

CITY OF SELMA
REGULAR CITY COUNCIL MEETING
June 4, 2012

The regular meeting of the Selma City Council was called to order at 7:19 p.m. in the Council chambers. Council members answering roll call were: Avalos, Derr, Lujan, Mayor Pro Tem Rodriguez and Mayor Grey.

Also present were City Manager Heusser, City Attorney Costanzo, Interim Police Chief Dyck, Acting Fire Chief Kain, Financial Consultant Yribarren, the press, and interested citizens.

The notice for this meeting was duly posted in a location visible at all times by the general public seventy-two hours prior to this meeting.

SPECIAL PRESENTATIONS: City Manager Heusser introduced Mr. Dan Lynch Director of EMS for Fresno County, Ms. Jamie Martin, Director of Communications of American Ambulance, and Mr. Dave Jones EMS Coordinator for Fresno County, all stepped forward to discuss a recent communications incident that occurred in Selma.

CONSENT CALENDAR: Council member Lujan asked that items 3.g. and 3.i. be pulled for separate consideration. Motion to approve the remainder of the Consent Calendar was made by Council member Lujan and seconded by Mayor Pro Tem Rodriguez. Motion carried with the following vote:

AYES: Lujan, Rodriguez, Avalos, Derr, Grey

NOES: None

ABSTAIN: None

ABSENT: None

- a. Minutes of the May 7, 2012 workshop/Pre-Council meeting approved as written.
- b. Minutes of the May 7, 2012 regular meeting approved as written.
- c. Five Cities JPA Contract Renewal for Administrative Services approved by standard motion.
- d. Appointments of Mr. Danny Edwards to the Planning Commission, Mr. Karl Salazar to the Measure "S" Committee, and all existing Commissioners extend their terms approved by standard motion.
- e. Designating City Manager Heusser as the voting delegate for League Conference approved by standard motion.

- f. RESOLUTION NO. 2012-17R, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SELMA DIRECTING THE ADDITION OF POINTS TO THE SCORE OF ANY RESERVE FIREFIGHTER WHO MEET ALL REQUIREMENTS OF A FULL-TIME FIREFIGHTER. Resolution approved by standard motion.
- g. pulled for further discussion
- h. RESOLUTION NO. 2012-18R, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SELMA DECLARING CERTAIN VEHICLES/EQUIPMENT SURPLUS AND AUTHORIZING THEIR SALE, DONATION OR DISPOSAL. Resolution approved by standard motion.
- i. pulled for further discussion.
- j. RESOLUTION NO. 2012-19R, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SELMA ORDERING AN ELECTION, REQUESTING COUNTY ELECTIONS TO CONDUCT THE ELECTION, REQUESTING CONSOLIDATION OF ELECTION AND DETERMINING PAYMENT FOR CANDIDATE'S STATEMENTS, AND FOR THE APPOINTMENT TO OFFICE IF NO ONE OR ONLY ONE PERSON IS NOMINATED. Resolution approved by standard motion.
- k. Check register dated May 29, 2012, approved by standard motion.

AGENDA ITEM 3.g. – CONSIDERATION AND NECESSARY ACTION ON RECOMMENDED CONDITIONS OF APPROVAL FOR FORTUNE TELLING APPLICANTS FOR SUBMITTAL TO PLANNING COMMISSION:

Council member Lujan asked if the conditions were going to be with the suggested changes from Council member Avalos, or as is.

After discussion, motion to approve the conditions as is was made by Council member Derr and seconded by Mayor Pro Tem Rodriguez. Motion carried with the following vote:

AYES: Derr, Rodriguez, Grey

NOES: Avalos, Lujan

ABSTAIN: None

ABSENT: None

AGENDA ITEM 3.i. – CONSIDERATION AND NECESSARY ACTION ON DENIAL OF CLAIM- Rodrigo Arriaga Sr.:

After discussion, motion to approve the denial of claim was made by Council member Lujan, and seconded by Council member Derr. Motion carried with the following vote:

AYES: Lujan, Derr, Avalos, Rodriguez, Grey

NOES: None

ABSTAIN: None

ABSENT: None

CONSIDERATION AND NECESSARY ACTION ON PUBLIC HEARING AND RESOLUTION ESTABLISHING THE RATES AND CONFIRMING THE REPORT OF ANNUAL REFUSE COLLECTION CHARGES TO BE ADDED TO THE 2012-2013 FRESNO COUNTY PROPERTY TAX ROLL: City Manager Heusser stated that there were no changes in the garbage rates for the 2012-2013 fiscal year, so a protest hearing was not necessary, only a public hearing to establish the old rates.

Mayor Grey opened the meeting to public testimony at 7:32 p.m. There being no one to speak for or against the rates, the public hearing was closed at 7:33 p.m.

