive precipitation commencing on or about December 15, 2010 has resulted in extreme peril to the safety of persons and property on or about December 19, 2010; and that the aforementioned conditions of extreme peril warrant and necessitate the proclamation of the existence of a Local Emergency.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Porterville does hereby confirm and ratify the December 19, 2010 Declaration by the City Manager Proclaiming the Existence of a Local Emergency as a result of the aforementioned series of storms resulting in historical excessive precipitation that has caused damage to public and private property.

BE IT FURTHER RESOLVED that during the existence of said Local Emergency, the powers, functions and duties of the City Manager, the Director of Emergency Services, and the emergency organization of the City of Porterville shall be those prescribed by state law and by ordinances of the City of Porterville, and by the City of Porterville Emergency Operations Plan, as approved by the City Council.
BE IT FURTHER RESOLVED that it is requested by the City Council of the City of Porterville that the Director of the Office of Emergency Services concur with the City's Proclamation of the Existence of a Local Emergency and find it to be acceptable in accordance with the provisions of the California Disaster Assistance Act for the purpose of obtaining resource and financial assistance.

BE IT FURTHER RESOLVED that it is requested by the City Council of the City of Porterville that the Governor of the State of California finds and proclaims the City of Porterville to be in a State of Emergency, and hereby requests financial assistance, both state and federal.

BE IT FURTHER RESOLVED that said Local Emergency shall be deemed to continue to exist until termination is proclaimed by the City Council of the City of Porterville.

PASSED, APPROVED AND ADOPTED this 21st day of December, 2010.

[Signature]
Ronald L. Fish, Mayor

ATTEST:

John D. Lohis, City Clerk

By: Patrice Hildreth, Chief Deputy City Clerk