

**CITY OF SELMA
WORKSHOP/PRE-COUNCIL MEETING
August 17, 2015**

The Workshop/ pre-Council meeting of the Selma City Council was called to order at 5:30 p.m. in the Council Chambers. Council members answering roll call were: Derr, Montijo, Rodriguez, Mayor Pro Tem Avalos and Mayor Robertson.

Also present were City Manager Grey, City Attorney Costanzo, Financial Consultant Yribarren, and interested citizens.

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

EXECUTIVE SESSION: At 5:32 p.m., Mayor Robertson recessed the meeting into Executive Session to discuss the following: Personnel Pursuant to Government Code Section 54957 for consideration of application for appointment of public officer: Planning Commission member; and Conference with Labor Negotiator City Manager Ken Grey Pursuant to Government Code Section 54957.6 to discuss all employee organizations.

The meeting reconvened at 5:57 p.m., with Mayor Robertson stating that there was no reportable action.

ADJOURNMENT: There being no further business, the meeting was adjourned at 5:58 p.m.

Respectfully submitted,

Reyna Rivera
City Clerk

Scott Robertson
Mayor of the City of Selma

agenda item 1.b.

**CITY OF SELMA
REGULAR COUNCIL MEETING
August 17, 2015**

The regular meeting of the Selma City Council was called to order at 6:03 p.m. in the Council Chambers. Council members answering roll call were: Derr, Montijo, Rodriguez, Mayor Pro Tem Avalos, and Mayor Robertson.

Also present were City Manager Grey, City Attorney Costanzo, Community Services Director Kirchner, Financial Consultant Yribarren, Fire Chief Kain, Police Chief Garner, Public Works Director Shiplee, the press, and interested citizens.

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

INVOCATION: Shannon Schwamb, Chaplain Selma Police Department and FSO led the invocation.

SPECIAL PRESENTATIONS: Police Chief Garner stepped forward to recognize Police K-9 Brooke and her handler Police Officer Guzman. Police Chief Garner stated that Police K-9 Brooke will be retired from duty. Police Officer Johnson presented a plaque on behalf of the Selma Police Officers Association to Police Officer Guzman recognizing K-9 Brooke. Mayor Robertson thanked Police Officer Guzman for his role as K-9 Handler.

Khori and Jimmy Cranford stepped forward and provided Second Chance Animal Shelter with supplies and a monetary donation for the Shelter. Council member Montijo discussed the event held at the Cranford home and thanked them for supporting the Second Chance Animal Shelter.

Mayor Pro Tem Avalos recognized the 2015 Selma Babe Ruth 14-Year Old All Stars on winning the Central California State Championship. Council thanked the team and let them know that they have made the Selma Community proud.

CONSENT CALENDAR: Council member Montijo requested that agenda item 1.c. be pulled for separate discussion. Motion to approve the remainder of the Consent Calendar was made by Council member Rodriguez and seconded by Council member Montijo. Motion carried with the following vote:

AYES: Rodriguez, Montijo, Derr, Avalos, Robertson

NOES: None

ABSTAIN: None

ABSENT: None

- a. Minutes of the Aug. 3, 2015 Workshop/Pre-Council meeting approved as read.
- b. Minutes of the Aug. 3, 2015 Regular meeting approved as read.
- c. Pulled for separate discussion.

AGENDA ITEM 1.c. CONSIDERATION AND NECESSARY ACTION ON CHECK REGISTER DATED AUGUST 11, 2015: After discussion, motion to approve Check Register dated August 11, 2015 was made by Council member Montijo. Council member Derr seconded the motion, and it carried by the following vote:

AYES: Montijo, Derr, Rodriguez, Avalos, Robertson
NOES: None
ABSTAIN: None
ABSENT: None

CONSIDERATION AND NECESSARY ACTION ON PRESENTATION BY CALIFORNIA WATER SERVICE REGARDING PROPOSED RATE INCREASE: City Manager Grey introduced California Water Service Government and Community Relations Manager Justin Skarb, and Local Manager Michael Markarian. Mr. Skarb stepped forward and provided a PowerPoint presentation on the California Public Utilities Commission's review of California Water Service Rates, Expenses, and Operations as it relates to the proposed rate increase.

After much discussion, Mayor Robertson opened the public hearing at 7:09 p.m.

Mr. Mark Falcon, 2432 Park Street stepped forward in opposition of the proposed rate increase.

Mr. Stan Barns, 1818 Aspen Street stepped forward in opposition of the proposed rate increase, inquired on the Turf Replacement Rebate Program and the drought surcharge fee on his recent bill.

There being no further public comment, Mayor Robertson closed the public hearing at 7:17 p.m.

After much discussion, Council requested detailed information from California Water Service, and invited Mr. Skarb to a future meeting to provide an overview on the requested information. Council thanked Mr. Skarb and Mr. Markarian for their information.

CONSIDERATION AND NECESSARY ACTION ON THE RETIREMENT AND DISPOSITION OF A POLICE CONTRABAND DETECTION K-9: City Manager Grey reported that after an evaluation was conducted by the California Narcotics Canine Association's

Central Valley Regions Certifying Official, it was determined that she has passed her serviceable limits for law enforcement work and can now be retired from service. He further stated that Council is being requested to authorize the retirement of Police K-9 Brooke and sale thereof to her handler, Officer Guzman.

Mayor Robertson stated that he would donate the standard adoption fee of \$135 to allow for Officer Guzman to adopt Police K-9 Brook.

After discussion, motion was made by Mayor Pro Tem Avalos, and seconded by Council member Montijo to Authorize the Retirement of Police K-9 Brooke and Approve the Sale thereof to her handler Officer Guzman. Motion carried by the following vote:

AYES: Avalos, Montijo, Derr, Rodriguez, Robertson

NOES: None

ABSTAIN: None

ABSENT: None

CONSIDERATION AND NECESSARY DISCUSSION ON POLICE DEPARTMENT

ANNUAL REPORT: Police Chief Garner discussed for Council the 2014/2015 Police Department Annual Report, and highlighted significant changes from prior year.

After much discussion, Council thanked Police Chief Garner for the presentation.

RECESS AND RECONVENE: At 7:38 p.m. Mayor Robertson called for a break in the meeting. The meeting reconvened at 7:46 p.m.

CONSIDERATION AND NECESSARY ACTION ON RESOLUTION APPROVING COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) AGREEMENT FOR

FISCAL YEAR 2015-2016: After discussion, motion to approve RESOLUTION NO. 2015-53R, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SELMA APPROVING THE AGREEMENT FOR THE CDBG PROJECT FOR FISCAL YEAR 2015-16 was made by Council member Derr and seconded by Mayor Pro Tem Avalos. Motion carried by the following vote:

AYES: Derr, Avalos, Montijo, Rodriguez, Robertson

NOES: None

ABSTAIN: None

ABSENT: None

CONSIDERATION AND NECESSARY ACTION ON RESOLUTION AMENDING THE SCHEDULE OF FEES AND CHARGES FOR CITY SERVICES (USER FEES): City Manager Grey discussed the amendments to the User Fees, and stated that the changes will be effective September 1, 2015.

After discussion, motion to approve RESOLUTION NO. 2015-54R, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SELMA AMENDING THE SCHEDULE OF FEES AND CHARGES FOR CITY SERVICES (USER FEES) was made by Council member Rodriguez. The motion was seconded by Council member Montijo and carried by the following vote:

AYES: Rodriguez, Montijo, Derr, Avalos, Robertson

NOES: None

ABSTAIN: None

ABSENT: None

CONSIDERATION AND NECESSARY ACTION ON AUTHORIZATION OF ISSUANCE REQUEST FOR PROPOSALS (RFP) AND SOLICITATION OF QUOTES FOR EQUIPMENT AND SERVICES NECESSARY TO ESTABLISH LIVE VIDEO STREAMING OF CITY COUNCIL MEETINGS: City Attorney Costanzo reported that Council is being requested to authorize the issuance of the Request for Proposals in order to establish video streaming of Council meetings.

After much discussion, motion to direct staff to issue the RFP and bring the matter back to Council to review the information received was made by Mayor Pro Tem Avalos and seconded by Council member Derr. Motion carried by the following vote:

AYES: Avalos, Derr, Montijo, Rodriguez, Robertson

NOES: None

ABSTAIN: None

ABSENT: None

CONSIDERATION AND NECESSARY ACTION ON AMENDMENT TO SIGN ORDINANCE ADDING SECTION 6-5 TO CHAPTER 28 OF TITLE XI OF THE SELMA MUNICIPAL CODE ENTITLED MURALS – introduction and first reading: City Attorney Costanzo discussed the Ordinance amendment for Council.

After much discussion, motion to introduce and waive the first reading of an ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SELMA ESTABLISHING GUIDELINES FOR MURALS IN THE CITY OF SELMA, ADDING SECTION 6-5 TO CHAPTER 28 OF TITLE XI OF THE SELMA MUNICIPAL CODE was made by Council member Derr and seconded by Council member Montijo. Motion carried by the following vote:

AYES: Derr, Montijo, Rodriguez, Avalos, Robertson

NOES: None

ABSTAIN: None

ABSENT: None

DEPARTMENTAL REPORTS: City Manager Grey distributed and discussed the rendering sample of the Reader Board Welcome to Selma Signs that will be placed on the North and South Freeways and on the intersection of Floral/Whitson Avenue. City Manager Grey reported on the additional areas where artificial turf was recently installed, and discussed Measure S Funding Allocation for architectural work for a proposed Police facility. After discussion, Council thanked City Manager Grey for the updated progress report, and requested that the Request for Proposal regarding the architectural work on the Police Station be placed on the following agenda for consideration.

Public Works Director Shiplee reported on planning for the predicted El Nino storms and that the City has partnered with Proteus for added manpower to the Public Works Department.

Fire Chief Kain updated Council on the Strike Team assignments for the Selma Firefighters, as well as Fires throughout the State of California.

COUNCIL REPORTS: Council member Rodriguez inquired on scheduled transit routes from Selma to various junior colleges nearby, and reported on a parking issue near the Van Horn Building.

Council member Derr reported on attending the Concert in the Park, Arts Council meeting, and G.J. Gardner Groundbreaking Ceremony. Council member Derr discussed the need for adequate storage for sets and costumes, and invited everyone to the upcoming Cool Kids Play.

Council member Montijo reported on attending Girl Scouts Camp, a recent S-K-F meeting, and thanked staff for the ongoing update reports. She also invited everyone to attend the Concerts in the Park.

Mayor Pro Tem Avalos reported on attending the National Night Out Events, G.J. Gardner Groundbreaking Ceremony, League of Cities meeting, and a meeting with Senator Vidak.

Mayor Robertson reported on attending a tour of the P G & E distribution center, National Night Out Events, and the G.J. Gardner Groundbreaking Ceremony.

ORAL COMMUNICATIONS: Mr. Mark Falcon stepped forward to inquire the possibility of implementing a school project for the video streaming of Council meetings.

ADJOURNMENT: There being no further business, the meeting was adjourned at 9:02 p.m.

Respectfully submitted,

Reyna Rivera
City Clerk

Scott Robertson
Mayor of the City of Selma

Resolution Nos: 2015 – 53R, 2015 – 54R

ITEM NO:

1.c

SUBJECT:

**Consideration And Necessary Action on Resolution
Approving Appropriations for the State of California
Citizens Option for Public Safety (COPS) 2015-16 Grant**

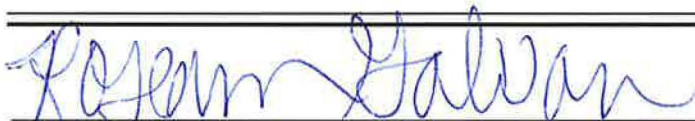
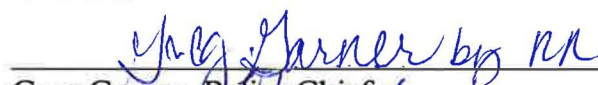
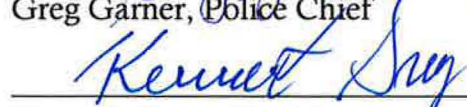
DISCUSSION:

The City of Selma has received funds from the State of California since 1997 through legislation enacted under Assembly bill 3229 – the Citizens Option for Public Safety (COPS). In 2000, the State Legislature passed Assembly Bill 1913 that increased funding to include a minimum of \$100,000 for each Police Department in the state. The Selma Police Department will receive \$100,000 this year. Total funding includes \$95,728 which will be utilized for an existing front line sworn police officer salary and related expenses and \$4,272 for law enforcement equipment.

Senate bill 1023 was passed in 2012 which changes the requirements for the program. The City of Selma is no longer required to hold a public hearing. A written request to appropriate monies for frontline law enforcement services still needs to be presented for approval to the City Council.

<u>COST:</u> (Enter cost of item to be purchased in box below)		<u>BUDGET IMPACT:</u> (Enter amount this non-budgeted item will impact this years' budget in box below – if budgeted, enter NONE).
n/a		NONE
<u>FUNDING:</u> (Enter the funding source for this item in box below – if fund exists, enter the balance in the fund).		<u>ON-GOING COST:</u> (Enter the amount that will need to be budgeted each year in box below – if one-time cost, enter NONE).
Funding Source: n/a Fund Balance:		NONE

RECOMMENDATION: Approve the resolution/expenditure plan for the 2015-16 State COPS Grant.

	9/1/2015
Roseann Galvan, Administrative Analyst	Date
	9-2-15
Greg Garner, Police Chief	Date
	9/2/2015
Kenneth Grey, City Manager	Date

RESOLUTION NO. 2015-____R

**A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF SELMA APPROVING APPROPRIATIONS FOR THE STATE OF
CALIFORNIA CITIZENS OPTION FOR PUBLIC SAFETY (COPS) GRANT**

WHEREAS, the City of Selma has received funds from the State of California since 1997 through various pieces of legislation; and

WHEREAS, it is estimated that the City of Selma will receive \$100,000 during fiscal year 2015-16 that will include \$95,728 which will be utilized for a current front line sworn police officer salary and related expenses and \$4,272 for law enforcement equipment.

WHEREAS, the Selma Police Department has utilized the funds in past years to fund salaries and equipment which were not available with budgeted funds; and

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the City Council of the City of Selma hereby authorizes participation in the 2015-16 State of California Citizens Option for Public Safety (COPS) grant program.

The foregoing resolution was duly approved and adopted by the City Council of the City of Selma at a regular meeting held on the 8th day of September, 2015, by the following vote, to wit:

AYES: COUNCIL MEMBERS:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

Scott Robertson
Mayor of the City of Selma

ATTEST:

Reyna Rivera
City Clerk

Check Register Report
agenda item 1.d.