Motion to approve RESOLUTION NO. 2012-20R, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SELMA ESTABLISHING DISPOSAL SERVICE RATES AND REPEALING ALL RESOLUTIONS IN CONFLICT HEREWITH *and* RESOLUTION NO. 2012- 21R, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SELMA CONFIRMING THE REPORT OF ANNUAL REFUSE COLLECTION CHARGES TO BE ADDED TO THE 2012-2013 FRESNO COUNTY PROPERTY TAX ROLL was made by Council member Lujan, and seconded by Mayor Pro Tem Rodriguez. Motion carried by the following vote:

AYES: Lujan, Rodriguez, Avalos, Derr, Grey

NOES: None

ABSTAIN: None

ABSENT: None

CONSIDERATION AND NECESSARY ACTION ON PUBLIC HEARING AND RESOLUTION APPROVING THE LEVY AND COLLECTION OF THE ANNUAL ASSESSMENT FOR SERVICES RENDERED IN THE LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT (LLMD) NO. 1 IN THE CITY OF SELMA FOR 2012-2013 FISCAL YEAR: Mayor Grey opened the meeting to public testimony at 7:34 p.m. There being no one to speak for or against the rates, the public hearing was closed at 7:35 p.m.

Motion to approve RESOLUTION NO. 2012-22R, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SELMA APPROVING THE LEVY AND COLLECTION OF THE ANNUAL ASSESSMENT FOR SERVICES RENDERED IN THE LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT (LLMD) NO. 1 IN

THE CITY OF SELMA FOR 2012-2013 FISCAL YEAR was made by Council member Derr, and seconded by Mayor Pro Tem Rodriguez. Motion carried by the following vote:

AYES: Derr, Rodriguez, Avalos, Lujan, Grey
NOES: None
ABSTAIN: None
ABSENT: None

CONSIDERATION AND NECESSARY ACTION ON PUBLIC HEARING AND RESOLUTION CONFIRMING REPORT OF THE PUBLIC WORKS DIRECTOR ON DELINQUENT PARCELS FOR THE COST AND REMOVAL OF WEEDS, RUBBISH, REFUSE OR DIRT:

Mayor Grey opened the meeting to public testimony at 7:36 p.m. There being no one to speak for or against the rates, the public hearing was closed at 7:37 p.m.

Motion to approve RESOLUTION NO. 2012-23R, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SELMA CONFIRMING REPORT OF THE PUBLIC WORKS DIRECTOR ON DELINQUENT PARCELS FOR THE COST AND REMOVAL OF WEEDS, RUBBISH, REFUSE OR DIRT was made by Council member Lujan, and seconded by Council member Avalos. Motion carried by the following vote:

AYES: Lujan, Avalos, Derr, Grey
NOES: None
ABSTAIN: Rodriguez
ABSENT: None

CONSIDERATION AND NECESSARY ACTION ON APPLICATION FOR FENCE PLACEMENT VARIANCE BY YOLANDA ELIZONDO, 1824 FOURTH STREET:

Motion to approve the fence place variance was made by Mayor Pro Tem Rodriguez, and seconded by Council member Lujan. Motion carried by the following vote:

AYES: Rodriguez, Lujan, Avalos, Derr, Grey
NOES: None
ABSTAIN: None
ABSENT: None

DEPARTMENTAL REPORTS: City Manager Heusser reported that the Budget Hearings would be on June 25th at 9:30 a.m. and a special meeting would be held that evening, he also distributed letters of opposition regarding the closing of the Selma Court House.

It was the consensus of Council to approve a temporary summer schedule and start the regular meetings of the Selma City Council at 6:00 p.m.

Acting Fire Chief Kain reported on a Department BBQ to be held on June 16th and updated Council on the department cross training. He also stated that he had helped speed up resources for the family who was affected by the recent fire, and reported on the 13th Annual Wonder Valley Local Burn Foundation Camp.

Paul Demmers, Jeremy Owens, and Ashley Reidel stepped forward and thanked Council for approving the Resolution regarding Reserve Firefighters.

COUNCIL REPORTS: Council member Lujan reported on an illegal fence, and stated that the Fire Dispatch Agreement was very affordable. He asked staff to research similar systems that are comparable to the CTY Connect System.

Council member Avalos thanked the Fire Department for supporting the Fill the Boot Fundraisers, and the many other fundraisers that they participate in.

Council member Derr and Mayor Pro Tem Rodriguez reported on various areas of graffiti.

EXECUTIVE SESSION: Mayor Grey recessed the meeting into Executive Session at 7:59 p.m. to discuss one potential litigation case pursuant to Government Code section 54956.9 (c), and to conduct a conference with the City's labor negotiator regarding all bargaining units. The meeting reconvened at 9:04 p.m. with no action to declare in the open session of the meeting.

ADJOURNMENT: There being no further business, the meeting was adjourned at 9:05 p.m.

Respectfully submitted,

Reyna Rivera
City Clerk

Kenneth Grey
Mayor of the City of Selma

Resolution Nos: 2012-17R, 2012-18R, 2012-19R, 2012-20R, 2012-21R, 2012-22R, 2012-23R