

**CITY MANAGER'S/STAFF'S REPORT
CITY COUNCIL MEETING:**

November 7, 2022

ITEM NO: 1a.

SUBJECT: Consideration of a Resolution Authorizing the City to Continue with Teleconferenced Public Meetings Pursuant to Assembly Bill 361

BACKGROUND: On September 16, 2021, the California legislature passed Assembly Bill ("AB") 361, which amends Government Code Section 54953 and permits a local agency to use teleconferencing to conduct its meetings in any of the following circumstances: (A) the legislative body holds a state of emergency, and meeting during a proclaimed state or local officials have imposed or recommended measures to promote social distancing; (B) the legislative body holds a meeting during a proclaimed state of emergency for the purpose of determining, by majority vote, whether as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees; or (C) the legislative body holds a meeting during a proclaimed state of emergency and has determined, by majority vote, pursuant to subparagraph (B), that, as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees.

DISCUSSION: In order for the City Council to use teleconferencing as allowed by AB 361 after October 1, 2021, it must first adopt findings in a resolution, allowing the City Council to conduct teleconferenced meetings for a period of thirty (30) days. In addition, AB 361 requires the City to make specified findings every 30 days thereafter. City Council initially approved Resolution No. 2021-57R on September 27, 2021 and subsequently thereafter.

FISCAL IMPACT: None.

RECOMMENDATION: If the City Council wishes to Continue with Remote Teleconference Meetings, the Council should adopt the attached Resolution Authorizing Remote Teleconference Public Meetings by the City Council and Commissions of the City in Accordance with Assembly Bill 361.

Fernando Santillan, City Manager

Date

RESOLUTION NO. 2022 –

A RESOLUTION OF THE CITY OF SELMA, CALIFORNIA AUTHORIZING CONTINUED USE OF REMOTE TELECONFERENCING PROVISIONS (AB 361)

WHEREAS, the City Council of the City of Selma (“City Council”) is committed to open and transparent government, and full compliance with the Ralph M. Brown Act (“Brown Act”); and

WHEREAS, the Brown Act generally requires that a public agency take certain actions in order to use teleconferencing to attend a public meeting virtually; and

WHEREAS, the City Council recognizes that a local emergency persists due to the worldwide COVID-19 pandemic; and

WHEREAS, the California Legislature has recognized the ongoing state of emergency due to the COVID-19 pandemic and has responded by creating an additional means for public meetings to be held via teleconference (inclusive of internet-based virtual meetings); and

WHEREAS, on September 16, 2021, the California legislature passed Assembly Bill (“AB”) 361, which amends Government Code, section 54953 and permits a local agency to use teleconferencing to conduct its meetings in any of the following circumstances: (A) the legislative body holds a meeting during a proclaimed state of emergency, and state or local officials have imposed or recommended measures to promote social distancing; (B) the legislative body holds a meeting during a proclaimed state of emergency for the purpose of determining, by majority vote, whether as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees; or (C) the legislative body holds a meeting during a proclaimed state of emergency and has determined, by majority vote, pursuant to subparagraph (B), that, as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees; and

WHEREAS, in order for the City Council to use teleconferencing as allowed by AB 361 after October 1, 2021, it must first adopt findings in a resolution, allowing the City Council to conduct teleconferenced meetings for a period of thirty (30) days; and

WHEREAS, the City Council initially approved Resolution No. 2021-57R on September 27, 2021; and

WHEREAS, on October 18, 2021, November 15, 2021, December 6, 2021, December 21, 2021, January 18, 2022, February 7, 2022, March 7, 2022, April 4, 2022, May 2, 2022, June 7, 2022, June 20, 2022, July 18, 2022, August 15, 2022, and September 6, 2022, the City Council adopted resolutions authorizing the continued use of teleconferenced meetings; and

WHEREAS, Governor Gavin Newsom declared a state of emergency for the State of California due to the COVID-19 pandemic in his order entitled “Proclamation of a State of Emergency,” signed March 4, 2020; and

WHEREAS, the California Occupational and Safety Health Administration (OSHA) continues to recommend certain social distancing requirements, as described in detail in California Code of Regulations Title 8, section 3205 Covid Prevention; and

WHEREAS, the Fresno County Department of Public Health supports the well-being of its communities and County residents and recommends ways to slow the spread of COVID-19 including through social distancing (i.e., “staying at least 6 feet (about 2 arm lengths) from others who don’t live with you” and by avoiding crowds. The Fresno County Department of Public Health states “[t]he more people you are in contact with, the more likely you are to be exposed to COVID-19.”

WHEREAS, the City Council hereby finds that the state and local emergencies have caused and will continue to cause imminent risks to the health or safety of attendees; and

WHEREAS, the City Council is conducting its meetings through the use of telephonic and internet-based services so that members of the public may observe and participate in meetings and offer public comment.

NOW THEREFORE, BE IT RESOLVED, that the recitals set forth above are true and correct and fully incorporated into this Resolution by reference.

BE IT FURTHER RESOLVED, that the City Council is conducting meetings during a state of emergency and OSHA recommends measures to promote social distancing; and/or

BE IT FURTHER RESOLVED, that the City Council has determined that given the state of emergency, holding in-person only meetings would present imminent risks to the health or safety of attendees.