Date: 09/01/2015
Time: 11:07 am
Page: 1

City of Selma

BANK: UNION BANK

Check Number	Check Date	Status	Void/Stop Date	Vendor Number	Vendor Name	Check Description	Amount
UNION BANK Checks							
65794	08/11/2015	Printed		10820.315	DANIEL HERNANDEZ	CONCERT IN THE PARK 8/14/15	600.00
65795	08/11/2015	Printed		11220.110	LEAGUE OF CALIFORNIA CITIES	LEAGUE MEMBERSHIP MEETING	50.00
65796	08/18/2015	Printed		10110.020	ABBEY DOOR SERVICE	FD DOOR REPAIR	440.00
65797	08/18/2015	Printed		10100.515	AT&T	T-1 CONNECTION-JULY 2015	2,958.24
65798	08/18/2015	Printed		10340.385	AT&T MOBILITY	TELEPHONE-MDT'S JULY 15	1,669.74
65799	08/18/2015	Printed		10230.256	BEST TOURS & TRAVEL INC.	SENIOR TRIP 8/5/15 GRATON	3,344.00
65800	08/18/2015	Printed		10270.895	RANDY BOYD	PHLEBOTOMY SERVICES	150.00
65801	08/18/2015	Printed		10310.455	CALIFORNIA WATER SERVICE	WATER SERVICE -JULY 2015	14,796.23
65802	08/18/2015	Printed		10300.334	CDCE ENGINEERED SOLUTIONS INC	MDT MONTHLY LEASES	1,925.00
65803	08/18/2015	Printed		10370.953	COOL AIR SPECIALTY	ADD FREON-SENIOR CENTER AC	370.00
65804	08/18/2015	Printed		10430.043	DEPARTMENT OF FORESTRY AND	FIRE INSP 2A COURSE	2,576.00
65805	08/18/2015	Printed		10430.071	DEPARTMENT OF JUSTICE	FINGERPRINTS-JULY 15	196.00
65806	08/18/2015	Printed		10420.309	JEANNETTE DERR	ALADDIN JR COSTUME REIMB	215.14
65807	08/18/2015	Printed		10740.632	DUNCAN CERAMIC & CRAFT SUPPLY	SUPPLIES FOR SENIOR CERAMICS	78.79
65808	08/18/2015	Printed		10620.210	FEDOR PLUMBING	BACKFLOW TESTING	2,152.07
65809	08/18/2015	Printed		10670.050	FRESNO BEE	ADS	2,250.45
65810	08/18/2015	Printed		10670.270	FRESNO CO TREASURER-SHERIFF	RMS/JMS/CAD ACCESS FEES-JULY	478.24
65811	08/18/2015	Printed		10720.010	GATEWAY ENGINEERING, INC.	5096(031) WHITSON/THOMPSON PRJ	3,500.00
65812	08/18/2015	Printed		10760.064	ANTHONY GUZMAN	SENIOR DANCE DJ 8/20/15	300.00
65813	08/18/2015	Printed		10760.097	JUAN GUZMAN	TRAFFIC COLLISION COURSE	75.00
65814	08/18/2015	Printed		10820.020	HEALTHEDGE ADMINISTRATORS INC.	ADMINISTRATIVE FEES-SEPT 15	739.37
65815	08/18/2015	Printed		10820.020	HEALTHEDGE ADMINISTRATORS INC.	DENTAL,CHIRO 8/5/15	2,375.38
65816	08/18/2015	Printed		10820.020	HEALTHEDGE ADMINISTRATORS INC.	DENTAL,CHIRO 8/12/15	2,479.12
65817	08/18/2015	Printed		10820.034	HEALTHWISE SERVICES	KIOSK MEDICAL WASTE SERVICE	150.00
65818	08/18/2015	Printed		10850.149	HUB INTERNATIONAL INSURANCE	ROCK N BREWS EVENT INSURANCE	254.98
65819	08/18/2015	Printed		11000.125	J&A DRUG & ALCOHOL TESTING	EMPLOYEE DRUG TESTING-PD	185.00
65820	08/18/2015	Printed		11000.150	J'S COMMUNICATION INC.	DISPATCH HEADSET	108.23
65821	08/18/2015	Printed		11200.150	L.N. CURTIS & SONS	STRUCTURE BOOTS/DAY PACK-FD	729.47
65822	08/18/2015	Printed		11220.027	LEE CENTRAL CALIFORNIA	ADS	894.90
65823	08/18/2015	Printed		11220.787	LEXIPOL LLC	LE IMPLEMENTATION SERVICE	5,866.05
65824	08/18/2015	Printed		11230.180	LIEBERT, CASSIDY, WHITMORE INC	LEGAL FEES	6,170.00
65825	08/18/2015	Printed		11270.408	ROBERT LUNA	NEW TASER USER CERT PER DIEM	15.00
65826	08/18/2015	Printed		11340.800	METRO UNIFORM	POLICE BOOTS/REVOLV ACCT	327.05
65827	08/18/2015	Printed		11350.330	MID VALLEY PUBLISHING	CLASSIFIED AD-POLICE OFFICER	86.20
65828	08/18/2015	Printed		11360.507	MONARCH GLASS	REPAIR/PLACE DOORS AT PD	7,195.26
65829	08/18/2015	Printed		11300.105	MUNISERVICES LLC	STARS SERVICES 1ST QRT	500.00
65830	08/18/2015	Printed		11360.909	ROBERT MUSSO	TRAFFIC COLLISION COURSE	75.00
65831	08/18/2015	Printed		11400.037	NHA ADVISORS	BOND CONSULTANT SERVICES	1,100.00
65832	08/18/2015	Printed		11530.100	OFFICE DEPOT	OFFICE SUPPLIES	181.43
65833	08/18/2015	Printed		11610.157	PG&E	DUPLICATE PAYMENT REIMB	3,635.00
65834	08/18/2015	Printed		11565.200	PNC EQUIPMENT FINANCE LLC	FIRE ENGINE PMT 6 OF 10	57,865.43
65835	08/18/2015	Printed		11650.606	POLYGRAPH PROFESSIONALS	POLYGRAPH EXAMS-PD	1,600.00
65836	08/18/2015	Printed		11800.340	R.S.M. MUSICAL PRODUCTIONS	MUSIC MAN SOUNDTRACK	500.00
65837	08/18/2015	Printed		11810.361	RAY MORGAN COMPANY	MAINT/COPY AGREEMENT-JUL	319.44
65838	08/18/2015	Printed		11820.195	DAN RUIZ	COMMERCIAL HOOD TRAINING REIMB	45.00
65839	08/18/2015	Printed		11945.275	SELMA CHAMBER OF COMMERCE	1ST QTR DUES FY 2015/2016	3,800.00
65840	08/18/2015	Printed		11945.298	SELMA DISPOSAL	GARBAGE-JULY 2015	110,978.95
65841	08/18/2015	Printed		11945.800	SELMA UNIFIED SCHOOL DISTRICT	FUEL-JULY 2015	17,120.57

Check Register Report

Date: 09/01/2015
Time: 11:07 am
Page: 2

City of Selma

BANK: UNION BANK

Check Number	Check Date	Status	Void/Stop Date	Vendor Number	Vendor Name	Check Description	Amount
UNION BANK Checks							
65842	08/18/2015	Printed		11965.407	SOUNDS OF FREEDOM	CONCERT IN THE PARK 8/28/15	500.00
65843	08/18/2015	Printed		11900.389	SPARKLETTS	WATER SERIVCE-PD	113.89
65844	08/18/2015	Printed		12100.045	U.S. BANK	BOND CONSULTANT SERVICES	1,925.00
65845	08/20/2015	Printed		11530.115	U.S. BANCORP EQUIPMENT FINANCE	LEASE PAYMENT-SEPTEMBER 2015	1,000.75
				Total Checks: 52		Checks Total (excluding void checks):	266,961.37
				Total Payments: 52		Bank Total (excluding void checks):	266,961.37
				Total Payments: 52		Grand Total (excluding void checks):	266,961.37

ITEM NO:

2

SUBJECT:

Consideration and Necessary Action on Amendment to the Sign Ordinance Adding Section 6-5 to Chapter 28 of Title XI of the Selma Municipal Code-*Public Hearing and Adoption*

BACKGROUND:

The City of Selma has had the opportunity to develop two murals that represent various artistic, ethnic and historical aspects of the community to current and future generations, as well as visitors to Selma. At present, there is no ordinance in place to monitor this type of art. With no ordinance in place a mural could be developed with no oversight of the content.

The Selma Arts Council is an advisory body that works to assist in arts policy/programming in the community. They work cooperatively with the Selma Arts Foundation to secure the funding and necessary resources to enable the arts to be staged locally.

DISCUSSION:

The attached amendment to the City of Selma Sign Ordinance adds a section that addresses murals and would give guidance to those wanting to develop them. The Selma Arts Council would be the reviewing body that would initially review proposed mural designs. They would either approve them with adjustments or not allow the mural to further develop.

As in all City ordinances there is an appeal process which allows those proponents that feel they have been treated unfairly the opportunity to appeal the mural decision to the Selma City Council. The appeal must be made within 10 days of the original Arts Council meeting which denies the mural or its content.

<u>COST:</u> (Enter cost of item to be purchased in box below)		<u>BUDGET IMPACT:</u> (Enter amount this non-budgeted item will impact this years' budget in box below – if budgeted, enter NONE).
N/A		NONE.
<u>FUNDING:</u> (Enter the funding source for this item in box below – if fund exists, enter the balance in the fund).		<u>ON-GOING COST:</u> (Enter the amount that will need to be budgeted each year in box below – if one-time cost, enter NONE).
Funding Source: Fund Balance:		NONE.

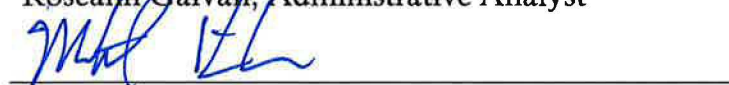
RECOMMENDATION: Hold Public Hearing for the amendment to the Sign Ordinance Adding Section 6-5 to Chapter 28 of Title XI of the Selma Municipal Code.



Roseann Galvan, Administrative Analyst

September 1, 2015

Date



Mikal Kirchner, Recreation/Community Svcs. Dir.

9/2/15

Date



Kenneth Grey, City Manager

9/2/2015

Date

ORDINANCE NO. 2015 –__

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SELMA
ESTABLISHING GUIDELINES FOR MURALS IN THE CITY OF SELMA,
ADDING SECTION 6-5 TO CHAPTER 28 OF TITLE XI OF
THE SELMA MUNICIPAL CODE**

WHEREAS, the Selma City Manager directed staff to initiate an amendment to the Selma Municipal Code establishing a process and regulations related to the creating of murals as a form of public art in the City of Selma; and

WHEREAS, the purpose of this Section is to provide opportunities for art citywide that will contribute to livable, aesthetically pleasing and pedestrian friendly streetscapes in accordance with the goals and objectives of the City's General Plan; and

WHEREAS, Promoting murals of historical or community significance will assist in educating residents and visitors about the City; and

WHEREAS, This Section will promote the local economy, tourism and City beautification efforts by establishing standards for murals, their location and design; and

WHEREAS, the location and size of murals within the City of Selma influence the City's visual environment, appeal, and character; and

WHEREAS, the appearance of the community is essential to the City of Selma's long-term economic viability, aesthetic culture, and quality of life for its citizens; and

WHEREAS, excessive Murals may create an overall image of blight and contribute to a reduction in property values and business in the surrounding areas.

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

Section 1, Chapter 28 of Title XI, entitled Sign Regulations is hereby amended to add a Section 6-5 to read as follows:

11-28-6-5 PROVIDING GUIDELINES FOR MURALS

(A) Definitions. The following words and phrases, whenever used in this Section, shall have the meanings defined in this subdivision unless the context clearly requires

(1) MURAL A permanent picture painted directly on an exterior wall or on panels affixed to exterior walls.

(2) MURAL PERMIT A permit issued by the City of Selma authorizing the painting of a mural within the City of Selma.

(B) Section 6-5, "Murals," shall be added to Title XI, Chapter 28, to read as follows: MURALS

The purpose of this Section is to provide opportunities for art citywide that will contribute to livable, aesthetically pleasing and pedestrian friendly streetscapes in accordance with the goals and objectives of the City's General Plan. Promoting murals of historical or community significance will assist in educating residents and visitors about the City. This Section will promote the local economy, tourism and City beautification efforts by establishing standards for murals, their location and design.

(1) Application Required: Applications for a Mural Permit shall be filed with the City Planning Department. Such applications shall include the following:

- a. The address and assessor's parcel number for the property.
- b. Written consent of the property owner or authorized representative.
- c. A description of the proposed mural, both in written and picture/design form, including a size estimate for the mural.
- d. Any other information the Planning Director deems necessary in describing whether the mural will comply with this Section.

(2) Application Fee: The application for a Mural Permit shall be accompanied by a fee established by the Resolution of the City Council.

- (3) Location: Murals may be located on the sides of buildings and walls on property in any commercial and industrial zone district (C-1, C-2, C-3, M-1, M-2) within the City of Selma.
- (4) Criteria for Design of Murals:
- a. The subject matter of the mural shall be of historical or community significance regarding the growth and development of the City of Selma and the region. A mural may not contain text, registered trademarks, logos or business advertising unless such items fall within the guidelines of this Section.
 - b. The paint and materials to be used shall be appropriate for use in an outdoor locale, for an artistic rendition and shall be of a permanent, long-lasting variety.
 - c. The mural shall be designed and painted by mural artists with knowledge in the design and painting of such projects. Mural artists must demonstrate their knowledge by providing photographs of murals they have painted or by providing evidence of their experience.
 - d. To the extent feasible, the mural shall be resistant to acts of vandalism, such as graffiti.
 - e. Murals shall be subject to review by the Selma Arts Council, or individual designated by the City Manager, every two (2) years or as needed to determine physical condition and maintenance.
- (5) Mural Permit and Design Approval: Prior to painting, installation and execution of a mural, an application shall be submitted to the Planning Department and approved by the Selma Arts Council, subject to

appeal as described in this section. The application shall include all the criteria detailed in Section 4-2, including a detailed drawing or sketch of the mural and other details as prescribed on the application. As required under Section 4-2-8(A), the application shall provide proof that permission from the property owner has been secured for the wall on which the mural will be applied; this will require written authorization by the property owner.

- (6) Selma Arts Council Review of Mural Permit: The Recreation/Community Services Director shall forward the application for a Mural Permit, with comments, to the Selma Arts Council. The Arts Council shall review and approve, approve with modifications, or deny the Mural Permit as submitted according the criteria set forth in this section. A mural application shall otherwise be processed in accordance with section 11-16-15 of this code as an administrative conditional use permit, subject to approval of the Selma Arts Council.
- (7) Appeal Process: Within ten (10) days of the Selma Arts Council's decision on a Mural Permit, any interested party may appeal a decision of the Arts Council regarding a Mural Permit application, The appeal must be in writing and must be filed with the City Clerk within 10 days of the action by the Arts Council. The appeal shall state specifically wherein the decision of the Arts Council was inappropriate. Following public notice and public hearing, the appeal shall be considered by the City Council. Action of the City Council shall be considered final.

SECTION 2. **No Mandatory Duty of Care.** This ordinance is not intended to and shall not be construed or given effect in a manner that imposes upon the City, or any officer or employee thereof, a mandatory duty of care towards persons or parties within the City or outside of the City so as to provide a basis of civil liability for damages, except as otherwise provided by law.

SECTION 3. **Severability.** If any provision of this ordinance or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the ordinance which can be given effect without the invalid provision or application. To this end, the provisions of the ordinance are severable. This City Council hereby declares that it would have adopted this ordinance irrespective of the invalidity of any particular portion thereof.

SECTION 4: **Effective Date and Posting of Ordinance:** This Ordinance shall take effect and be in force thirty (30) days from and after the date of final passage. The City Clerk of the City of Selma shall cause this Ordinance to be published at least once within fifteen (15) days after its passage in The Selma Enterprise with the names of those City Council Members voting for or against the Ordinance.

* * * * *

I, Reyna Rivera, City Clerk of the City of Selma, do hereby certify that the foregoing Ordinance was introduced at the August 17, 2015, regular City Council meeting and duly adopted at a regular meeting of the City of Selma on the ____th day of _____, 2015 by the following vote, to wit:

AYES: COUNCIL MEMBERS:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

Scott Robertson, Mayor of the City of Selma

ATTEST:

Reyna Rivera
City Clerk of the City of Selma

APPROVED AS TO FORM:

Neal E. Costanzo, Selma City Attorney

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

September 8, 2015

ITEM NO:

3 .

SUBJECT:

Consideration and necessary action on resolution abandoning an easement on North Street between West Front and East Front Streets – Public hearing and adoption.

BACKGROUND:

This item was heard by the Selma City Council meeting on April 20, 2015, at which time the council continued this item requesting further information.

According to State Law, if an easement is not being used for the purpose intended, it must be deeded back to the owner. Staff has prepared deeds for this matter should the Council approve the abandonment.

DISCUSSION:

This portion of North Street between East Front and West Front Streets has been closed since June 16, 2003. The City has no future intent to use this portion of North Street and staff is requesting Council to approve the abandonment of our easement back to the owners.

Both owners Doug Nelson and Rodney Harding were contacted by staff and agree to accept the property.

<u>COST:</u> (Enter cost of item to be purchased in box below)		<u>BUDGET IMPACT:</u> (Enter amount this non-budgeted item will impact this years' budget in box below – if budgeted, enter NONE).
N/A		None
<u>FUNDING:</u> (Enter the funding source for this item in box below – if fund exists, enter the balance in the fund).		<u>ON-GOING COST:</u> (Enter the amount that will need to be budgeted each year in box below – if one-time cost, enter NONE).
Funding Source: None Fund Balance: None		None

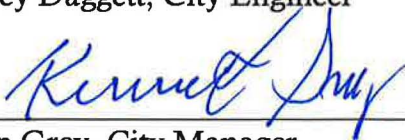
RECOMMENDATION: Hold public hearing and consider adopt a resolution approving the abandonment for the portion of North Street between East Front and West Front Streets.

/s/ Joey Daggett

09/02/2015

Joey Daggett, City Engineer

Date



9/2/2015

Ken Grey, City Manager

Date

We _____ and _____
Ken Grey, City Manager Steve Yribarren, Financial Consultant

do hereby agree that the funding for the above is correct and that enough funds exist to cover the expenditure.



