

**AGENDA  
CITY OF TULARE  
BOARD OF PUBLIC UTILITIES COMMISSION  
THURSDAY, April 21, 2016  
Regular Session 3:00 p.m.  
TULARE PUBLIC LIBRARY & COUNCIL CHAMBERS  
491 North "M" Street**

"Mission Statement – City of Tulare  
To promote a quality of life making Tulare the most desirable community in which  
to live, learn, play, work, worship and prosper."

**3:00 p.m.**

**I. CALL TO ORDER REGULAR SESSION:**

**II. PLEDGE OF ALLEGIANCE:**

**III. CITIZEN'S REQUEST OR COMMENTS:**

*This is the time for citizens to comment on items within the jurisdiction of the Board. The Board cannot legally discuss or take official action on citizen comments that are introduced tonight. Each speaker will be allowed **three minutes**, with a maximum time of 10 minutes per item, unless otherwise extended by the Board.*

**IV. ADJOURN TO CLOSED SESSION PURSUANT TO GOVERNMENT CODE SECTION(S):**

a) 54956.9(d)(1) Existing Litigation (2)

City of Tulare vs. Pratt Mutual Water Co & Matheny Tract Committee  
TCSC Case No. VCU26109

City of Tulare vs. W.M. Lyles, et al.  
TCSC Case No. VCU260168

**V. RECONVENE CLOSED SESSION:**

**VI. CLOSED SESSION REPORT (if any):**

**VII. COMMUNICATIONS:**

*No action will be taken on matters listed under communications; informational only. However, the Board may direct staff to schedule issues raised during communications for a future agenda.*

**VIII. CONSENT CALENDAR:**

- (1) Approve minutes of the March 18, 2016; March 25, 2016; and April 7, 2016 regular/special meeting(s).

**IX. GENERAL BUSINESS:**

- (1) Review the findings of a water system analysis of the Montecito subdivision, and consider staff recommendations to allow 93 of the 179 new connections to the City water system requested by the Owner, The Holt Group, subject to the conditions as presented and adopt Resolution 16-05 approving the conditions and the request for 93 water connections submitted by the Holt Group for the Montecito subdivision and authorizing the Public Works Director to Issue a Conditional Certification of Ability to Serve.
- (2) Provide direction regarding the strategy recommendations in the Baseline Energy Audit for inclusion in the development of the ten-year energy plan to be finalized by July 2016.
- (3) Review and consideration to provide authorization to staff to negotiate a twenty-year contract for the sale of biomethane to Colony Energy Partners (CEP) and the use of fuel cell energy with Fuel Cell Energy, Inc. (FCE) on behalf of the City of Tulare.
- (4) Award the Sierra Lift Station Pump Replacement project to GSE Construction Co. of Livermore, California in the amount of \$74,700.00; approve the revised Project Budget; and Authorize the City Manager to approve contract change orders in an amount not to exceed 10% (\$7,470.00) of the contract award amount.
- (5) Receive and approve the Water and Sewer Rate Study Report and Proposition 218 notice, authorize staff to proceed with the mailing of the Proposition 218 notices to begin the 45-day public noticing requirement, and set the public hearing date for the adoption of the proposed rates for June 16, 2016.
- (6) Public Hearing:
  - a. Public Hearing to adopt Resolution 16-07 approving the 2016/17 Fiscal Year Municipal Utility Budget (including the Fleet Control, Insurance Control and Equipment Replacement Control budget components), and to adopt Resolution 16-08 approving the 2016/17 Fiscal Year Municipal Utility Position Control Budget.

**X. ITEMS OF BOARD INTERESTS:**

**XI. ADJOURN REGULAR MEETING:**

In compliance with the Americans with Disabilities Act and the Brown Act, if you need special assistance to participate in this meeting, including the receipt of the agenda and documents in the agenda package in an alternate format, please contact the City Manager's Office at (559) 684-4200. Notification of 48 hours prior to the meeting

will enable the City to make reasonable arrangements to ensure accessibility to this meeting (28 CFR 35.102-35, 104 ADA Title I), and allow for the preparation of documents in the appropriate alternate format.

[Note: Pursuant to Government Code 54957.5 - Effective 7/1/08 Documents produced and distributed less than 72 hours prior to or during an open session of a regular meeting to a majority of the legislative body regarding any item on the agenda will be made available for public inspection at the meeting and at the City Clerk's Office at City Hall located at 411 East Kern Avenue during normal business hours.]