BE IT FURTHER RESOLVED, that the actions taken by the City Council through this resolution shall be applied to all City committees and commissions governed by the Brown Act unless otherwise desired by that committee/commission.

BE IT FURTHER RESOLVED, the City Council authorizes the City Manager or their designee(s) to take all actions necessary to conduct City Council meetings in accordance with Government Code section 54953(e) and all other applicable provisions of the Brown Act, using teleconferencing for a period of thirty (30) days from the adoption of this Resolution after which the City Council will again reconsider the circumstances of the state of emergency.

PASSED AND ADOPTED by the Selma City Council on this 7th day of November 2022, by the following vote:

AYES:	COUNCIL MEMBERS:
NOES:	COUNCIL MEMBERS:
ABSTAIN:	COUNCIL MEMBERS:
ABSENT:	COUNCIL MEMBERS:

ATTEST:

Scott Robertson, Mayor

Tiffany Flores, Acting City Clerk

CHECK REGISTER REPORT

CHECK NUMBER	CHECK DATE	STATUS	VENDOR NAME	CHECK DESCRIPTION	CATEGORY	AMOUNT
80453	10/06/22	Printed	U.S. BANK CORPORATE PMT SYSTEM	CALCARD CHARGES 8/23-9/22/22	PARTIAL R	78,230.45
80454	10/06/22	Printed	U.S. BANK EQUIPMENT FINANCE	COPY MACHINE LEASE -OCT 2022		2,128.45
80455	10/06/22	Printed	UNITY IT	MDT MANAGED SERVICES -AUG 22, DESKTOP FOR CONFERENCE ROOM, PD ROUTER WARRANTY, BATTERY FOR GETAC		6,308.87
80456	10/06/22	Printed	VALLEY SHREDDING LLC	DOCUMENT DESTRUCTION -PD		48.00
80457	10/06/22	Printed	VERIZON	AIRCARDS 8/19/22-9/18/22		1,032.91
80458	10/06/22	Printed	VORTEX INDUSTRIES, INC.	REPAIRS TO ROLL UP DOOR -STA 1		1,466.36
80459	10/06/22	Void		Void Check		0.00
80460	10/06/22	Void		Void Check		0.00
80461	10/06/22	Printed	YAMABE & HORN ENGINEERING, INC	ENGINEERING SERVICES -AUGUST 2022		75,458.39
80462	10/06/22	Printed	ZUMAR INDUSTRIES, INC.	ONE WAY ARROW SIGNS		409.80
80463	10/21/22	Printed	ACTION TOWING AND DIVE TEAM	EVIDENCE TOWING -SEPT 2022		270.00
80464	10/21/22	Printed	ADVENTIST HEALTH TULARE	BLOOD/ALCOHOL ANALYSIS -PD		563.00
80465	10/21/22	Void		Void Check		0.00
80466	10/21/22	Printed	ARAMARK UNIFORM	UNIFORMS/TOWELS/FIRST AID KITS 9/22-9/29/22		651.51
80467	10/21/22	Printed	ARTIC GLACIER	BUSINESS LIC OVERPAYMENT REIMB		109.00
80468	10/21/22	Printed	AT&T	TELEPHONE 9/4/22-10/3/22		2,241.26
80469	10/21/22	Printed	AT&T	TELEPHONE 9/4/22-10/3/22		124.69
80470	10/21/22	Printed	AT&T	TELEPHONE 9/4/22-10/3/22		119.22
80471	10/21/22	Printed	AT&T	TELEPHONE 9/12/22-10/11/22		53.84
80472	10/21/22	Printed	AT&T	TELEPHONE 9/12/22-10/11/22		98.39
80473	10/21/22	Printed	AT&T MOBILITY	TELEPHONE-MDT'S 9/1-9/30/22		389.07
80474	10/21/22	Printed	BENNY BACA / COOL AIR SPECIALTY	FALL SERVICE		7,867.00
80475	10/21/22	Printed	LIANA J. BRIGHAM / PICTURE THIS EMBROIDERY	SUMMER CAPS -PW NEW EMPLOYEE		105.64
80476	10/21/22	Printed	JAY WESLEY BROCK / TOP DOG TRAINING CENTER	K9 MAINTENANCE 10/10/22		180.00