**CITY OF SELMA
COMMUNITY DEVELOPMENT
DEPARTMENT**

AREA TO BE ABANDON



RESOLUTION NO. 2015- R

**A RESOLUTION OF THE
CITY COUNCIL OF THE CITY OF SELMA
AUTHORIZING ABANDONMENT OF
A PORTION OF NORTH STREET
BETWEEN WEST FRONT AND EAST FRONT STREETS**

WHEREAS, the City of Selma has carefully examined the question of abandoning a strip of North Street between West Front Street and East Front Street. The portion within the above referenced limits has been determined as unnecessary for present or prospective public use; and

WHEREAS, the public hearing was noticed in accordance with all applicable state and local laws; and

WHEREAS, the City council conducted a public hearing, as heretofore specified, and considered the proposal and the report together with all public testimony of interested parties; and

WHEREAS, pursuant to Streets and Highways Code Section 8300 et. Seq., the City Council of the City of Selma desires to vacate a strip of surplus right-of-way of North Street between West Front and East Front Streets; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Selma as follows:

1. The City Council does hereby vacate a portion of North Street Right-of-Way between West Front Street and East Front Street. Said vacation is hereby determined to be of a minor nature.
2. The vacation proceedings were conducted pursuant to Chapter 3, part 3, of the Streets and Highways Code (Streets, and Highway Code, Section 8300 et. seq.) and Section 8334 thereof.
3. The City Clerk shall cause a certified copy of this Resolution to be recorded with the County of Fresno Recorder's Office. From and after the date of recording of this Resolution with the Recorder's Office of the County of Fresno, that the portion described above no longer constitutes a street.
4. Upon vacation, title to said Vacated Street shall be merged proportionally with the contiguous properties as shown on Exhibit "A" attached hereto.

BE IT FURTHER RESOLVED, that the City Engineer is appointed and directed for the special purpose of recording the quit claim deeds on behalf of the City of Selma.

I, Reyna Rivera, City Clerk to the City of Selma do hereby certify that the foregoing Resolution was adopted at a regular meeting of the City Council of the City of Selma on September 8, 2015, by the following vote:

AYES: COUNCIL MEMBERS

NOES: COUNCIL MEMBERS

ABSTAIN: COUNCIL MEMBERS

ABSENT: COUNCIL MEMBERS

Scott Robertson
Mayor of the City of Selma

ATTEST:

Reyna Rivera
City Clerk of the City of Selma



C I T Y O F S E L M A

1710 TUCKER STREET - SELMA CALIFORNIA 93662

August 27, 2015

Re: City's notification of right-of-way abandonment of North Street

Dear Doug Nelson

This letter is to serve as notice and acceptance of the right-of-way abandonment of North Street. The City of Selma at their September 17, 2015 meeting will be considering deeding the right-of-way which was North Street back to the adjacent property owners

Do you have any objections: Yes or No No

Will you accept the abandonment: yes

If you don't want the property could you explain why: _____

Bryant Hemby
Assistant Planner
Community Development Department



C I T Y O F S E L M A

1710 TUCKER STREET - SELMA CALIFORNIA 93662

April 23, 2015

Re: City's notification of right-of-way abandonment of North Street

Dear Rodney Harding, 1410 Northhill Street, Selma:

This letter is to serve as notice and acceptance of the right-of-way abandonment of North Street. The City of Selma at their May 1, 2015 meeting will be considering deeding the right-of-way which was North Street back to the adjacent property owners

Do you have any objections: NO

Will you ^{accept} ~~except~~ the abandonment: YES

If not why? _____

Bryant Hemby
Assistant Planner
Community Development Department

ITEM NO:

4 .

SUBJECT: Consideration and Necessary Action on Resolution Initiating Fresno County LAFCo Proceedings for Annexation, Minor Sphere of Influence Change and Opting Not to Succeed Williamson Act Contracts Related to the Selma Crossings Project.

DISCUSSION:

On August 19, 2013, this Council adopted a series of Resolutions and a rezoning Ordinance (No. 2013-4) for the approximately 288 acres located Northwest, Southwest and Northeast of Mountain View and Highway 99, known as the Selma Crossings Commercial Project (the "Project"). Included was a resolution initiating proceedings before the Fresno County Local Agency Formation Commission (LAFCO) for a change of organization consisting of the annexation of the project territory and expansion of the City of Selma's Sphere of Influence to include the project.

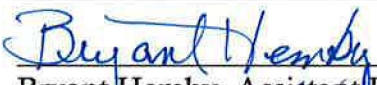
On March 2, 2015, at the request of LAFCO, and because the passage of time and the inclusion of new statutory requirements for a resolution initiating these proceedings this Council adopted a new resolution initiating proceedings before LAFCO for the annexation and expansion of its sphere to include the project which specifically determined that the City would not succeed to any Williamson Act contract covering property within the project area as required by law enacted following the adoption of that original resolution. At the time the original resolution was adopted, in 2013, Selma adhered to a practice of not detaching Consolidated Irrigation District (CID) from territory annexed into the City and the detachment of CID was, consequently, left out of the original resolution and left out of the resolution adopted March 2, 2015, amending that original resolution. The omission needs to be corrected in light of the fact that the City now has an effective Cooperative Agreement with CID that requires CID to be detached from territory annexed to the City of Selma. Also, the original resolution and the resolution that replaced it adopted March 2, 2015, indicated, in accordance with the law that existed in 2013, that the territory was inhabited. Given the size of this territory and the number of registered voters residing in that territory, LAFCO has determined that the territory is more appropriately described as uninhabited and has asked for that change to be made to the resolution initiating these proceedings.

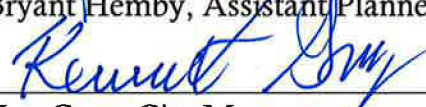
The original resolution needs to be changed because of subsequent events and changes in the law. The proposed resolution replaces the resolution adopted March 2, 2015, but is otherwise consistent the ordinances and resolutions granting entitlements for this project that were adopted in 2013, all of which remain valid.


<u>COST:</u> (Enter cost of item to be purchased in box below)		<u>BUDGET IMPACT:</u> (Enter amount this non-budgeted item will impact this years' budget in box below – if budgeted, enter NONE).
N/A		None
<u>FUNDING:</u> (Enter the funding source for this item in box below – if fund exists, enter the balance in the fund).		<u>ON-GOING COST:</u> (Enter the amount that will need to be budgeted each year in box below – if one-time cost, enter NONE).
Funding Source: None		
Fund Balance: None		


RECOMMENDATION:

Approve revised resolution of the Selma City Council initiating Fresno County LAFCo proceedings for annexation, minor Sphere of Influence change and opting not to succeed Williamson Act contracts related to the Selma Crossings project.


 Bryant Hemby, Assistant Planner


 Ken Grey, City Manager


 Date


 Date

Attachment

1. Resolution initiating Fresno County LAFCo proceedings for Annexation, Sphere of Influence change and opting not to succeed Williamson Act contracts related to the Selma Crossings Project.

ATTACHMENT "A"
PROJECT DESCRIPTION AND MAP

Mountain View-State Route 99 Selma Crossings Reorganization

Annexation to the City of Selma and Selma-Kingsburg-Fowler County Sanitation District and Detachment from the Fresno County Fire Protection District, Kings River Conservation District, and Consolidated Irrigation District

Parcel 1

A parcel of land lying in the Southeast Quarter of Section 8, and in the Southwest Quarter of Section 9, Township 16 South, Range 22 East, Mount Diablo Base and Meridian, in the County of Fresno, State of California, and being more particularly described as follows:

BEGINNING at the Center Quarter Corner of said Section 8;

Thence, South 89° 58' 58" East, along the north line of the Southeast Quarter of said Section 8, a distance of 775.98 feet to a point on the southwesterly right of way line of Golden State Boulevard;

Thence, along said right of way of Golden State Boulevard the following five courses:

1) South 41° 05' 07" East, along said right of way line, a distance of 795.70 feet;

Thence, 2) South 00° 43' 36" West, a distance of 46.54 feet;

Thence, 3) South 89° 16' 24" East, a distance of 41.63 feet;

Thence, 4) South 41° 05' 07" East, a distance of 2630.39 feet;

Thence, 5) South 00° 51' 03" West, a distance of 24.55 feet to the northerly right of way line of Mountain View Avenue;

Thence, North 89° 08' 57" West, along said northerly right of way line, parallel with and 30.00 feet north of the south line of the Southwest Quarter of said Section 9, a distance of 475.98 feet to the west line of said Southwest Quarter;

Thence, North 89° 35' 33" West, continuing along said northerly right of way line, parallel with and 30.00 feet north of the south line of the Southeast Quarter of said Section 8, a distance of 40.50 feet;

Thence, South 00° 24' 26" West, a distance of 10.00 feet;

Thence, along the northeasterly right of way line of State Route 99, the following 16 courses:

1) North 85° 31' 59" West, a distance of 451.13 feet;

Thence, 2) North 77° 36' 39" West, a distance of 162.71 feet;

Thence, 3) North 52° 16' 33" West, a distance of 200.09 feet;

Thence, 4) North 57° 23' 28" West, a distance of 279.91 feet to the beginning of a tangent curve concave to the northeast, having a radius of 1947.00 feet;

Thence, 5) along said curve, through a central angle of 9° 13' 39", an arc distance of 313.57 feet to a point on a line that is parallel with and 20.00 feet east of the West line of the Southeast Quarter of the Southeast Quarter of said Section 8;

Thence, 6) North 00° 43' 36" East, along said parallel line, a distance of 354.63 feet;

Thence, 7) North 89° 16' 14" West, a distance of 40.00 feet;

Thence, 8) South 00° 43' 36" West, along a line that is parallel with and 20.00 feet west of the West line of the Southeast Quarter of the Southeast Quarter of said Section 8, a distance of 44.48 feet;

Thence, 9) South 30° 43' 05" West, a distance of 203.22 feet;

Thence, 10) North 45° 04' 10" West, a distance of 353.74 feet;

Thence, 11) North 43° 21' 42" West, a distance of 300.31 feet;

Thence, 12) North 45° 04' 58" West, a distance of 267.96 feet;

Thence, 13) North 45° 03' 33" West, a distance of 132.64 feet;

Thence, 14) North 43° 21' 25" West, a distance of 602.23 feet;

Thence, 15) North 01° 00' 20" East, along a line that is parallel with and 20.00 feet east of the West line of the Southeast Quarter of said Section 8, a distance of 363.93 feet;

Thence, 16) North 88° 59' 40" West, a distance of 20.00 feet to a point on said West line of said Southeast Quarter;

Thence leaving said northeasterly right of way line, North 01° 00' 20" East, along said West line of said Southeast Quarter, a distance of 435.42 feet to the Point of Beginning.

Contains an area of: 76.93 Acres

Parcel 2

A parcel of land being the North half of the Northwest Quarter of the Southeast Quarter, and a portion of the Northeast Quarter, both in Section 17, and a portion of the East Half of the West Half, and a portion of the west half of the Southeast Quarter, both in Section 8, and a portion of the Northwest Quarter of Section 16, all in Township 16 South, Range 22 East, Mount Diablo Base and Meridian, in the County of Fresno, State of California, and being more particularly described as follows:

COMMENCING at the South Quarter corner of said Section 8; thence South $00^{\circ} 21' 39''$ West, along the west line of the Northeast Quarter of said Section 17, a distance of 30.00 feet to the TRUE POINT OF BEGINNING;

Thence, North $89^{\circ} 37' 36''$ West, along the southerly right of way line of Mountain View Avenue, being parallel with and 30.00 feet south of the south line of the Southwest Quarter of said Section 8, a distance of 1319.46 feet;

Thence, North $00^{\circ} 22' 24''$ East, a distance of 30.00 feet to the southwest corner of the east half of the Southwest Quarter of said Section 8;

Thence, North $00^{\circ} 53' 20''$ East, along the west line of said east half, a distance of 2658.48 feet to the northwest corner thereof;

Thence, North $00^{\circ} 42' 34''$ East, along the west line of the east half of the Northwest Quarter of said Section 8, a distance of 340.64 feet to a point on the southwesterly right of way line of State Route 99;

Thence, along said southwesterly right of way line, the following 26 courses:

1) South $43^{\circ} 21' 25''$ East, a distance of 2665.23 feet;

Thence, 2) South $39^{\circ} 37' 31''$ East, a distance of 633.08 feet to the beginning of a tangent curve concave to the southwest, having a radius of 545.00 feet;

Thence, 3) along said curve, through a central angle of $40^{\circ} 02' 51''$, an arc distance of 380.93 feet;

Thence, 4) South $00^{\circ} 25' 20''$ West, a distance of 137.59 feet;

Thence, 5) South $52^{\circ} 04' 06''$ West, a distance of 57.18 feet;

Thence, 6) South $79^{\circ} 48' 09''$ West, a distance of 244.18 feet;

Thence, 7) South $00^{\circ} 24' 27''$ West, a distance of 20.00 feet to a point on the north line of the Northeast Quarter of said Section 17;

Thence, 8) South 00° 24' 27" West, a distance of 30.00 feet;

Thence, 9) South 84° 45' 55" East, a distance of 296.05 feet;

Thence, 10) South 56° 15' 51" East, a distance of 66.95 feet;

Thence, 11) South 37° 58' 01" East, a distance of 102.34 feet to a point on a non-tangent curve concave to the southwest, having a radius of 570.00 feet, a radial to said point bears North 60° 27' 54" East;

Thence, 12) along said non-tangent curve, through a central angle of 30° 01' 23", an arc distance of 298.68 feet;

Thence, 13) South 89° 31' 10" East, a distance of 30.00 feet to a point on the west line of the Northeast Quarter of the Northeast Quarter of said Section 17;

Thence, 14) along last said west line, South 00° 28' 50" West, a distance of 201.79 feet;

Thence, 15) South 89° 31' 10" East, a distance of 40.00 feet;

Thence, 16) North 00° 28' 50" East, parallel with and 40.00 east of last said west line, a distance of 325.31 feet;

Thence, 17) North 24° 22' 46" West, a distance of 267.72 feet;

Thence, 18) North 66° 21' 43" East, a distance of 56.37 feet;

Thence, 19) South 78° 49' 32" East, a distance of 91.92 feet;

Thence, 20) South 55° 22' 09" East, a distance of 344.34 feet;

Thence, 21) South 57° 29' 41" East, a distance of 272.26 feet to a point on a non-tangent curve concave to the southwest, having a radius of 1947.00 feet, a radial to said point bears North 36° 17' 30" East;

Thence, 22) along last said non-tangent curve, through a central angle of 08° 38' 15", an arc distance of 293.52 feet;

Thence, 23) South 45° 04' 15" East, a distance of 476.54 feet;

Thence, 24) South 43° 21' 15" East, a distance of 300.15 feet;

Thence, 25) South 45° 03' 21" East, a distance of 398.99 feet;

Thence, 26) South 43° 21' 31" East, a distance of 1208.16 feet to a point on the south line of the north half of Lot 13 of Selma Colony, according to the map thereof recorded in Book 2 of Record of Surveys, Pages 7 thru 13, Fresno County Records;

Thence, leaving said southwesterly right of way line, North 89° 18' 20" West, along last said south line, a distance of 1164.40 feet to the southwest corner of said Lot 13;

Thence, South 00° 36' 12" West, along the east line of the Northeast Quarter of said Section 17, a distance of 330.25 feet to the East Quarter corner of said Section 17;

Thence, North 89° 26' 30" West, along the south line of the Northeast Quarter of said Section 17, a distance of 1313.77 feet to the southwest corner of the Southeast Quarter of the Northeast Quarter of said Section 17;

Thence, South 00° 28' 49" West, along the east line of the Northwest Quarter of the Southeast Quarter of said Section 17, a distance of 659.04 feet;

Thence, North 89° 24' 35" West, along the south line of the north half of the Northwest Quarter of the Southeast Quarter of said Section 17, a distance of 1312.25 feet to the southwest corner thereof;

Thence, North 00° 20' 25" East, along the west line of the Southeast Quarter of said Section 17, a distance of 658.32 feet to the Center Quarter corner of said Section 17;

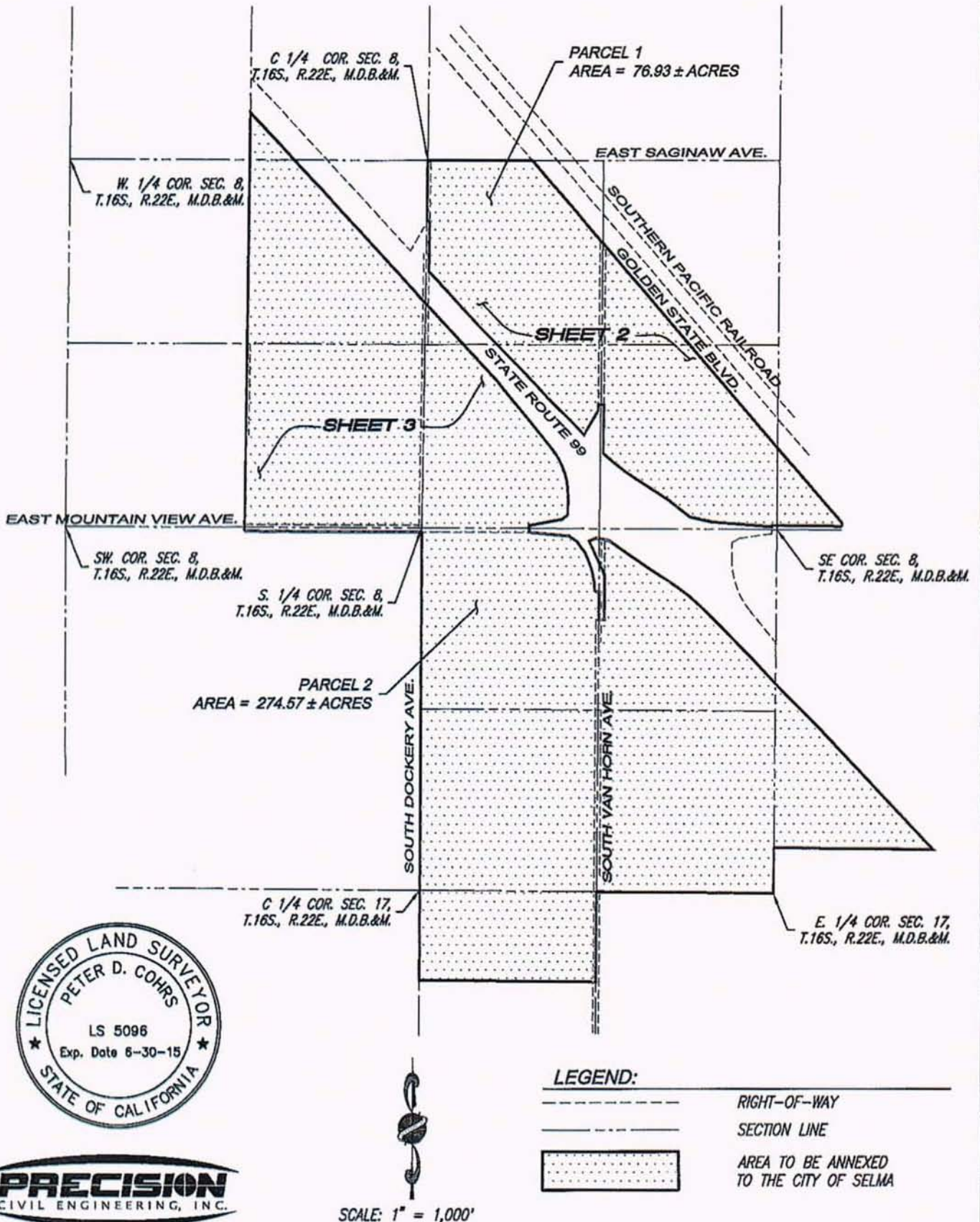
Thence, North 00° 21' 39" East, along the west line of Northeast Quarter of said Section 17, a distance of 2603.33 feet to the True Point of Beginning.

Contains an area of: 274.568 Acres

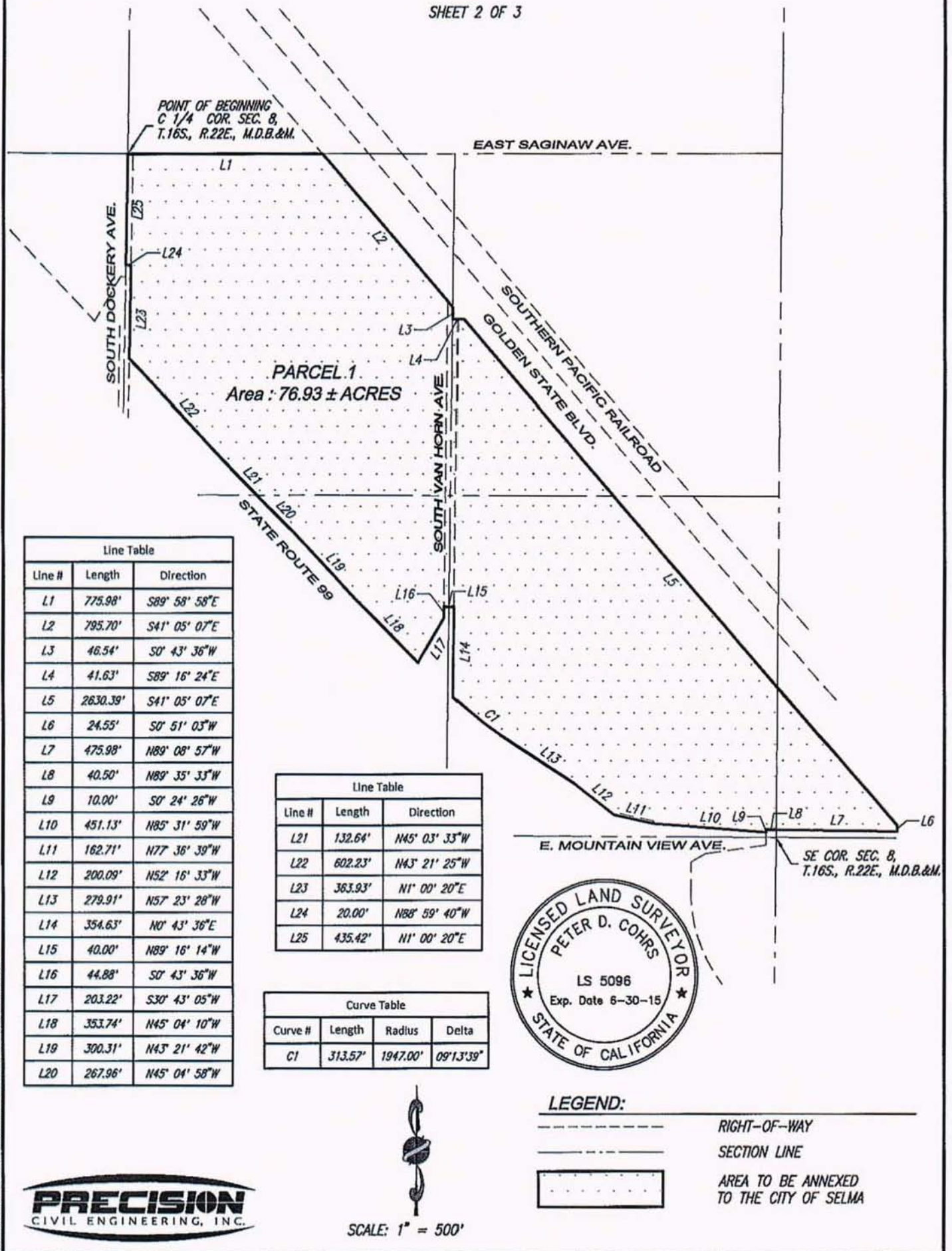


MOUNTAIN VIEW - STATE ROUTE 99 SELMA CROSSINGS REORGANIZATION

SHEET 1 OF 3



PRECISION
CIVIL ENGINEERING, INC.



Line Table

Line #	Length	Direction
L1	775.98'	S89° 58' 58"E
L2	795.70'	S41° 05' 07"E
L3	46.54'	S0° 43' 36"W
L4	41.63'	S89° 16' 24"E
L5	2630.39'	S41° 05' 07"E
L6	24.55'	S0° 51' 03"W
L7	475.98'	N89° 08' 57"W
L8	40.50'	N89° 35' 33"W
L9	10.00'	S0° 24' 26"W
L10	451.13'	N85° 31' 59"W
L11	162.71'	N77° 36' 39"W
L12	200.09'	N52° 16' 33"W
L13	279.91'	N57° 23' 28"W
L14	354.63'	N0° 43' 36"E
L15	40.00'	N89° 16' 14"W
L16	44.88'	S0° 43' 36"W
L17	203.22'	S30° 43' 05"W
L18	353.74'	N45° 04' 10"W
L19	300.31'	N43° 21' 42"W
L20	267.96'	N45° 04' 58"W

Line Table

Line #	Length	Direction
L21	132.64'	N45° 03' 33"W
L22	602.23'	N43° 21' 25"W
L23	363.93'	N1° 00' 20"E
L24	20.00'	N88° 59' 40"W
L25	435.42'	N1° 00' 20"E

Curve Table

Curve #	Length	Radius	Delta
C1	313.57'	1947.00'	09°13'39"



LEGEND:

- RIGHT-OF-WAY
- SECTION LINE
- AREA TO BE ANNEXED TO THE CITY OF SELMA

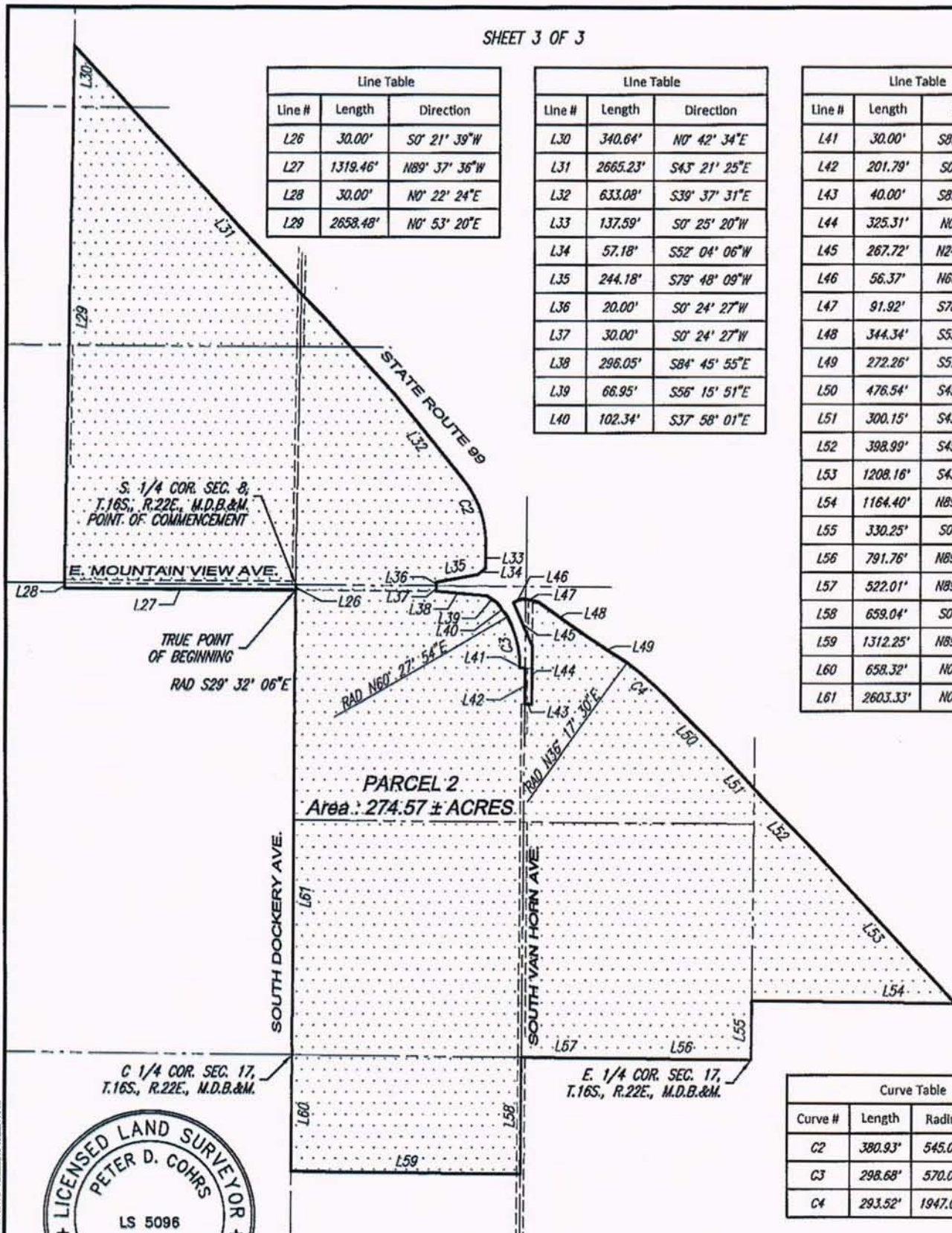


SCALE: 1" = 500'

Line Table		
Line #	Length	Direction
L26	30.00'	S0° 21' 39"W
L27	1319.46'	N89° 37' 36"W
L28	30.00'	N0° 22' 24"E
L29	2658.48'	N0° 53' 20"E

Line Table		
Line #	Length	Direction
L30	340.64'	N0° 42' 34"E
L31	2665.23'	S43° 21' 25"E
L32	633.08'	S39° 37' 31"E
L33	137.59'	S0° 25' 20"W
L34	57.18'	S52° 04' 06"W
L35	244.18'	S79° 48' 09"W
L36	20.00'	S0° 24' 27"W
L37	30.00'	S0° 24' 27"W
L38	296.05'	S84° 45' 55"E
L39	66.95'	S56° 15' 51"E
L40	102.34'	S37° 58' 01"E

Line Table		
Line #	Length	Direction
L41	30.00'	S89° 31' 10"E
L42	201.79'	S0° 28' 50"W
L43	40.00'	S89° 31' 10"E
L44	325.31'	N0° 28' 50"E
L45	267.72'	N24° 22' 46"W
L46	56.37'	N66° 21' 43"E
L47	91.92'	S78° 49' 32"E
L48	344.34'	S55° 22' 09"E
L49	272.26'	S57° 29' 41"E
L50	476.54'	S45° 04' 15"E
L51	300.15'	S43° 21' 15"E
L52	398.99'	S45° 03' 21"E
L53	1208.16'	S43° 21' 31"E
L54	1164.40'	N89° 18' 20"W
L55	330.25'	S0° 36' 12"W
L56	791.76'	N89° 26' 30"W
L57	522.01'	N89° 26' 30"W
L58	659.04'	S0° 28' 49"W
L59	1312.25'	N89° 24' 35"W
L60	658.32'	N0° 20' 25"E
L61	2603.33'	N0° 21' 39"E



Curve Table			
Curve #	Length	Radius	Delta
C2	380.93'	545.00'	40°02'51"
C3	298.68'	570.00'	30°01'23"
C4	293.52'	1947.00'	08°38'15"

LEGEND:

	RIGHT-OF-WAY
	SECTION LINE
	AREA TO BE ANNEXED TO THE CITY OF SELMA



PRECISION
CIVIL ENGINEERING, INC.

SCALE: 1" = 800'

ATTACHMENT "B"
RESOLUTION 2013-47R
MOUNTAIN VIEW HIGHWAY 99 SELMA
CROSSING
REORGANIZATION, ANNEXATION

RESOLUTION NO. 2013 -47R

**A RESOLUTION OF THE SELMA CITY COUNCIL OF THE CITY OF SELMA
INITIATING OF MOUNTAIN VIEW HIGHWAY 99 SELMA CROSSING
REORGANIZATION, ANNEXATION NO 2007-0012**

WHEREAS, the City of Selma has been requested to process a proposed reorganization of territory with the short title of Reorganization No. 2007-0012 Mountain View Highway 99, Selma Crossing, pursuant to the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, Division 3, commences with Section 56000 of the California Government Code for the reorganization. Said reorganization is proposed to annex territory to the City of Selma and Selma-Kingsburg-Fowler County Sanitation District and to detach from the Fresno County Fire Protection District and Kings River Conservation District; and

WHEREAS, a map and description of the boundaries of the territory is set forth in Exhibit 'A' respectively, and attached hereto and by this reference incorporated herein; and

WHEREAS, the reorganization proposal is made for the purpose of providing for the logical and orderly expansion of the City of Selma. Said expansion is consistent with the Selma 2035 General Plan which designates the area of the territory to be annexed to the City of Selma for Regional Commercial purposes; and

WHEREAS, the City of Selma has prepared a Plan of Services for the territory demonstrating that all City services are available to the property; and

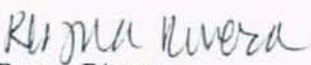
WHEREAS, the City of Selma did an Environmental Assessment No. 2007-0012 for the project, to include Reorganization identified significant or potentially significant environmental impacts described more fully in the Final Environmental Impact Report. The Final Environmental Impact Report identifies measures that mitigates or avoid the significant environmental effects and incorporated Project specific Mitigation Measures and Monitoring Program (MMMP).

NOW, THEREFORE, this Resolution of Application is hereby adopted and approved by the Selma City Council and hereby request that the City proceedings for the reorganization of territory as described in Exhibit 'A', according to the terms stated above and in the manner provided by Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000.