80477	10/21/22	Printed	CALIFORNIA PARK & RECREATION	MEMBERSHIP RENEWAL -PW		705.00
80478	10/21/22	Printed	CALIFORNIA WATER SERVICE	WATER SERVICE -SEPTEMBER 2022		24,047.38
80479	10/21/22	Printed	ROD CARSEY / ROD CARSEY CONSULTIN	PLAN CHECKS -SEPTEMBER 2022		5,627.48
80480	10/21/22	Printed	CENTRAL CALIFORNIA ELECTRONICS	FIRE ALARM MONITORING -PD		120.00
80481	10/21/22	Printed	CENTRAL SANITARY SUPPLY	JANITORIAL SUPPLIES		649.99
80482	10/21/22	Printed	CENTRAL VALLEY OVERHEAD DOOR	REPAIR EAST BAY DOOR -STA 1		2,659.00
80483	10/21/22	Printed	CITY OF SANGER FIRE DEPARTMENT	CONSULTING FOR IGT JULY, AUG, SEPT 2022		2,578.80
80484	10/21/22	Printed	COMCAST	INTERNET SERVICE -OCT 2022		821.45
80485	10/21/22	Printed	COMCAST	PD TO FCSO -OCT 2022		685.92
80486	10/21/22	Printed	COMCAST	INTERNET SERVICE -AMBULANCE 12321 ROSE AVE		195.75
80487	10/21/22	Printed	COOK'S COMMUNICATION CORP	RADIO REPAIRS ON UNIT# 1002		181.20
80488	10/21/22	Printed	CORELOGIC SOLUTIONS LLC	REALQUEST SERVICES - SEPT 2022		481.25
80489	10/21/22	Printed	DATAPATH LLC	DESKTOP COMPUTERS, THINKPAD NOTEBOOK		12,164.35
80490	10/21/22	Printed	DEPARTMENT OF JUSTICE	FINGERPRINTS -SEPTEMBER 2022		840.00
80491	10/21/22	Printed	DIAMONDBACK FIRE & RESCUE INC	20" LOOP FOR SAWS -FD		759.33
80492	10/21/22	Printed	DIVISION OF THE STATE	ADA FEE 7/1/22-9/30/22	R	118.40
80493	10/21/22	Printed	FIRE RECOVERY EMS LLC	AMBULANCE BILLING -SEPT 2022		6,176.77
80494	10/21/22	Printed	FOOTHILL GARAGE DOORS	BUSINESS LIC OVERPAYMENT REIMB		5.00
80495	10/21/22	Printed	FRESNO OXYGEN	OXYGEN RENTALS		312.30
80496	10/21/22	Printed	DONOVAN FULLNER	EMT RECERT. REIMBURSEMENT		82.00
80497	10/21/22	Printed	GAR BENNETT LLC	IRRIGATION SUPPLIES		60.74
80498	10/21/22	Printed	HEALTHWISE SERVICES, LLC.	MEDICAL WASTE SERVICE -SC	R	173.75
80499	10/21/22	Printed	LAUREN HEARD	PIPPIN COSTUME REIMBURSEMENT		333.90
80500	10/21/22	Printed	HENRY SCHEIN INC.	MEDICAL SUPPLIES		1,564.09
80501	10/21/22	Printed	RAUL R HERRERA JR / ECN POLYGRAPH & INVESTIGATIONS	POLYGRAPH SERVICES 9/12/22-9/28/22		800.00
80502	10/21/22	Printed	CHERYL KAIN / BLOOMIE'S FLORAL	SYMPATHY CARD FOR CHIEF ALCARAZ		70.51
80503	10/21/22	Printed	KOEFRAN INDUSTRIES, INC.	EMPTY ANIMAL CONTROL FREEZER		163.86
80504	10/21/22	Printed	LIFE-ASSIST INC.	MEDICAL SUPPLIES		143.62
80505	10/21/22	Printed	LOZANO SMITH LLP	LEGAL SERVICES -SEPTEMBER 2022		6,661.90
80506	10/21/22	Printed	MEISTER SEALCOAT & SUPPLIES	CONCRETE SEALER & PATCH -PW		386.57
80507	10/21/22	Printed	METRO UNIFORM	FD & PD REVOLVING ACCT	R	541.79
80508	10/21/22	Printed	NATIONAL TRAINING CONCEPTS INC	CRITICAL INCIDENT MANAGEMENT TRAINING 10/17/22 -PD		285.00
80509	10/21/22	Printed	NELSON PROPERTIES	REFUND DEPOSIT RECEIVED 6/17/22		5,000.00
80510	10/21/22	Printed	ODP BUSINESS SOLUTIONS LLC	OFFICE SUPPLIES		1,164.42
80511	10/21/22	Printed	OOSOSHARP, LLC	AMBULANCE BILLING -SEPT 2022		3,844.76
80512	10/21/22	Printed	PG&E	UTILITIES -SEPTEMBER 2022		4,790.92
80513	10/21/22	Printed	PG&E			65.40

CHECK REGISTER REPORT

CHECK NUMBER	CHECK DATE	STATUS	VENDOR NAME	CHECK DESCRIPTION	CATEGORY	AMOUNT
80514	10/21/22	Printed	QUAD KNOPF, INC.	PLANNING SERVICES 7/10-8/6/22		67,805.50
80515	10/21/22	Printed	QUINN POWER SYSTEMS	REPAIRS ON MANITOU		1,568.80
80516	10/21/22	Printed	QUINN COMPANY	CLAW BUCKET		23,388.30
80517	10/21/22	Printed	RINCON CONSULTANTS, INC.	ZONING ORDINANCE UPDATE 9/1/22-9/30/22		8,879.25
80518	10/21/22	Printed	RJ LEE GROUP, INC.	GSR KIT -PD		616.34
80519	10/21/22	Printed	SAMPSON,SAMPSON, AND PATTERSON	ACCOUNTING SERVICES AUG & SEPT 2022		4,775.00
80520	10/21/22	Printed	SANTA MARIA CALIFORNIA NEWS	PH NOTICES -CUP, BILLBOARDS, ANNEXATION		205.12
80521	10/21/22	Printed	FERNANDO SANTILLAN	MEETINGS & ONBOARDING EXPENSES REIMBURSEMENT		200.76
80522	10/21/22	Printed	SELMA DISTRICT CHAMBER OF	PARKIN' IN THE PARK CAR SHOW & BBQ COOK OFF 2022 - RECYCLE GRANT	G	800.00
80523	10/21/22	Printed	SHRM OF TULARE-KINGS COUNTY	MEMBERSHIP APPLICATION -HR		80.00
80524	10/21/22	Printed	SITEONE LANDSCAPE SUPPLY, LLC.	SEED BLEND & FERTILIZER -PW		2,918.95
80525	10/21/22	Printed	SPRINT	SEARCH WARRANT -TOWER INFORMATION CS#19-7692		150.00
80526	10/21/22	Printed	STATEWIDE TRAFFIC SAFETY AND	BARRICADES		3,301.12
80527	10/21/22	Printed	SUNSTAR ENERGY INC	BUSINESS LIC OVERPAYMENT REIMB		89.00
80528	10/21/22	Printed	KELLI L TELLEZ	REIMBURSEMENT FOR OFFICE SUPPLIES		124.68
80529	10/21/22	Printed	THE MOWER'S EDGE INC.	TRIMMER LINE SPOOLS -PW		247.85
80530	10/21/22	Printed	TIREHUB, LLC.	FLEET TIRES		3,308.25
80531	10/21/22	Printed	UNITY IT	MDT MANAGED SERVICES -SEPT 22		3,905.50
80532	10/21/22	Printed	VALLEY SHREDDING LLC	DOCUMENT DESTRUCTION -CH		24.00
80533	10/21/22	Printed	VERIZON	VEHICLE TRACKING -SEPT 2022		94.75
80534	10/21/22	Printed	VINCENT COMMUNICATIONS INC	GPS SETUP ON E311		1,255.53
80535	10/21/22	Printed	DANIEL VIVEROS / D&G FENCE	INSTALL NEW GATE -BRENTLINGER PARK BALL COURT		675.00
80536	10/21/22	Printed	WASTE MANAGEMENT-USA WASTE	GARBAGE -SEPTEMBER 2022		135,472.17
TOTAL						523,004.32

Grant: G PD State Appropriation: PDSA (457) Reimbursement: R

CITY MANAGER'S/STAFF'S REPORT
COUNCIL MEETING DATE:

November 7, 2022

ITEM NO: 2

SUBJECT: Consideration of Acceptance of Public Improvements for Tract No. 5303 (Valley View) Phase 3 - Continued

BACKGROUND: On October 17, 2022, Council voted in favor of continuing the Consideration of Acceptance of Public Improvements for Tract No. 5303 (Valley View) Phase 3, due to objections detailed within a letter dated October 17, 2022 by Consolidated Irrigation District (CID) relating to conditions of approval for the project. Staff was directed to meet with CID representatives to discuss the concerns, and return the item to Council at the November 7, 2022 meeting.

DISCUSSION: On October 25, 2022, staff from both the City and CID met to discuss project background, and their October 17th letter. Following these initial conversations, City Staff has continued conversations with the Developer of Tract 5303, and will continue conversations and coordination efforts with both CID and the Developer, ensuring that all conditions are addressed in an appropriate and collaborative manner. Because acceptance of all public facilities is related to the condition of approval associated with CID, at this time staff is recommending that the item be tabled to a date to be determined; allowing for the continuation of discussions and to attempt to reach consensus on the outstanding condition.

FISCAL IMPACT: There is no fiscal impact to the City associated with this item.

RECOMMENDATION: Staff recommends that City Council table the discussions associated with the acceptance of public improvements for Tract No. 5303 (Valley View) Phase 3 at this time, and direct staff to continue working with CID and the Developer on a proposed resolution. Staff will return to Council at a future date to be determined concerning needed actions.

Rob Terry
Deputy City Manager

Date

Fernando Santillan
City Manager

Date

CITY MANAGER'S/STAFF'S REPORT
COUNCIL MEETING DATE:

November 7, 2022

ITEM NO: 3

SUBJECT: Consideration of Tract No. 5303 Condition Amendment - Continued

BACKGROUND: On October 17, 2022, Council voted in favor of continuing the Consideration of a Condition of Approval Amendment for Tract No. 5303, due to objections detailed within a letter dated October 17, 2022 by Consolidated Irrigation District (CID). Staff was directed to meet with CID representatives to discuss the concerns, and return the item to Council at the November 7, 2022 meeting.

DISCUSSION: On October 25, 2022, staff from both the City and CID met to discuss project background, and their October 17th letter. Following these initial conversations, City Staff has continued conversations with the Developer of Tract 5303, and will continue conversations and coordination efforts with both CID and the Developer, ensuring that all conditions are addressed in an appropriate and collaborative manner. To facilitate this continued process, staff is recommending that the item be tabled to a date to be determined, at this time.

FISCAL IMPACT: There is no fiscal impact to the City associated with this item.