The foregoing Resolution was duly adopted on 19th day of August 2013 by the following vote, to wit:

AYES: 5 COUNCIL MEMBERS: Derr, Rodriguez, Avalos, Robertson, Grey
NOES: 0 COUNCIL MEMBERS: None
ABSTAIN: 0 COUNCIL MEMBERS: None
ABSENT: 0 COUNCIL MEMBERS: None

ATTEST:


Reyna Rivera
City Clerk

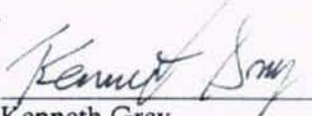
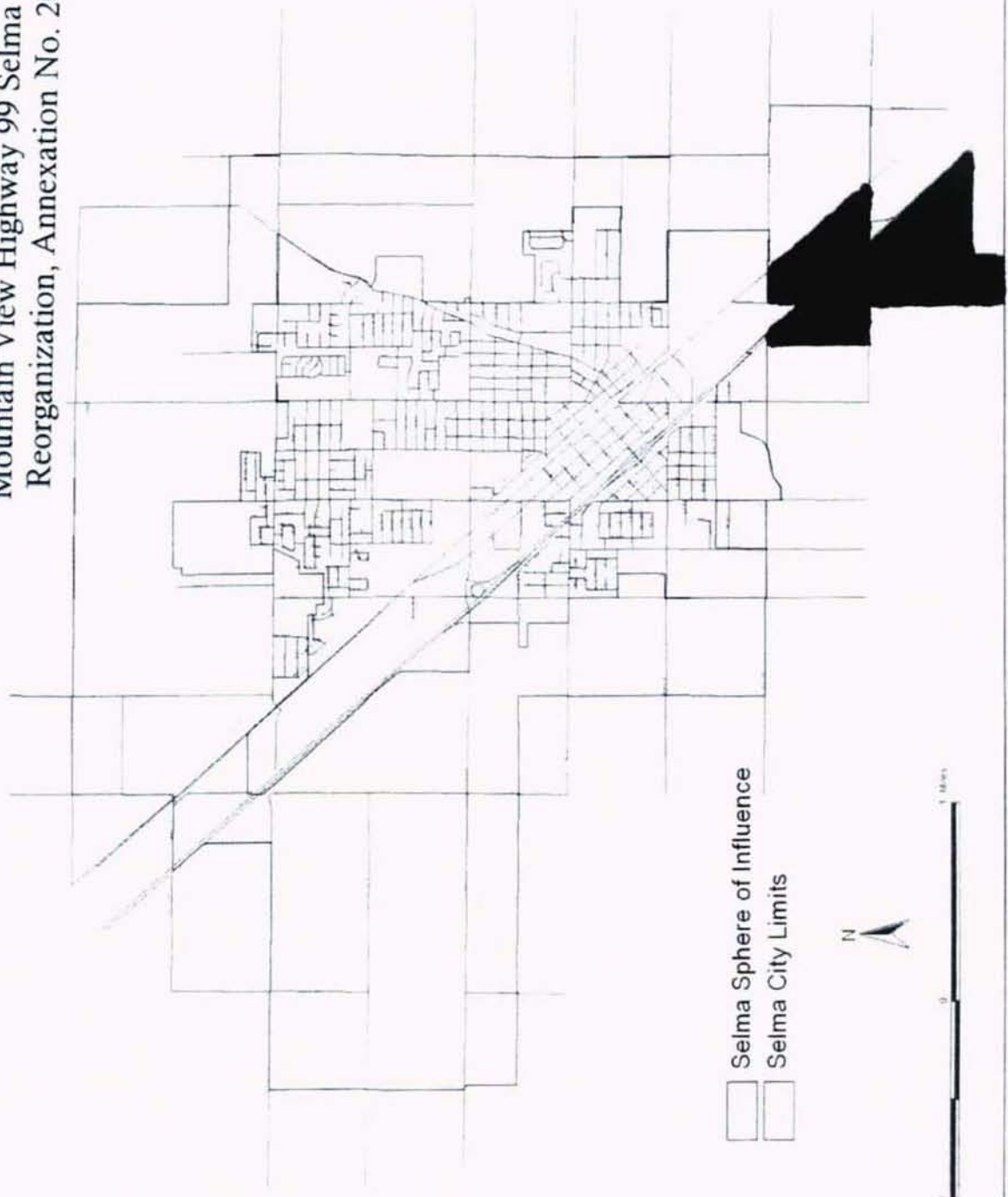

Kenneth Grey
Mayor of the City of Selma

Exhibit "A"
 Mountain View Highway 99 Selma Crossings
 Reorganization, Annexation No. 2007-0012



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ATTACHMENT "C"
ORDINANCE NO. 2013-4

ORDINANCE NO. 2013 – 4

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SELMA
APPROVING ZONE CHANGE (PREZONING) NO. 2007-0012 SUBJECT
TO SPECIFIC FINDINGS FOR APPROVAL RELATED TO THE
SELMA CROSSINGS COMMERCIAL PROJECT**

WHEREAS, on August 5, 2013, the Selma City Council at a regular meeting held a public hearing to consider a zone change (prezoning) filed as part of Submittal No. 2007-0012 with concurrent applications by Selma Crossing LLC. The Selma Crossings Commercial Project ("Project") proposes to develop approximately 3.49 million square feet of commercial retail, office and residential uses on approximately +/- 288 acres located on the northwest, southwest, and northeast quadrants of the intersection of Mountain View and Highway 99; and

WHEREAS, as part of the Project, the applicant seeks to prezone approximately +/- 288 gross acres of land regional commercial, the annexation of approximately +/- 288 acres and a sphere of influence adjustment along with a concurrent application for a Tentative Parcel Map; and

WHEREAS, the City of Selma Planning Commission conducted a public hearing on June 24, 2013, and considered the proposed zone change, annexation application, and sphere of influence change and recommended, by Resolution, that the City Council approve the zone change for Submittal No. 2007-0012; and

WHEREAS, the City Council of the City of Selma desires to amend the zoning map to prezone property ("Property") hereinafter described and currently zoned by the County of Fresno as AE-20 (Exclusive Agriculture) and AL-20 (Agriculture Limited) to C-R (Regional Commercial) district which shall become effective upon annexation of the property to the City of Selma; and

WHEREAS, pursuant to Public Resources Code §21080.1, Division 13, California Environmental Quality Act ("CEQA"), the City of Selma is responsible for determining whether an Environmental Impact Report ("EIR") or a Negative Declaration shall be required; and

WHEREAS, the City Council conducted a public hearing as set forth herein, noticed in accordance with all applicable state and local laws, and considered the environmental assessment (SCH #2007071008), which resulted in an EIR, the proposal and the staff report together with all public testimony of interested parties; and

WHEREAS, the City Council considered the scope of the proposal, reviewed the evidence and determined that the zone change (prezoning) No. 2007-0012 will have a significant and unavoidable impact on the environment; and

WHEREAS, the FEIR has been prepared by the City and the Mitigation Measures, as well as a program for reporting on and monitoring the Mitigation Measures, have been made conditions of approval to mitigate or avoid significant environmental affects [CEQA Guidelines §15097]; and

WHEREAS, based on substantial evidence provided in the EIR and the whole record before the City Council for Environmental Assessment No. 2007-0012 and public comments related to the Project, it has been determined that the Project will have potentially significant and unavoidable impacts on the environment related to agricultural resources, air quality, and transportation, the City Council certifies the adequacy of and adopts the FEIR with a Statement of Overriding Consideration; and

WHEREAS, the City Council determines that the following findings of fact for approval and listed and included in this Ordinance can be made based on the reports, evidence and verbal presentations, subject to annexation:

1. The City of Selma is committed to ensuring the peace, tranquility, health, safety and general welfare of all its citizens while meeting the needs of all citizens in Selma in a suitable environment.

2. That the proposed zone change (prezoning) is consistent with the goals and objectives of the City of Selma 2035 General Plan.

3. The City of Selma finds a need to revise the current zoning map. The development and implementation of this change to the zoning map will better provide sufficient land use designated as Regional Commercial.

4. The City's zoning map, without this prezoning, does not adequately provide for all levels of commercial opportunities which are stated goals of the City of Selma 2035 General Plan and will be inconsistent with the zoning designation set forth in the City of Selma 2035 General Plan.

NOW, THEREFORE, the City Council of the City of Selma does hereby ordain as follows:

SECTION 1. Boundaries: That the Zoning Boundaries Map for the City of Selma, as provided under Title 11, Chapter 2 of the Selma Municipal Code is hereby amended to prezone the Property described by the following Assessor Parcel Numbers to C-R Regional Commercial:

393-180-40
393-180-49
393-180-51
393-180-30
393-180-42

393-180-12
393-180-46
393-180-59
393-180-60
393-102-71
393-102-12
393-102-33
393-102-21
393-180-63
393-180-44
393-180-27
393-180-26
393-180-09
393-180-29
393-102-72
393-102-20
393-102-34
393-102-23
393-102-65
393-102-16
393-102-18
393-180-52
393-074-01
393-074-02
393-240-27

SECTION 2. Required Notice: Notice as required herein above shall be given in accordance with §36933 of the Government Code of the State of California.

SECTION 3. California Environmental Quality Act: The City of Selma having considered Environmental Assessment No. 2007-0012 prepared for Zone Change No. 2007-0012, Tentative Parcel Map No. 2007-0012, and Reorganization/Annexation No. 2007-0012 determined that the Project does not have the potential to result in a significant adverse impact on the environment. The EIR prepared for the Project has been approved and reflects the independent judgment and analysis of the entire record heretofore presented to the City Council.

SECTION 4. Severability: If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be invalid or unconstitutional, the decision shall not affect the validity of the remaining portions of the Ordinance. The City Council hereby declares that it would have passed this Ordinance, and each section, subsection, sentence, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases have been declared invalid or unconstitutional.

SECTION 5. Effective Date and Posting of Ordinance: This Ordinance shall take thirty (30) days after adoption by the City Council of the City of Selma.

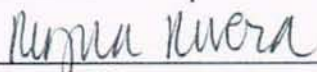
I, REYNA RIVERA, City Clerk of the City of Selma, do hereby certify that the foregoing Ordinance was introduced on the 5th day of August, 2013 and duly adopted at a regular meeting of the Selma City Council held on the 19th day of August, 2013 by the following vote, to wit:

AYES:	5	COUNCIL MEMBERS:	Rodriguez, Derr, Avalos, Robertson, Grey
NOES:	0	COUNCIL MEMBERS:	None
ABSTAIN:	0	COUNCIL MEMBERS:	None
ABSENT:	0	COUNCIL MEMBERS:	None



Kenneth Grey
Mayor of the City of Selma

ATTEST:



Reyna Rivera
City Clerk of the City of Selma

APPROVED AS TO FORM:



Neal E. Costanzo
City Attorney

ATTACHMENT "D"
RESOLUTION 2013-45R
APPROVING TENTATIVE TRACT MAP NO
2007-0012 WITH CONDITIONS

RESOLUTION NO. 2013 – 45R

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SELMA
APPROVING TENTATIVE PARCEL MAP NO. 2007-0012 WITH FINDINGS
AND CONDITIONS RELATED TO THE SELMA CROSSINGS
COMMERCIAL PROJECT**

WHEREAS, the Selma Crossings Commercial Project ("Project") proposes to develop approximately 3.49 million square feet of commercial retail, office and residential uses on approximately +/- 288 acres located on the northwest, southwest, and northeast quadrants of the intersection of Mountain View and Highway 99; and

WHEREAS, as part of the Project, the applicant has submitted concurrent applications for a change of zoning (prezone), approval of a Tentative Parcel Map and an application for annexation along with a sphere of influence change. A copy of the Tentative Parcel Map is attached hereto and incorporated by this reference herein as Attachment A. An application for annexation and sphere change will be filed with the Fresno County Local Agency formation Commission when completed by the applicant; and

WHEREAS, on June 24, 2013, the City of Selma Planning Commission considered, at a public hearing, Tentative Parcel Map No. 2007-0012 and recommended, by resolution, that the City Council of the City of Selma approve Tentative Parcel Map No. 2007-0012 with findings and conditions. A Resolution of the Selma Planning Commission recommending approval of Tentative Parcel Map No. 2007-0012 has been delivered to and considered by the City Council; and

WHEREAS, pursuant to Public Resources Code §21080.1, Division 13, California Environmental Quality Act ("CEQA"), the City of Selma is responsible for determining whether an Environmental Impact Report ("EIR") or a Negative Declaration shall be required; and

WHEREAS, the City Council conducted a public hearing as heretofore specified, noticed in accordance with all applicable state and local laws, and considered the environmental assessment No. 2007-0012, which resulted in an EIR (SCH#2007071008), the proposal and the staff report together with all public testimony of interested parties; and

WHEREAS, the City Council considered the scope of the Project, and the evidence, and determined that the proposed Tentative Parcel Map No. 2007-0012 will have a significant and unavoidable impact on the environment; and

WHEREAS, an EIR has been prepared by the City and the Mitigation Measures, as well as a program for reporting on and monitoring the Mitigation Measures have been made conditions of approval to mitigate or avoid significant environmental affects [CEQA Guidelines §15097]; and

WHEREAS, based on substantial evidence provided in the Final Environmental Impact Report ("FEIR") and the whole record before the City Council for Environmental Assessment No. 2007-0012 and public comments related to the Project, it has been determined that the Project will have significant or potentially significant environmental impacts identified in the FEIR, the City Council certifies the adequacy of and adopts the FEIR with the Statement of Overriding Consideration; and

WHEREAS, the City Council of the City of Selma determines that the following findings of fact for approving Tentative Parcel Map No. 2007-0012 with certain conditions Attachment B and as follows:

1. That the Tentative Parcel Map No. 2007-0012 is considered pursuant to Chapter 6 of Title 9 of the Selma Municipal Code.
2. That the applicant has complied with the provisions for filing a tentative parcel map pursuant to the provisions of the Selma Municipal Code.
3. That the Tentative Parcel Map complies with the content and form requirements of the Selma Municipal Code.
4. That the Tentative Parcel Map is consistent with the City of Selma 2035 General Plan.
5. That the designs and improvements of the Tentative Parcel Map are consistent with the City of Selma 2035 General Plan.
6. That the proposed site for the Project is physically suitable for the type of development proposed.
7. That the site is physically suitable for the proposed density of the Project.
8. That the design of the Project and/or proposed improvements will not cause substantial environmental damage or substantially and unavoidably injure fish or wildlife or their habitat.
9. That the design of the Project and/or the proposed improvements will not cause serious public health problems.
10. That the design of the Project and/or the proposed improvements will not conflict with the easements, acquired by the public at large, for access through or use of, property within the proposed subdivision or that there are alternative easements for said access or for use that will be provided that are substantially equivalent to the previously acquired easements.


NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Selma as follow:

1. That the above recitals are true and correct and are incorporated by this reference herein as though fully set forth at this point.
2. The above findings are supported by the record and presentation to the City Council.
3. That the City Council of the City of Selma approves Tentative Parcel Map Attachment A subject to the terms and conditions which are attached hereto and incorporated by this reference herein as Attachment B and subject to the Mitigation Measures and the Mitigation Measures and Monitoring Program Attachment C approved concurrently as part of the Project.
4. Staff is hereby authorized and directed to process and file an application(s) or other necessary action(s) with the Fresno County Local Agency Formation Commission or any other agency necessary for annexation and sphere change related to the Project described herein.

* * * * *


The foregoing Resolution was duly approved on the 19th day of August 2013, by the following vote, to wit:

AYES:	5	COUNCIL MEMBERS:	Robertson, Derr, Avalos, Rodriguez, Grey
NOES:	0	COUNCIL MEMBERS:	None
ABSTAIN:	0	COUNCIL MEMBERS:	None
ABSENT:	0	COUNCIL MEMBERS:	None



Kenneth Grey
Mayor

ATTEST:



Reyna Rivera
City Clerk

ATTACHMENT "B"

Conditions of Approval Tentative Parcel Map No. 2007-0012

1. Tentative Parcel Map is approved subject to the conditions as developed. The conditions given herein are for the entire Project. The Developer and/or successor in interest shall provide all Conditions of Approval for this Tentative Parcel Map to all subsequent purchasers of individual lots if applicable and/or to subsequent purchasers of this entire Project.
2. Approval of this Project does not exempt the project from compliance with any/all applicable sections of the Zoning Ordinance, Engineering and Public Works Improvement Standards and other City Ordinances or the payment of any fees.
3. The conditions of approval set forth herein notwithstanding the Mitigation Measures set forth in the Final Environmental Impact Report the Mitigation Measures and Monitoring Program and attached to Resolution No. 2013-0013 as Attachment D are incorporated into these conditions of approval. All Mitigation Measures shall be complied with in the time frame set forth by those Mitigation Measures in accordance with Section 21080 of the California Public Resources Code and Section 15097 of Title 14, Chapter 3 of the California Code of Regulations (the "CEQA Guidelines").
4. The Tentative Parcel Map shall include a "Right to Farm" covenant statement acknowledged by separate recorded instrument to ensure that normal farming operations may continue on adjacent and nearby agricultural uses and properties.

Engineering Department:

5. The Developer or successor in interest shall submit to the City Engineer a set of construction plans on 24" x 36" sheets with City standard title block for all required improvements (the 'Improvement Plans'). The Improvement Plans shall be prepared by a California registered civil engineer, and shall include a site grading and drainage plan and an overall site utility plan showing locations and sizes of sewer, water, irrigation, and storm drain mains, laterals, manholes, meters, valves, hydrants, other facilities, such as medians and stamped concrete, etc. City of Selma plan check and inspection fees shall be paid with the first submittal of said Improvement Plans. All Improvement Plans shall be approved by the City and all other involved agencies prior to the release of any development permits.