RECOMMENDATION: Staff recommends that City Council table the discussions associated with the amending of the Condition at this time, and direct staff to continue working with CID and the Developer on a proposed resolution. Staff will return to Council at a future date to be determined, should any proposals require Council action.

Rob Terry
Deputy City Manager

Date

Fernando Santillan
City Manager

Date

CITY MANAGER'S/STAFF'S REPORT
COUNCIL MEETING DATE:

November 7, 2022

ITEM NO: 4

SUBJECT: Consideration of a Resolution Approving a Request for a Fee Waiver for the Selma Rotary Annual Band Parade

BACKGROUND: The Selma Rotary has submitted a request to waive fees associated with their Annual Band Parade event (Attachment #1).

Fees associated with this event include Special Events Permit, Sound Permit, Street Closure Permit, Barricade Rentals, and Public Works Staff Labor Costs, which all total Fourteen Thousand, Five-hundred Forty-one Dollars and Fifty-nine cents (\$14,541.59). A detailed listing of the fees is below:

<u>Application Fees</u>	
Special Event Application	\$945
Sound Permit	\$80
Street Closure Permit	\$175
Park Rental (Shafer Park)	\$350
Barricade Rentals	\$3,010
Event Fee Total	\$4,560
<u>Labor Costs</u>	
Total Hours Required @ fully burdened hourly rates	108
5 Maintenance Worker I 11hrs each @ \$89.36 hr	\$4,914.80
3 Maintenance Worker II 11 hrs each @ \$93.83 hr	\$3,096.39
2 Maintenance Worker III 10 hrs each @ \$98.52 hr	\$1,970.40
Labor Total	\$9,981.59
GRAND TOTAL	\$14,541.59

DISCUSSION: The event was previously approved, and took place on October 29, 2022, including activities throughout the downtown area and beyond. A check for the application fees was received prior to the event, which is being held in trust by the City, pending this request. If the Council elects to waive the fees associated with the event, the received check will simply be returned to the applicant. The fee waiver serves a public purpose by bringing many residents and individuals from neighboring communities to the City of Selma, thereby serving as a vehicle to bring additional revenue to the community. The fee waiver request is consistent with the City's policy regarding such actions, as Rotary is an active 501(c)3 organization, and the event is open to the entire community.

FISCAL IMPACT: The City would forgo both the application fees and labor costs associated with the event, which total \$14,541.59. Revenues for these activities were not anticipated within the FY 22/23 Budget.

RECOMMENDATION: Staff recommends that City Council approve the fee waiver request submitted by Selma Rotary for the Annual Band Festival.

Rob Terry
Deputy City Manager

Date

Fernando Santillan
City Manager

Date

Attachments

1. Selma Rotary Band Parade Application Package
2. Resolution approving the fee waiver for Selma Rotary Annual Band Festival

RESOLUTION NO. 2022 – __R

**A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF SELMA, CALIFORNIA, APPROVING A
REQUEST FOR A FEE WAIVER FOR THE SELMA
ROTARY ANNUAL BAND FESTIVAL**

WHEREAS, the Selma Rotary (“Rotary”) requested that the City Council waive fees associated with its Annual Band Festival event held on October 29, 2022; and

WHEREAS, the total fees associated with the Band Festival event are Fourteen Thousand, Five-hundred Forty-one Dollars and Fifty-nine cents (\$14,541.59), which includes the fees for the special events permit, sound permit, street closure permit, barricades, and public works staff support; and

WHEREAS, the total amount Rotary is requesting the City Council to waive is Fourteen Thousand, Five-hundred Forty-one Dollars and Fifty-nine cents (\$14,541.59); and

WHEREAS, while the City is proposing to waive Fourteen Thousand, Five-hundred Forty-one Dollars and Fifty-nine cents (\$14,541.59) associated with the Band Festival event, Rotary is still required to comply with all other provisions of the City’s Municipal Code; and

WHEREAS, Rotary is a valuable community partner, and consistently works with the City to promote community events, provide resources for a stronger economy, promote local business growth, and create and maintain a sense of community pride. The fee waiver serves a public purpose in that it aims to attract many residents and individuals from neighboring communities to the City, thereby serving as a vehicle to bring additional revenue to the community. Rotary is an active 501(c)3 organization.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SELMA
DOES HEREBY RESOLVE AS FOLLOWS:**

SECTION 1. The above recitals are true and correct and are incorporated herein by reference.

SECTION 2. The City Council hereby approves the fee waiver for fees associated with the Band Festival event in the amount of Fourteen Thousand, Five-hundred Forty-one Dollars and Fifty-nine cents (\$14,541.59).

SECTION 4. Rotary shall comply with the City’s Municipal Code during the Band Festival event, and provide the City with all information required by City staff, including, but not limited to, the following:

1. Proof of insurance with the City named as additional insured.
2. Indemnification of the City.

SECTION 5. The provisions of this Resolution are severable and if any provision, clause, sentence, word or part thereof is held illegal, invalid, unconstitutional, or inapplicable to any person or circumstances, such illegality, invalidity, unconstitutionality, or inapplicability shall not affect or impair any of the remaining provisions, clauses, sentences, sections, words or parts thereof of the Resolution or their applicability to other persons or circumstances.