6. The Developer or successor in interest shall comply with, and be responsible for obtaining encroachment permits from the County of Fresno, City of Selma and California Department of Transportation for all work performed within the City's right-of-way. The Developer or successor in interest shall provide a dedicated utility easement along all frontages of lots as approved by the City Engineer and the public utilities companies.
7. The Developer or successor in interest shall pay-fair share improvements cost as determined by the City Engineer for the following intersections:
 - Whitson & Saginaw Avenues
 - Whitson & Nebraska Avenues
 - Whitson & McCall Avenues
8. The Developer or successor in interest shall comply with the requirements of the Pacific Gas and Electric Company (PG&E).
9. The Developer or successor in interest shall utilize screening techniques recommended pursuant to PG&E design descriptions or additional architectural features as determined by the Community Development Department and approved by the City Engineer.
10. The Developer or successor in interest is responsible to amend, connect to and pay all the necessary fees for implementation of the City of Selma Storm Drain Master Plan, including conveyance pipeline and stormwater detention basins.
11. The Developer or successor in interest shall provide a copy of their Storm Water Pollution Prevention Plan for review by the City Engineer and Public Works Director.
12. The Developer or successor in interest shall install all major street monumentation and section corner monumentation within the limits of the project work in accordance with City Standards prior to final acceptance of the project. Monumentation at the street center line intersections shall conform to City Standards Drawing No. 0-21. Any existing section corner or property corner monuments damaged by this development shall be reset to the satisfaction of the City Engineer. A licensed land surveyor or civil engineer licensed to perform land surveying shall certify the placement of all required monumentation prior to final acceptance. Within five days after the final setting of all monuments has been completed the civil engineer or surveyor shall give written notice to the City Engineer that the final monuments have been set. Upon payment to the civil engineer or surveyor for setting the final monuments, the applicant shall present to the City Engineer evidence of the payment and receipt thereof by the civil engineer or surveyor. Monuments shall be set as required by City Standards and shall be shown on the Final Map.

13. After all improvements have been constructed and accepted by the City, the Developer or successor in interest shall submit to the City Engineer, one blue line copy of the approved set of construction plans revised to reflect all field revisions and marked "AS-BUILT" for review and approval.
14. Upon approval of the "AS-BUILTS" by the City, the Developer or successor in interest shall provide (1) reproducible and (1) copy of the "AS-BUILTS" to the City, and one (1) copy on diskette, CD or similar digital storage media in pdf or tif format.
15. The Developer or successor in interest shall provide the City with original improvement plans and Auto CAD files of the Final Map, improvement plans, and all drawings prepared on Auto CAD.

Building Division

16. The Developer or successor in interest shall provide all necessary construction and building plans for review and approval by the Building Official. All required building permits and inspections shall be obtained prior to the issuance of a Certificate of Occupancy and commencement of operations.
17. Existing buildings, currently on site, shall be demolished in accordance with procedures for demolition administered by the Building Division of the Selma Community Development Department. Permits required by other agencies, such as the San Joaquin Valley Unified Air Pollution Control District, shall be secured.
18. The Developer or successor in interest shall comply with the most currently adopted version of all California Uniform Codes and regulations as required.

Fire Department

19. A water source capable of supplying the required fire flow, either temporary or permanent, shall be made available as soon as combustible material accumulates at the site.
20. Fire hydrants and water supply systems of California Water Company shall be provided in accordance with the specifications of and at locations designated by the Selma Fire Chief. All fire hydrants and mains are to meet City standards, specifications and be capable of flowing a minimum of 1,250 gpm at 20 psi.
21. The Developer or successor in interest shall comply with all applicable requirements of the most recent Uniform Fire Codes and local fire ordinances.

Selma Unified School District

22. The Developer or successor in interest must contact Selma Unified School District and pay all applicable fees at the time of building permit issuance.

Selma-Kingsburg-Fowler County Sanitation District (S-K-F)

23. The Developer or successor in interest shall connect to S-K-F and comply with all applicable regulations, requirements, standards and specifications of the District.
24. The Developer or successor in interest is responsible for arranging a pre-design meeting with District staff and the City of Selma in order to review the sewer improvements required to serve this project's needs.

California Water Service Company (Cal Water)

25. The Developer or successor in interest shall connect to Cal Water and comply with all regulations, standards and specifications of Cal Water.
26. The Developer or successor in interest shall submit improvement plans to Cal Water stamped with the appropriate fire flow requirements of the Selma Fire Department. Once improvement plans are received, Cal Water will design the water system to meet the required fire flows needs.
27. California Water Service Company will extend its mains to serve this development in accordance with the main extension rules of the Public Utilities Commission of the State of California. If and when the Developer or the successor in interest has entered into an agreement with the Company and has deposited the estimated cost of making the extension, Cal Water will install the necessary water mains and serve the project with water at the rates and in accordance with the rules and regulations of the Commission.

San Joaquin Valley Unified Air Pollution Control District (SJVAPCD)

28. The Developer or successor in interest shall refer to the SJVAPCD suggested rules and mitigation measures to reduce pollutants.

Consolidated Irrigation District (CID)

29. The Developer or successor in interest shall not interfere with the function, operation and maintenance of the structures under the jurisdiction of the Consolidated Irrigation District.
30. The Developer or successor in interest shall replace, relocate, or refit existing irrigation facilities impacted by the development to mitigate the increased risks of damage to those facilities and liability to CID and the City.

Consolidated Mosquito Abatement District

31. The Developer or successor in interest shall comply with all applicable improvements and upgrades as per the rules and regulations of the Consolidated Mosquito Abatement District.

County of Fresno Human Health System - Environmental Health

32. All existing agricultural wells and irrigation systems must be safely and properly destroyed. The Developer or successor in interest shall obtain approval from the County of Fresno prior to the removal of any wells and irrigation systems. Well-head installations and abandonments shall be performed exclusively by licensed C-57 Specialty Contractors pursuant to the California State Contractor's Licensing Law.
33. All construction equipment must be maintained according to the manufacturers' specifications, and noise generating construction equipment must be equipped with mufflers. Noise-generating construction activities shall be limited to daytime hours.
34. Should any underground storage tank(s) be found on the premises, the Developer or successor in interest shall apply for and secure an Underground Storage Tank Removal Permit from the Fresno County Department of Community Health, Environmental Health System (559) 445-3271.

California Regional Water Quality Control Board

35. The Developer or successor in interest is required to comply with the State of California Water Resource Control Board requirements specifically related to the National Pollutant Discharge Elimination System permit process.

36. The Developer or successor interest shall contact the Regional Water Quality Board and comply with all requirements prior to the release of any development permits.

Pacific Gas and Electric Company (PG&E)

37. The Developer or successor in interest shall coordinate with PG&E in the development of their project plans. Any proposed development plans shall provide for unrestricted utility access and prevent easement encroachments that might impair the safe and reliable maintenance and operation of PG&E's facilities.

California Department of Transportation (Caltrans)

38. The Developer or successor in interest shall coordinate with Caltrans to implement the transportation mitigation measures as set forth in the Final EIR and the Mitigation Measures and Monitoring Program as adopted by the City Council.

CITY ATTORNEY - Defense and Indemnification Provisions:

39. The subdivider/applicant shall indemnify, defend and hold harmless the City and its City Council, boards, commissions, officers, officials, employees and agents from any and all loss, liability, cost and damages (whether in contract, statute, tort, or strict liability including, without limitation, that at any time, personal injury or property damage), and from any and all actions including but not limited to any action under the California Environmental Quality Act (CEQA) and any claims in law or equity (including attorney's fees, court costs, experts and legal expenses), arising directly or indirectly out of or in any way connected with the Project or any act, error or omission at any time of the subdivider/applicant, its contractor(s), subcontractor(s) or any of their respective employees, agents, or representatives including, without limitation, to work in or upon the streets or other rights of way within or adjacent to the premises of the Project or the design, construction, operation or maintenance of any improvements set forth in or related to the Project.

Further, in the event that any action is brought against the City, including, but not limited to, actions brought under or pursuant to CEQA, subdivider/applicant shall either defend the City at subdivider/applicant's sole expense or shall reimburse the City for any and all costs of such action as those costs are incurred or by the terms of an agreement for the reimbursement of such costs to the City between City and subdivider/applicant entered into for the purpose of providing reimbursement to the City of such defense by the City Attorney.

The foregoing paragraphs shall apply to the greatest extent allowed by law, but not applied to and the subdivider/applicant shall not be responsible for any loss, liability, cost, damages, suits, or claims caused solely by the active negligence or willful misconduct of the City, its officials, officers, or employees acting within the scope of their authority.

40. Whenever any security is required by the Selma Municipal Code or any other statute, law, or regulation in connection with the performance of any act or agreement related to or required by the Project, the subdivider/applicant shall provide security in the form required by §66499, et seq., of the California Government Code.

ATTACHMENT "E"
RESOLUTION 2013-44R
CERTIFYING THE ENVIRONMENTAL IMPACT
REPORT
(SCH NO. 2007071008)

RESOLUTION NO. 2013 – 44R

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SELMA
CERTIFYING THE ENVIRONMENTAL IMPACT REPORT
(SCH NO. 2007071008) FOR SUBMITTAL NO. 2007-012 THE
SELMA CROSSINGS COMMERCIAL PROJECT AND ADOPTING
A STATEMENT OF OVERRIDING CONSIDERATIONS**

WHEREAS, on August 5, 2013, at a regular meeting, the Selma City Council considered and conducted a public hearing related to entitlements for the proposed Selma Crossings Project (the "Project") filed under Submittal No. 2007-0012 related to the proposed construction of a retail, commercial, and mixed use project in three phases; Phase I includes approximately 800,080 square feet of commercial retail uses on approximately 75 acres of land north of Mountain View Avenue to Saginaw Avenue between State Route 99 and Golden State Boulevard; Phase II the south area includes approximately 1.4 million square feet of commercial retail, automall, office and mixed commercial uses on approximately 124 acres located south of Mountain View Avenue between Dockery Avenue and State Route 99; and Phase III, the northwest area, includes approximately 1.1 million square feet of commercial retail, residential, and office uses on approximately 66 acres located north of Mountain View to State Route 99 as depicted on the tentative parcel map as attached hereto and incorporated by this reference herein as Exhibit 1; and

WHEREAS, a Final Environmental Impact Report ("FEIR"), attached hereto and incorporated by this reference herein as Exhibit 2 was completed for the Project. All notices related thereto were prepared in compliance with the California Environmental Quality Act (CEQA) (§21000 et seq of the Public Resources Code) and the State CEQA Guidelines (§15000 et seq of the California Code of Regulations); and

WHEREAS, the FEIR was presented to the City of Selma Planning Commission at a public hearing on June 24, 2013, and a resolution of the Planning Commission recommending that the City Council certify the FEIR has been delivered to and considered by the City Council; and

WHEREAS, the Final Environmental Impact Report for the Project identified significant or potentially significant environmental impacts described more fully in Exhibit 3 attached hereto and incorporated by this reference herein and with respect to such impacts, the FEIR identifies measures that mitigate or avoid the significant environmental effects identified by requiring or incorporating into the Project specified changes or alterations in the Project to mitigate or avoid said environmental impacts identified as significant or potentially significant but which can be mitigated (as described in Exhibit 3) and a Mitigation Measures and Monitoring Program ("MMMP") which is attached hereto and incorporated by this reference herein as Exhibit 4 has been prepared for the Project in accordance with §21081.6 of the Public Resources Code; and

WHEREAS, the FEIR also identified unavoidable significant adverse impacts for which there are no feasible alternatives and/or no feasible mitigation measures that will substantially lessen or void such impacts, all of which are further described in Exhibit 5 titled Environmental Impacts Identified as Significant and Unavoidable attached hereto and incorporated by this reference; and

WHEREAS, the City Council considered the FEIR, prepared for and presented to the City Council concerning the Project and discussed the potential environmental impacts, mitigation measures, MMMP and a proposed statement of overriding considerations, incorporated into this resolution for those adverse environmental impacts identified in the FEIR as being unavoidable, significant adverse environmental impacts (Exhibit 5); and

WHEREAS, §21081 of the Public Resources Code requires the City to balance the benefits of the Project against its unavoidable environmental impacts in determining whether to approve the Project.

NOW, THEREFORE, BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF SELMA as follows:

1. That each of the foregoing recitals is true and correct and incorporated herein by this reference as fully set forth at this point.
2. That the City Council of the City of Selma as the lead agency of the Project, certifies that the FEIR (Exhibit 2) for the Project;
 - (a) was presented to the City Council and that the City Council reviewed and considered the information contained in the FEIR prior to making any determination regarding approval of the Project; and
 - (b) was completed in compliance with the California Environmental Quality Act; and
 - (c) the FEIR reflects the City Council's independent judgment and analysis based on substantial evidence and the whole record regarding the environmental issues related to the Project.
3. That the FEIR and other materials that constitute the record of proceedings on which the findings and determinations of the City of Selma concerning certification of the FEIR and approval of the entitlement(s) for the Project are located at 1710 Tucker Street, California. The Custodial of the Record is the City Clerk of the City of Selma.
4. The City Council finds that the FEIR incorporates and contains certain additions, deletions, modifications, clarifications, and/or other changes since the completion of the Draft Environmental Impact Report and that said additions, deletions, clarifications, modifications and/or other changes do not result in any new significant

information added to the FEIR, new significant environmental impact resulting from the Project or any new mitigation measure proposed to be implemented, a substantial increase in the severity of an environmental impact, a feasible project alternative or mitigation measure considerably different from those previously analyzed which would clearly alter the environmental impacts of the Project or otherwise require recirculation of the Project EIR; and

BE IT FURTHER RESOLVED that the City Council of the City of Selma adopts the following statement of overriding considerations for Project impacts identified as significant and unavoidable in the FEIR and more fully described in Exhibit 5 and hereby finds and determines that specific economic, legal, social, technological and/or other considerations related to the Project, as set forth below and in Exhibit 5 make additional mitigation measures and project alternatives infeasible and make the unavoidable adverse environmental effects identified in the FEIR and Exhibit 5 nevertheless acceptable. The statement of overriding considerations as set forth herein and in Exhibit 5 state the reasons warranting rejection of project alternatives set forth in the FEIR, including the "no project" alternative and justifies finding that the adverse environmental effects of the Project which cannot otherwise be avoided or substantially lessened are acceptable. The City Council further finds and determines that, based on the statements, evidence, and other information herein and on substantial evidence and the entire record before the City Council, and having balanced the adverse environmental effects which cannot otherwise be avoided or substantially lessened against each of the benefits identified below, that each such benefit either in combination with one another, or in and of themselves, is sufficient to make a determination that such unavoidable and unmitigable adverse environmental effects are acceptable:

- (1) Agricultural Resources. Regarding agricultural impacts, addressed in Section 4, specifically Section 4.2 of the Draft EIR and FEIR, the City Council and the City's General Plan 2035 recognize that the population of the City of Selma has and will continue to grow and that there is and will be a need to provide adequate commercial land to serve the needs of the existing and future populations. The City of Selma is, essentially, surrounded by agricultural land and any growth will result in the conversion of important or prime farmland to non-agricultural use. The need to adequately house and provide services to a growing population outweigh the preservation of this agricultural land. The Project will contribute to economic growth in the City of Selma, provide new job opportunities for residents of the City of Selma, provide new retail opportunities for the City of Selma, promote tourism by developing lodging and recreational uses that would cater to travelers on the State Route 99 corridor and substantially increase the assessed value of property to be converted over the agricultural state of land and has the potential to increase revenues to all levels of local government in addition to other benefits of the Project described herein. The increase in sales tax from all businesses located on the Project site will add to the fiscal resources of the

City, enhancing its ability to maintain an adequate level of services to all residents of the community.