SECTION 6. That the City Clerk shall certify to the adoption of this Resolution and that the same shall be in full force and effect.

PASSED, APPROVED AND ADOPTED this 7th day of November, 2022, by the following vote:

AYES:	COUNCIL MEMBERS:
NOES:	COUNCIL MEMBERS:
ABSTAIN:	COUNCIL MEMBERS:
ABSENT:	COUNCIL MEMBERS:

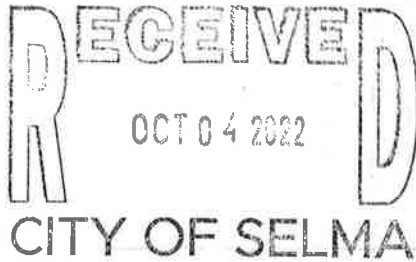
Scott Robertson, Mayor

ATTEST:

Tiffany Flores, Acting City Clerk

City Of Selma
APPLICATION FOR

SPECIAL EVENTS PERMIT



Submit (60) days prior to event

Planning Office Use Only		
Date Received:		
() Application Complete	Date:	() Harmless Agreement
() Application Fee Paid	\$	() Insurance Forms
() PD Inv. Fee Paid	\$	() Other
() Facilities Event		Private Property \$670 City Property \$945

(PRINT OR TYPE ALL INFORMATION)

CONTACT PERSON Char Tucker Telephone (559) 289-7848
 Address 2128 North Street City/Zip Selma 93662
 Primary Email charhome@oanc@sbcglobal.net Alternate Email _____
 Alternate Contact Person Jeff S Shepard Telephone (559) 896-2111
 Address 1814 E Front Street City/Zip Selma 93662
 SPONSOR/ORGANIZATION Selma Rotary Telephone 539-289-7848
 Address 2128 North Street City/Zip Selma 93662
 Officer Char Tucker / chairperson Title chairperson
 EVENT CHAIRPERSON Char Tucker Telephone 539 289 7848
 Address 2128 North Street City/Zip Selma 93662
 Nature and Purpose of Event Annual Band Festival / Parade
 DATE OF EVENT October 29, 2022
 Start Time: 0700 End Time: 1300
 Location Boundaries (list main streets) Rose / McCall
 North Arroyo East High
 South Selma West Mill
 Estimated Number of participants or attendees 350
 Types of Vehicles Trucks / Cars
 Types of Animals NONE
 Number of Animals NONE
 Types of Structures N/A
 Number of Structures N/A
 Description of Sound Amplification Equipment Mic / Amp Two locations
 Description of Food/beverage(s) to be sold and/or served N/A
 Name of Private Security N/A Telephone N/A
 Estimated Parking Requirements Unknown Number of Spaces needed _____

City Of Selma
APPLICATION FOR

SPECIAL EVENTS PERMIT

PAGE 2

Submit (60) days prior to event

THE FOLLOWING ADDITIONAL INFORMATION IS REQUIRED FOR PARADES, RACES, AND OTHER EVENTS ALONG A ROUTE:

ASSEMBLY POINT Rose Ave

Boundaries North Stillman

Boundaries South Rose

Boundaries East Dockery

Boundaries West E Front

Time of Assembly for participants: 0700 am/pm

Route to be traveled:

Rose to McCall, McCall to Arrants w/b to High St, S/B High to Second, mill to Third

List of all portions of the streets to be traversed:

see map

Map included: Yes ☐ No ☒

Intervals of space/time to be maintained between the units 1 min

Number of floats 15-20

Size(s) of floats (width, length & height of largest float) 60' x 8'

Material & size (types of cloth, etc.) for flags/banners/signs: multiple

I, the undersigned representative, have read the rules and regulations with reference to this permit and am duly authorized to enjoin the organization(s) or person(s) listed on this application for the responsibilities listed in the Selma Municipal Code Section _____ in its entirety and as applied to the city of Selma:

Signed [Signature] Date 10-3-22

Title Festival Charr CDL #: P0721867

POLICE DEPARTMENT USE ONLY: APPROVED () DENIED () DATE: _____ REASON _____

NAME _____ TITLE _____

FIRE DEPARTMENT USE ONLY: APPROVED () DENIED () DATE: _____ REASON _____

NAME _____ TITLE _____

PUBLIC WORKS DEPARTMENT USE ONLY: APPROVED () DENIED () DATE: _____ REASON _____

NAME _____ TITLE _____

PLANNING DEPARTMENT USE ONLY: APPROVED () DENIED () DATE: _____ REASON _____

NAME _____ TITLE _____



CITY OF SELMA

POLICE DEPARTMENT

SOUND AMPLIFYING EQUIPMENT APPLICATION

Applicant: Selma Rotary	Phone: 559-289-7848
Date: 10-29-22	Time (s): 0700 - 1300
Location: Downtown	Fee: \$80

The application to have music is approved for the above date or dates, and subject to daily fee for each date listed. **The applicant is subject to the following restrictions and conditions.**

The city Municipal Code restricts ambient noise levels in residential areas between 7 AM to 10 PM.

The applicant is restricted to the specified hours of operation and must conclude no later than 10 pm.

1. The City Municipal Code prohibits excessive noise as follows:
" No person shall make, cause, or suffer or permit to be made, or caused upon any premises or upon any street, sidewalk, alley, or place within the City, any sound or noise which causes discomfort or annoyance to any reasonable person of normal sensitivity residing or working in the area. The provisions of this section shall apply to the use and operation of any of the following noise sources:
Radios, musical instruments, photographs, televisions sets, tape decks or other machines or devices used for the amplifications, productions or reproduction of sound, or the human voice.
2. Any noise or sound clearly exceeding the reasonable ambient noise level at the property line of any person offended thereby, shall be deemed to be prima facie evidence of violation of Municipal Code.
3. If the Selma police Department receives two or more calls due to a disturbance of peace, as a result of the live music, an initial warning notice will be issued. If after a second complaint the disturbance continues, the applicant and/or the person in control of the residence or event is subject to noise disturbance response charge. In addition, the person in control of the residence or event may be subject to criminal action for disturbance of the peace.

I have read and understand the above restrictions and conditions and agree to abide by them.


Signature of Applicant:

10-3-22
Date:

Approved by:

Date:

2055 THIRD ST-SELMA, CALIFORNIA 93662
24hr. POLICE SERVICES - (559) 896-2525 / FAX (559) 896-8839/ POLICE ADMINISTRATION (559) 896-3060

CITY OF SELMA
APPLICATION FOR TEMPORARY STREET CLOSURE

The undersigned hereby accepts and agrees to comply with all City Policies, Ordinances, State Laws and rules and regulations. For "TEMPORARY STREET CLOSURE PERMIT" Date of closure: 10-29-22

Between the hours of 0700 and 1300 on Rose Ave

Between: Dockery and McCall
Street Name Street Name

Responsible Party: [Signature] Date: 10-3-22
Permittee's Signature

Name: Char Tucker

Address: 2128 North St

Email: charhome loans@sbcglobal.net

Telephone No: 559-289-7848

Reason for Street Closure: 54th Annual Rotary Band Festival

APPROVED: _____ CHIEF OF POLICE DATE: _____

APPROVED: _____ CHIEF OF FIRE DATE: _____

FOR OFFICE USE BELOW

.....
Date: _____ \$: 175

Fees for Temporary Street Closure Permit

Rental of _____ Barricades @ \$10.00 each \$: _____

Total: _____

An additional fee of \$35 will be charged for each damaged or unreturned barricade

Barricades returned in good order: _____ By: _____ Date: _____

Barricades not returned in good order: _____ By: _____ Date: _____

*** Responsible Party to pick up and return Barricades***

City of Selma Yard: 1325 Nebraska Ave

(559) 891-2216
.....

City of Selma
Application for Special Event Fee Waiver
or Fee Reduction

SELMA CITY HALL
1710 Tucker Avenue, Selma, CA 93662
(559) 891-2200 Fax (559) 896-1068

Policy:

The City of Selma (City) recognizes the value of partnering with other agencies and organizations in providing services that benefit the community and its residents. In an effort to provide support for organizations providing valuable services to the community, specific guidelines have been established for determining when permit fees may be reduced or waived (see "Fee Reduction or Waiver Policy for Special Events"). In order to request a reduction or waiver of fees, please complete this application and submit it with necessary documentation to the address provided on the last page.

Policy approved by City Council on March 4, 2019 (Resolution No. 2019-11R)

THIS APPLICATION IS DUE TO THE CITY 60 DAYS PRIOR TO THE EVENT

REQUESTING (Please check all that apply)

☒ Fee waiver

☐ Fee reduction (Amount Requested: \$_____)

SPONSORING ORGANIZATION INFORMATION

Name of Organization:

Selma Rotary

Address:

2128 North St Selma 93662

Telephone:

559-289-7848

Cell:

Same

Email:

charhomeloans@sbcglobal.net

Event Coordinator:

Char Tucker

Telephone:

559-289-7848

Cell:

Same

Email:

Charhomeloans@sbcglobal.net

Nonprofit 501(c) (3) tax-exempt organization:

94-225578

Located in Selma:

yes

Has organization received any other financial assistance from the City this year?

no

EVENT INFORMATION

Name of Event: Selma Rotary Band Festival

Type of Event: Parade

Facility Requested or Event Location: Downtown

Date of Event: 10-29-22

Event Hours: 0700 - 1300

On which dates and at what times are you requesting permission to setup/clean up?

Set up: 10-29-22 ⁰⁷⁰⁰ Clean up: 10-29-22 ¹³⁰⁰ hours

Please describe the event, its purpose, and the activities that will take place:

Parade through downtown to
celebrate music & students

Is the event open to the public: yes

Estimated number of participants/spectators: 5,000

Is this event a fundraiser: yes

Will there be an admission, entrance, user fee or cover charge for the event? If so, please explain: NO

How will the event benefit Selma: bring people to
downtown Selma, bring shoppers &
food sales

Will promotional materials be used? How are you planning to market the event:

social media, word of mouth

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CITY MANAGER'S/STAFF'S REPORT
COUNCIL MEETING DATE:

November 7, 2022

ITEM NO: 5

SUBJECT: Consideration of Approving A Temporary Moratorium on Non-City Sponsored Pop-Up Events

BACKGROUND: During the October 16, 2022 City Council meeting, the matter of pop-up events was discussed; in particular, with regard to a recent unauthorized event which took place in a residential neighborhood and resulted in a temporary street closure which was not adequately advertised by event organizers. Council directed staff to add the topic to the November 7, 2022 City Council meeting agenda.