- (2) Air Quality. With regard to air quality impacts, the City of Selma has adopted project specific Mitigation Measures consistent with its General Plan 2035 and as recommended by the San Joaquin Valley Air Pollution Control District to reduce air quality impacts from the Project including impacts generated from construction and operation of the Project. While the City of Selma may require urban designs that promote the use of bicycles, pedestrian and public transit, these local policies have little effect on the major causes of air pollution whose conditions are controlled by the state and federal government. Motor vehicles are among the leading causes of air pollution in the valley. The valley's geographic location in comparison to other regions also adds to the increased air pollution. Exemptions for certain kinds of activities, including agricultural activities, also add to diminished air quality. The California Air Resources Control Board and the San Joaquin Valley Air Pollution Control District have the ability to promulgate regulations that affect Selma and other cities in California that may lead to major improvements in air quality. The City of Selma does not have the authority to make additional substantial reductions in motor vehicle or other causes of pollution affecting the City. The jurisdiction to do so rests with other/different agency(ies). Therefore, implementing the mitigation measures described herein will not fully mitigate the environmental effects related to air quality. The City Council of the City of Selma finds that the need to adequately house and provide services to a growing population and the benefits of the project described herein outweigh the impacts of the Project related to air quality.
- (3) Transportation. With regard to transportation impacts identified in Section 4, specifically Section 4.11 of the Draft EIR and FEIR, including transportation impacts to traffic conditions for each phase of the proposed Project, the proposed Mitigation Measures will not fully mitigate the environmental effects of the Project related to transportation. The City Council of the City of Selma finds that the need to adequately house and provide services to a growing population and the benefits of the project described herein outweigh the impacts of the Project related to transportation. The Project will provide a substantial increase in services provided, revenues to all levels of local government, sales tax, and promote tourism and provide services to travelers along State Route 99, in addition to the other benefits of the project described herein.
- (4) Benefits. The proposed Project, which consists of the phase development of approximately 3.45 million square feet of commercial retail, office, commercial and residential uses would create an estimated 6,809 new jobs, contribute to economic growth in the City of Selma and surrounding area,

provide office space to attract professional employment opportunities, and promote tourism by developing visitor-serving lodging, services and recreational uses that would cater to travelers on the State Route 99 corridor. Further, the Project will implement the goals of the City of Selma's General Plan 2035 of developing additional employment opportunities and diversification of the local economy, development of Selma as a regional retail hub for Fresno County, diversifying the variety of housing types to meet the needs of all of Selma's residents, to promote retail growth, to develop adequate fiscal resources to meet the needs of the community, and to continue to provide high-quality City services that are responsive to the needs of Selma residents. These benefits are in addition to any and all other benefits of or related to the project as described herein or in the entire record.

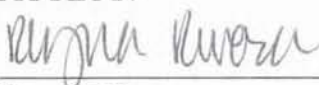
* * * * *

The foregoing Resolution was duly approved by the Selma City Council at a regular meeting held on the 19th day of August 2013, by the following vote, to wit:

AYES:	5	COUNCIL MEMBERS:	Rodriguez, Avalos, Derr, Robertson, Grey
NOES:	0	COUNCIL MEMBERS:	None
ABSTAIN:	0	COUNCIL MEMBERS:	None
ABSENT:	0	COUNCIL MEMBERS:	None



Kenneth Grey
Mayor of the City of Selma

ATTEST:


Reyna Rivera
City Clerk

TENTATIVE PARCEL MAP NO. 2007-

IN THE COUNTY OF FRESNO, STATE OF CALIFORNIA
SURVEYED AND PLATTED IN (6-26-07) BY PRECISION CIVIL ENGINEERING, INC.

CONSISTING OF TWO SHEETS
SHEET TWO OF TWO

SQUARE FOOTAGE LEGEND:

PHASE 1
PARCELS (A-BB)

± 84.50 ACRES

PHASE 2
PARCELS (CC-RRR)

± 135.40 ACRES

PHASE 3
PARCELS (SSS-III)

± 68.10 ACRES

SITE INFORMATION (RECORD OWNERS BY APN)

311-101-44

311-101-45

311-101-46

311-101-47

311-101-48

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311-101-137

DEVELOPER

PRECISION CIVIL ENGINEERING, INC.

1000 N. 1ST ST., SUITE 100

FRESNO, CA 93705

TEL: 559.241.1111

FAX: 559.241.1112

WWW.PRECISIONCIVIL.COM

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1000 N. 1ST ST., SUITE 100

FRESNO, CA 93705

TEL: 559.241.1111

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48. AVERAGE 1/2

Resolution Tentative Parcel Map

Attachment C

Selma Crossing

Mitigation Monitoring Program

(Separate Document)

Final Environmental Impact Report Selma Crossings Project

State Clearinghouse No. 2007071008



City of Selma • April 17, 2013



Michael Brandman Associates
1234 O Street
Fresno, CA 93721

ATTACHMENT "F"
RESOLUTION 1126
RESOLUTION PROTESTING ANNEXATION

RESOLUTION NO. 1126

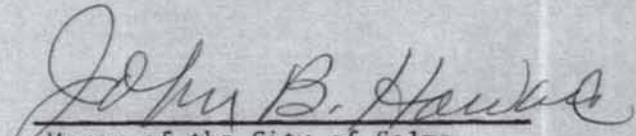
BEFORE THE CITY COUNCIL OF THE CITY OF SELMA
COUNTY OF FRESNO, STATE OF CALIFORNIA

RESOLUTION PROTESTING EXECUTION OF CONTRACT
FOR INCLUDING IN AGRICULTURAL PRESERVE PARCEL
OF LAND WITHIN ONE MILE OF THE CITY OF SELMA

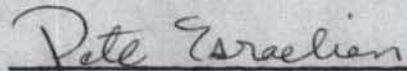
WHEREAS, the County of Fresno Board of Supervisors has given notice to the City of Selma of its intent to execute contractual and easement limits on land use, adding certain property to the Fowler-Selma-Kingsburg Agricultural Preserve No. 27, P. R. O. C. No. 13 and designated on map sheet 16/22 as No. 4369, and said notice being given in accordance with Section 51243.5 of the Government Code of the State of California, and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Selma that the City of Selma protest the execution of such a contract which includes land within one mile of the exterior boundaries of the City of Selma, and the City of Selma does hereby give notice that it reserves unto the City of Selma the option provided in subdivision "b" of Section 51243 of the Government Code of not succeeding to the contract entered into by the County of Fresno upon annexation of said land to the City.

I hereby approve the foregoing Resolution this 16th day of February, 1971.


Mayor of the City of Selma

ATTEST:

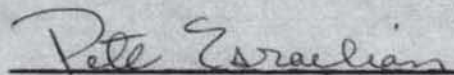

City Clerk of the City of Selma

I, PETE ESRAELIAN, City Clerk of the City of Selma, do hereby certify that the foregoing Resolution was adopted at a regular meeting of the City Council of the City of Selma, on the motion of Councilman Chaffin, and seconded by Councilman Lorenz, on the 16th day of February, 1971, by the following vote, to wit:

AYES, COUNCILMEN: Chaffin, Howard, Lorenz, Medina, Piestrup

NAYS, COUNCILMEN: None

ABSENT, COUNCILMEN: None


City Clerk of the City of Selma

File

BEFORE THE BOARD OF SUPERVISORS
OF THE COUNTY OF FRESNO
STATE OF CALIFORNIA

In the Matter of } RESOLUTION AUTHORIZING CHAIRMAN
Land Conservation } TO EXECUTE CONTRACTS WITH CITY
Contracts } PROTESTING THE EXECUTION OF THE
CONTRACT

WHEREAS, the Board of Supervisors of Fresno County
has established certain agricultural preserves within the
County, and

WHEREAS, the Board has approved the form and content
of Land Conservation Contracts to be offered to owners of land
within established agricultural preserves, and

WHEREAS, the Cities of Kerman, Sanger, Fowler,
Fresno, Coalinga, Firebaugh and Selma have filed an adopted
resolution, attached hereto, protesting execution of a Land
Conservation Contract on that land within one mile of the
exterior boundaries of their cities, and

WHEREAS, it is the purpose in filing such resolution
to give the cities the option of not succeeding to the Land
Conservation Contract when land described within these contracts
is annexed to the City.

NOW, THEREFORE, BE IT RESOLVED that the Chairman of
the Board is hereby authorized to execute "contracts" on behalf
of the County with the owners of land listed in Exhibit "A"
attached hereto included within established agricultural
preserves.

BE IT FURTHER RESOLVED that the Clerk of the Board
of Supervisors is hereby directed to cause these contracts and
the resolutions of each City to be recorded by the County
Recorder.

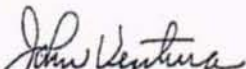
Tuesday, February 23rd, 1971

1 This resolution adopted by the Board of Supervisors
2 of the County of Fresno at its regular meeting held on the
3 23rd day of February, 1971, by the following vote, to-wit:

4 AYES: Supervisors Craven, Cassidy, Ventura

5 NOES: Supervisors Reich and Krebs

6 ABSENT: None

7
8 
9 Chairman of the Board of Supervisors
of Fresno County, California

10 ATTEST: John Ventura

11 J. L. BROWN, County Clerk
12 and Ex-Officio Clerk of the
13 Board of Supervisors

14 By 
Deputy

15 Carl H. Melon

EXHIBIT "A"

Owners

2439	Joseph Haig Boyd Florence Elma Boyd
2485	Peter E. Herman Martha Herman
2503	Zara Gazarian Ralph Leon Gazarian
2551	Joe C. Yoshimura Ann S. Yoshimura
2664	N. F. Zingarelli Angelina J. Zingarelli
2755	Felice Radavero Margaret M. Radavero
2785	John N. Koretoff Anna Koretoff
2824	Elmer H. Hansen Bernadine Hansen
2872	Edward E. Jarmain Marie E. Jarmain
2910	Clifford J. Lidfors Irene A. Lidfors
2980	Gene V. Petrucelli Josephine M. Petrucelli
2981	Gene V. Petrucelli Josephine M. Petrucelli
3011	Ernest A. Bedrosian Krikor Y. Bedrosian James Kenneth Bedrosian
3012	Elizabeth Bedrosian
3047	Martin Srabian Morris Srabian Beverly Srabian Janet Srabian Donnie C. Srabian
3048	Elsie Srabian
3066	Chris J. Hansen

3067	Milton L. Hansen Vesta Hansen
3108	Joseph Blehm Mary Blehm
3131	Anthony B. Cardoso Mary D. Cardoso
3132	Lottie Couto
3145	William Podsakoff Pauline Podsakoff
3197	Haruo Yoshimoto Shizuko Yoshimoto
3220	Standard Oil Company of Calif.
3234	Standard Oil Company of Calif.
3235	Frank Merlo Caroline Merlo
3257	John C. Oberti Lillian M. Oberti
3327	Louie P. Bettinsoli Irene E. Bettinsoli
3337	Jennie Lorenzetti Elmer Mario Lorenzetti Frank Lorenzetti Angelina Payne
3437	Teraoka Farms, Inc.
3450	Pete Nakayama Florence Nakayama
3452	Pete Nakayama Florence Nakayama
3496	Masami Arita Barbara Ann Arita
3552	James J. Brager Antoinette M. Brager
3553	Mary Louise Brager Eda Coito Arthur Brager James Brager, Jr.

- 3562 Sarkis Mooradian
Altoon Mooradian
Moorad Mooradian
Varsanig Mooradian
- 3564 Elizabeth Bedrosian
James K. Bedrosian
Ernest A. Bedrosian
Krikor Y. Bedrosian
- 3565 Elizabeth Bedrosian
Ernest A. Bedrosian
Krikor Y. Bedrosian
James Kenneth Bedrosian
- 3740 Donald J. Gillespie
Gola Gillespie
- 3789 Harold Lindsey
Claudine Lindsey
- 3790 Leroy D. Graham
Frances E. Graham
- 3791 Dan F. Lutz
Dorothy C. Lutz
- 3806 Nubar Kazarian
Virginia Kazarian
- 3857 John K. Shimizu
Ida Shimizu
- 3858 John R. Gigliotti
Mary A. Gigliotti
- 3859 John Kiyoshi Shimizu
Ida Shimizu
- 3884 Harry Rustigian
Virginia Rustigian
- 3892 Alfred Amaral
- 3919 Martin Srabian
Morris Srabian
Beverly Srabian
Janet Srabian
Donnie C. Srabian

3921	Elsie Srabian
3922	Teraoka Farms, Inc.
3923	Howard K. Hiyama
3926	Iris Gentry
3927	Iris Gentry
3962	Roger J. Oaks Mildred Oaks
4095	Frank Joseph Freitas Angelina R. Freitas
4096	Frank J. Freitas Angelina Freitas
4104	Ted T. Kondo
4105	Aya Kondo
4106	Theodore Samuel Dix Colleen Dix
4117	Ralph J. Petery
4191	Ralph Kazarian
4192	Ralph A. Kazarian Isabel Kazarian
4315	Heirs and Devisees of John A. Gentry
4328	H. Asakawa
4346	Ruth Hamp
4347	Frank J. Freitas Angelina R. Freitas
4352	John Chernekoff Mary Chernekoff
4354	Harold Daggs Mary Daggs Ronald H. Daggs

4369

Malcolm M. Hoegh

4370

Thomas G. Badertscher
M. Racine Badertscher

15108

BOOK 5868 PAGE 276

Being Requested by
County Board of Supervisors

When recorded, return to the
Fresno County Planning Dept.
4499 E. Kings Canyon Road
Fresno, California 93702

RECORDED IN OFFICIAL RECORDS OF FRESNO COUNTY, CALIFORNIA	
AT _____ MINS. PAST _____ A.M.	
FEB 25 1971	
J. L. BROWN, County Recorder	FEE

SPACE ABOVE THIS LINE FOR RECORDER'S USE

SHORT FORM LAND CONSERVATION CONTRACT

Incorporating Board of Supervisors Resolution by reference.

THIS LAND CONSERVATION CONTRACT, MADE AND EXECUTED THIS 26th day of January, 1971.by and between Malcolm M. Hoegh

hereinafter referred to as 'Owner' and the COUNTY OF FRESNO, a political subdivision of the State of California, hereinafter referred to as 'County.'

WITNESSETH:

WHEREAS, Owner possesses certain real property situate in the County of Fresno, State of California, hereinafter referred to as 'the Subject Property,' and more particularly described in Exhibit 'A' attached hereto and by this reference incorporated herein; and

WHEREAS, the Subject Property is now devoted to agricultural uses and uses compatible thereto; and

WHEREAS, the Subject Property is located in an 'agricultural preserve' heretofore established by the

County, and designated as the Fowler-Selma-Kingsburg #27

NOW, THEREFORE, both Owner and County, in consideration of the mutual promises, covenants and conditions to which reference is made herein and the substantial public benefits to be derived therefrom, do hereby agree as follows:

FIRST: The Subject Property shall be subject to all restrictions and conditions adopted by resolution by the Board of Supervisors of Fresno County, California on December 1, 1970 and recorded December 4, 1970 as Instrument Number 84793, Book 5841, Pages 570 through 577 of the Official Records of Fresno County, California, and IT IS MUTUALLY AGREED THAT the conditions and restrictions set forth in said resolution are adopted and incorporated herein and made a part hereof as fully as though set forth herein at length and that Owner will observe and perform said provisions.

SECOND: The minimum acreage for new parcels described in Paragraph Seven of the Board of Supervisors' Resolution shall be 20 acres.

THIRD: This Contract shall be effective as of the first day of March, 1971.

IN WITNESS WHEREOF, the Owner and County have executed this Contract the day and year first above written.

COUNTY OF FRESNO

By John L. Brown
Chairman of the Board of Supervisors

ATTEST:

J. L. Brown, County Clerk and Ex Officio
Clerk of the Board of Supervisors

By

Carl A. McCombs
Deputy

OWNERS

x Malcolm M. Hoegh

STATE OF California)
COUNTY OF Fresno) ss.

On this 8 day of Feb, in the year 19 71, before me, the undersigned, a Notary Public in and for the State of California with principal office in the County of Fresno duly commissioned and sworn, personally appeared Malcolm H. Hoag known to me to be the person described in, whose name subscribed to and who executed the within instrument, and acknowledged that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this Certificate first above written.

Loren E. Capps
Notary Public in and for the
State of _____



STATE OF CALIFORNIA)
COUNTY OF FRESNO) ss:

EXHIBIT "A"

PARCEL 1: That portion of the Northeast Quarter of the Southwest Quarter of Section 8, Township 16 South, Range 22 East, M.D.B. & M., in the County of Fresno, State of California, according to the official Plat of the survey of said land on file in the Bureau of Land Management, lying Southwesterly of a line described as: Beginning on the East line of the Southwest Quarter of said Section, 1030.6 feet South of the Northeast corner thereof; thence North 43°21' West to the North line of the Southwest Quarter of said Section 8, Township 16 South, Range 22 East, M.D.B. & M.

PARCEL 2: That portion of the Southeast Quarter of the Northwest Quarter of Section 8, Township 16 South, Range 22 East, M.D.B. & M., in the County of Fresno, State of California, according to the Official Plat of the Survey of said land on file in the Bureau of Land Management, lying Southwesterly of a line described as: Beginning on the East line of the Southwest Quarter of said Section 1030.6 feet South of the Northeast corner of said Southwest Quarter; thence North 43°21' West to the West line of the Southeast Quarter of the Northwest Quarter of said Section 8, Township 16 South, Range 22 East, M.D.B. & M.