DISCUSSION: Over the last two weeks, staff has conferred internally and identified policy deficiencies which should be addressed before any further pop-up events can be adequately reviewed and approved. In addition to the need for updated guidelines and policies, staff has also received a considerable amount of feedback from local stakeholders who have concerns that many vendors currently participating in local pop-up events may not hold current business licenses or have valid Fresno County Health Department permits. Additionally, these vendors are not currently required to provide proof of liability insurance, which raises potential liability concerns for the City.

Due to the time needed for staff to effectively review our current City policies and develop recommendations for new or revised policies, staff is recommending a temporary moratorium until February 6, 2023 on all non-City-sponsored pop-up events which have not been approved as of November 7, 2022. This temporary moratorium will give staff adequate time to properly research how the City can best improve internal processes needed to streamline pop-up style events and ensure that all events happening within the City limits meet all local, State and Federal laws and minimize risks to residents and the City of Selma.

During this time, staff will continue to meet with community members and key stakeholders to ensure that they are given the opportunity to provide feedback as the City develops updated policies and guidelines.

FISCAL IMPACT: If the temporary moratorium is approved, City staff anticipates a negligible loss in revenue to the General Fund from special event applications related to pop-up events which would otherwise have been approved.

RECOMMENDATION: Staff recommends adopting the attached resolution which approves a temporary moratorium for pop-up events until February 6, 2023.

Fernando Santillan
City Manager

11/7/22

RESOLUTION NO. 2022-__

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SELMA,
CALIFORNIA APPROVING A TEMPORARY MORATORIUM ON NON-CITY-
SPONSORED POP-UP EVENTS**

WHEREAS, the Selma City Council wishes to update the City's policies and guidelines to better regulate pop-up events and,

WHEREAS, City staff has identified policy deficiencies which should be addressed before any further pop-up events can be adequately reviewed and approved; and,

WHEREAS, staff has also received feedback from local stakeholders concerning potential liability concerns for the City due to unlicensed vendors; and,

WHEREAS, staff recommends placing a temporary moratorium on all non-City-sponsored pop-up events until February 6, 2023 to allow City staff enough time to develop fair and adequate guidelines for the regulation of local private pop-up events.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Selma hereby finds, determines, and declares the following:

1. The above recitals are true and correct;
2. The City Council hereby approves a temporary Moratorium until February 6, 2023 on all non-City-sponsored pop-up events which have not been approved as of November 7, 2022.
3. **Section 3. Severability.** The provisions of this Resolution are severable and if any provision, clause, sentence, word or part thereof is held illegal, invalid, unconstitutional, or inapplicable to any person or circumstances, such illegality, invalidity, unconstitutionality, or inapplicability shall not affect or impair any of the remaining provisions, clauses, sentences, sections, words or parts thereof of the Resolution or their applicability to other persons or circumstances.
4. **Section 4. Effective Date.** That the City Clerk shall certify to the adoption of this Resolution and that the same shall be in full force and effect.

The foregoing Resolution was approved and adopted at a regular meeting of the City Council of the City of Selma held on the 7th day of November 2022 by the following vote:

AYES:	COUNCIL MEMBERS:
NOES:	COUNCIL MEMBERS:
ABSTAIN:	COUNCIL MEMBERS:
ABSENT:	COUNCIL MEMBERS:

(Signatures on the following page)

Scott Robertson
Mayor

ATTEST:

Tiffany Flores
Acting City Clerk

CITY MANAGER'S/STAFF'S REPORT
COUNCIL MEETING DATE:

November 07, 2022

ITEM NO: 6

SUBJECT: Approval from the City Council of Selma to Research the Capacity to Provide Law Enforcement Dispatch Services to the City of Parlier Police Department.

BACKGROUND: The Parlier Police Department is currently receiving Law Enforcement Dispatch Services from the City of Coaling Police Department. As this contract is set to expire, the Parlier Police Department has approached the City of Selma Police Department to inquire about our ability to provide Dispatch Services for the City of Parlier.

DISCUSSION: At this time, the Selma Police Department is judged to have the capacity to provide these services to the City of Parlier. However, prior to conducting further analysis regarding a potential agreement, Staff is seeking the Selma City Council's approval to further explore what steps would be necessary to facilitate this type of agreement both logistically and administratively. Staff feels this type of agreement/contract of services would allow the Department to expand its Communications Division as well as enhance other programs within the Department without adding undue stress to our current fiscal budget.

FISCAL IMPACT: None at this time.

RECOMMENDATION: Staff is seeking approval to proceed with analysis and negotiations with the City of Parlier regarding providing Police Dispatch Services to the Parlier Police Department.

Rudy Alcaraz, Chief of Police

Date

Fernando Santillan, City Manager

Date