A.P.N. 393-180-14

44108

2002 59

ATTACHMENT "G"
RESOLUTION PROTESTING
WILLIAMSON ACT EXECUTION

BEFORE THE BOARD OF SUPERVISORS

OF THE COUNTY OF FRESNO

STATE OF CALIFORNIA

In the Matter of }
Land Conservation }
Contracts }

RESOLUTION AUTHORIZING CHAIRMAN
TO EXECUTE CONTRACTS WITH CITY
PROTESTING THE EXECUTION OF THE
CONTRACT

WHEREAS, the Board of Supervisors of Fresno County
has established certain agricultural preserves within the
County, and

WHEREAS, the Board has approved the form and content
of Land Conservation Contracts to be offered to owners of land
within established agricultural preserves, and

WHEREAS, the Cities of Kerman, Sanger, Fowler,
Fresno, Coalinga, Firebaugh and Selma have filed an adopted
resolution, attached hereto, protesting execution of a Land
Conservation Contract on that land within one mile of the
exterior boundaries of their cities, and

WHEREAS, it is the purpose in filing such resolution
to give the cities the option of not succeeding to the Land
Conservation Contract when land described within these contracts
is annexed to the City.

NOW, THEREFORE, BE IT RESOLVED that the Chairman of
the Board is hereby authorized to execute "contracts" on behalf
of the County with the owners of land listed in Exhibit "A"
attached hereto included within established agricultural
preserves.

BE IT FURTHER RESOLVED that the Clerk of the Board
of Supervisors is hereby directed to cause these contracts and
the resolutions of each City to be recorded by the County
Recorder.

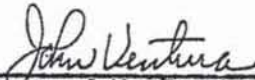
Tuesday, February 23rd, 1971

1 This resolution adopted by the Board of Supervisors
2 of the County of Fresno at its regular meeting held on the
3 23rd day of February, 1971, by the following vote, to-wit:

4 AYES: Supervisors Craven, Cassidy, Ventura

5 NOES: Supervisors Reich and Krebs

6 ABSENT: None

7
8 
9 Chairman of the Board of Supervisors
of Fresno County, California

10 ATTEST:

John Ventura

11 J. L. BROWN, County Clerk
12 and Ex-Officio Clerk of the
13 Board of Supervisors

14 By 

Deputy

15 Carl H. Melom
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COUNTY OF FRESNO
FRESNO, CALIFORNIA

EXHIBIT "A"

Owners

2439	Joseph Haig Boyd Florence Elma Boyd
2485	Peter E. Herman Martha Herman
2503	Zara Gazarian Ralph Leon Gazarian
2551	Joe C. Yoshimura Ann S. Yoshimura
2664	N. F. Zingarelli Angelina J. Zingarelli
2755	Felice Radavero Margaret M. Radavero
2785	John N. Koretoff Anna Koretoff
2824	Elmer H. Hansen Bernadine Hansen
2872	Edward E. Jarmain Marie E. Jarmain
2910	Clifford J. Lidfors Irene A. Lidfors
2980	Gene V. Petrucelli Josephine M. Petrucelli
2981	Gene V. Petrucelli Josephine M. Petrucelli
3011	Ernest A. Bedrosian Krikor Y. Bedrosian James Kenneth Bedrosian
3012	Elizabeth Bedrosian
3047	Martin Srabian Morris Srabian Beverly Srabian Janet Srabian Donnie C. Srabian
3048	Elsie Srabian
3066	Chris J. Hansen

3067	Milton L. Hansen Vesta Hansen
3108	Joseph Blehm Mary Blehm
3131	Anthony B. Cardoso Mary D. Cardoso
3132	Lottie Couto
3145	William Podsakoff Pauline Podsakoff
3197	Haruo Yoshimoto Shizuko Yoshimoto
3220	Standard Oil Company of Calif.
3234	Standard Oil Company of Calif.
3235	Frank Merlo Carolins Merlo
3257	John C. Oberti Lillian M. Oberti
3327	Louie P. Bettinsoli Irene E. Bettinsoli
3337	Jennie Lorenzetti Elmer Mario Lorenzetti Frank Lorenzetti Angelina Payne
3437	Teraoka Farms, Inc.
3450	Pete Nakayama Florence Nakayama
3452	Pete Nakayama Florence Nakayama
3496	Masami Arita Barbara Ann Arita
3552	James J. Brager Antoinette M. Brager
3553	Mary Louise Brager Eda Coito Arthur Brager James Brager, Jr.

3562	Sarkis Mooradian Altoon Mooradian Moorad Mooradian Varsanig Mooradian
3564	Elizabeth Bedrosian James K. Bedrosian Ernest A. Bedrosian Krikor Y. Bedrosian
3565	Elizabeth Bedrosian Ernest A. Bedrosian Krikor Y. Bedrosian James Kenneth Bedrosian
3740	Donald J. Gillespie Gola Gillespie
3789	Harold Lindsey Claudine Lindsey
3790	Leroy D. Graham Frances E. Graham
3791	Dan F. Lutz Dorothy C. Lutz
3806	Nubar Kazarian Virginia Kazarian
3857	John K. Shimizu Ida Shimizu
3858	John R. Gigliotti Mary A. Gigliotti
3859	John Kiyoshi Shimizu Ida Shimizu
3884	Harry Rustigian Virginia Rustigian
3892	Alfred Amaral
3919	Martin Srabian Morris Srabian Beverly Srabian Janet Srabian Donnie C. Srabian

3921	Elsie Srabian
3922	Teraoka Farms, Inc.
3923	Howard K. Hiyaama
3926	Iris Gentry
3927	Iris Gentry
3962	Roger J. Oaks Mildred Oaks
4095	Frank Joseph Freitas Angelina R. Freitas
4096	Frank J. Freitas Angelina Freitas
4104	Ted T. Kondo
4105	Aya Kondo
4106	Theodore Samuel Dix Colleen Dix
4117	Ralph J. Petery
4191	Ralph Kazarian
4192	Ralph A. Kazarian Isabel Kazarian
4315	Heirs and Devisees of John A. Gentry
4328	H. Asakawa
4346	Ruth Hamp
4347	Frank J. Freitas Angelina R. Freitas
4352	John Chernekoff Mary Chernekoff
4354	Harold Daggs Mary Daggs Ronald H. Daggs

4369
4370

Malcolm M. Hoegh
Thomas G. Badertscher
M. Racine Badertscher

RESOLUTION NO. 2015-____R

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SELMA
INITIATING FRESNO COUNTY LAFCO PROCEEDINGS FOR
ANNEXATION AND SPHERE OF INFLUENCE CHANGE AND
OPTING NOT TO SUCCEED WILLIAMSON ACT CONTRACTS
RELATED TO THE SELMA CROSSINGS PROJECT**

WHEREAS, THE City of Selma desires to initiate proceedings pursuant to the Corteses-Knox-Hertzberg Local Government Reorganization Act of 2000, Division 3, commencing with Section 56000 of the California Government Code for the proposed Selma Crossings Reorganization; and

WHEREAS, the specific changes of organization requested consists of annexation to the City of Selma and the Selma-Kingsburg-Fowler County Sanitation District and detachment from the Fresno County Fire Protection District, Kings River Conservation District, and Consolidated Irrigation District; and

WHEREAS, the territory proposed to be changed is uninhabited, and on this day contains 8 registered voters, according to information received from the County Elections Officer; and

WHEREAS, a written description and map of the boundaries of the territory is set forth in attached "A" attached hereto and by this reference incorporated herein; and

WHEREAS, this proposal will consist of a minor sphere of influence of the City of Selma of 104.85 acreages; and

WHEREAS, it is desired to provide that the proposed reorganization is subject to Resolution 2013-47R, with terms and conditions as set forth in attached "B"; and

WHEREAS the City Council has considered the Environmental Impact Report prepared for the proposed reorganization in compliance with the California Environmental Quality Act; and

WHEREAS, the Selma Crossings Commercial Project ("Project") proposes to develop approximately 3.49 plus or minus million square feet of commercial, retail, office and residential uses on approximately 288 acres located on the northwest, southwest, and northeast quadrants of the intersection of Mountain View and Highway 99; and

WHEREAS, as part of the Project, the City pre-zoned approximately plus or minus 288 gross acres of land regional commercial by Ordinance No. 2013-4 on August 19, 2013, a copy of that Ordinance is attached hereto as Attachment "C"; and

{00013556.DOCX;1}

WHEREAS, on August 19, 2013, the City Council of the City of Selma approved Resolution No. 2013-45R approving Tentative Parcel Map 2007-0012 related to the Selma Crossings Commercial Project which, among other things, authorized and directed staff to process and file an application(s) or other necessary action(s) with the Fresno County Local Agency Formation Commission or any other agency necessary for the annexation and sphere of influence boundary change related to the Project, a copy of that Resolution is attached hereto as Attachment "D"; and

WHEREAS, on August 19, 2013, the City Council of the City of Selma adopted Resolution No. 2013-44R certifying the Environmental Impact Report (Sch. No. 2007071008) for the Selma Crossings Commercial Project, a copy of Resolution No. 2013-44R is attached hereto as Attachment "E"; and

WHEREAS, as part of the approval of the aforementioned Project, the applicant submitted to the City an application for annexation along with an application for a sphere of influence change; and

WHEREAS, the City Council of the City of Selma desires to and hereby does initiate proceedings with Fresno County LAFCO to annex that property located within the Project not currently located within the City limits of Selma into the City limits of the City of Selma; and

WHEREAS, the City Council of the City of Selma desires to and hereby does initiate proceedings with Fresno County LAFCO to change its sphere of influence to include the Property located within the Project; and

WHEREAS, the City Council of the City of Selma adopted Resolution No. 1126 protesting the inclusion of land within one mile of the exterior boundaries of the City of Selma into the Fowler-Selma-Kingsburg Agricultural Preserve on February 16, 1971, pursuant to '51243.5 of the Government Code of the State of California, a copy of Resolution No. 1126 is attached as Attachment "F"; and

WHEREAS, on February 23, 1971, the County Board of Supervisors adopted a resolution approving certain land conservation contracts including the land conservation contract described herein (the "Contract") a copy of said Contract is attached hereto as Attachment "E"; noting the City of Selma's protest of the execution of a land conservation contract within one (1) mile of the exterior border of the City of Selma, a copy of said Resolution is attached hereto as Attachment "G"; and

WHEREAS, pursuant to Government Code '51243.5(d), the City of Selma hereby exercises its option not to succeed to the rights, duties, and powers of the County under the Contract of the property described as follows:

{00013556.DOCX;1}

PARCEL 1: That portion of the Northeast Quarter of the Southwest Quarter of Section 8, Township 16 South, Range 22 East, M.D.B.&M. in the County of Fresno, State of California, according to the Official Plat of the survey of said land on file in the Bureau of Land Management, lying Southwesterly of a line described as: Beginning on the East line of the Southwest Quarter of said Section, 1030.6 feet South of the Northeast corner thereof; thence North 43_21' West to the North line of the Southwest Quarter of said Section 8, Township 16 South, Range 22 East, M.D.B.&M.

PARCEL 2: That portion of the Southeast Quarter of the Northwest Quarter of Section 8, Township 16 South, Range 22 East, M.D.B.&M., in the County of Fresno, State of California, according to the Official Plat of the survey of said land on file in the Bureau of Land Management, lying Southwesterly of a line described as: Beginning on the East line of the Southwest Quarter of said Section 1030.6 feet South of the Northeast corner of said Southwest Quarter; thence North 43_21' West to the West line of the Southeast Quarter of the Northwest Quarter of said Section 8, Township 16 South, Range 22 East, M.D.B.&M.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Selma as follows:

1. That the foregoing recitals are true and correct and incorporated herein by this reference.
2. That the Resolution initiating proceedings with Fresno County LAFCO adopted March 2, 2015, Resolution No. 2015-13R is hereby repealed and replaced by this Resolution initiating proceedings for annexation and Sphere of Influence change.
3. That the City of Selma did and hereby does initiate proceedings with Fresno County LAFCO to annex that property located within the Selma Crossings Commercial Project described herein and authorizes City staff to execute any and all necessary applications and documents required for or related to said annexation.
4. That the City of Selma did and hereby does initiate proceedings with Fresno County LAFCO to change the City's sphere of influence to include that property located within the Selma Crossings Commercial Project as described herein and authorizes City staff to execute and file any and all necessary applications and documents required for or related to said sphere of influence change.
5. That the City of Selma hereby exercises its option not to succeed to the rights, duties and powers of the County under the land conservation contract [cancel the Contract] described herein pursuant to Government Code ' 51243.5(d).

{00013556.DOCX;1}

* * * * *

I, Reyna Rivera, City Clerk to the City of Selma do hereby certify that the foregoing Resolution was adopted at a regular meeting of the City Council of the City of Selma on September 8, 2015, by the following vote:

AYES: COUNCIL MEMBERS

NOES: COUNCIL MEMBERS

ABSTAIN: COUNCIL MEMBERS

ABSENT: COUNCIL MEMBERS

Scott Robertson
Mayor of the City of Selma

ATTEST:

Reyna Rivera
City Clerk of the City of Selma

{00013556.DOCX;1}

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

September 8, 2015

ITEM NO:

5.

SUBJECT:

Consideration and necessary action on Authorization of issuance Request for Proposals (RFP) and solicitation of Architectural Work for Police Facility.

DISCUSSION: The City Council purchased the old mission- style railroad station in July of 1960 for use as a Police facility. In 1978 Council approved remodeling to the existing building to provide for a much needed expansion. In 1990, the Police Department added a temporary office trailer to assist with the growing pains of the department staff.

With the recent Fire Administration relocation to the City Hall Annex, Staff has designated the area behind City Hall as a new Police Department Facility, which would incorporate a Civic Center and have all City Departments within walking distance of each other.

Once the preliminary design and probable cost estimates are finalized, the City would be able to show the nature, feasibility and cost of the project to a bond underwriter or in an application for grant funding of all or part of the project.

Included in the Measure S Public Safety Expenditure Plan was a Police-Fire Facility. With the reduction in all revenues that began in 2008/09 fiscal year due to the recession, the Measure S funding allocation for a new Police-Fire facility was not feasible. With the stabilization of the economy, funding is now available for the architectural design. Funding for the design falls under the Measure S criteria.

Staff is requesting approval of the issuance of a Request for Proposal which will be circulated and possibly brought back during the second meeting in October for Council to review the bids received.

<u>COST:</u> (Enter cost of item to be purchased in box below)		<u>BUDGET IMPACT:</u> (Enter amount this non-budgeted item will impact this years' budget in box below – if budgeted, enter NONE).
None		None
<u>FUNDING:</u> (Enter the funding source for this item in box below – if fund exists, enter the balance in the fund).		<u>ON-GOING COST:</u> (Enter the amount that will need to be budgeted each year in box below – if one-time cost, enter NONE).
Funding Source: N/A Fund Balance:		None

RECOMMENDATION: Authorize issuance of the RFP and direct staff to receive proposals for bids on Architectural Work for Police Facility.

 _____ Ken Grey, City Manager	9/2/2015 _____ Date
--	---------------------------

We _____ and _____
 Ken Grey, City Manager Steve Yribarren, Financial Consultant

do hereby agree that the funding for the above is correct and that enough funds exist to cover the expenditure.

PUBLIC WORKS WEEKLY REPORT FOR 08/16/15 TO 08/22/15
DAILY JOBS REPORT

Act Descrip	All Parks	Brentlinger Pk	Alleys	Berry Pk	Lincoln Pk	LLMD #1	LLMD #2	LLMD #3	LLMD #4	LLMD #6	LLMD #7	LLMD #8	LLMD #11	City Hall	Corp Yard	Islands	Downtown	Peter Ringo	Home	Police Dept	Pocket Park	Mark's Pond	Senior Center	Shafer Park	Streets	Private Lots	Pump Stations	Nebraska Pond	Sidewalks	Signs	Fire Dept	Other	Pioneer Village	Salazar	Total Of Hours
Asphalt Work																								4.5										4.5	
Cleaning (outside)	22	5		2	3	11	16.5	5	1.5	1	4	1	4			0.5	13.5	4.5						11.5	0.5	5	0.5	5					4	3	124
Custodial Work	2													4.5	2.5					5.5			6											20.5	
Electrical work														3																				3	
Flags/Banners/Decor/etc.																																2		2	
Graffiti		0.5		0.25														0.25												1.5		1		0.5	4
Hauling/Loading			1.5												1.5										6.5								1.5		11
Mechanical							0.5																												0.5
Meetings														7																					7
Mowing/Renovating		4.5			1.5	2	2.5		1			0.5			2	0.5	4				0.5	1.5		4.5			0.5	2				1		2	30.5
New Construction																	22.5																		22.5
Painting																																1			1
Repairing							4							0.5		5	0.5						1	3.5			0.5		5		1		4		25
Sick Leave																			18																18
Sweeping																									31.5										31.5
Vacation Leave																			15																15
TOTAL	24	10	1.5	2.25	4.5	13	23.5	5	2.5	1	4	1.5	4	15	6	6	40.5	4.75	33	5.5	0.5	1.5	7	19.5	43	5	1.5	7	5	1.5	1	3	11.5	5.5	320

LLMD WEEKLY REPORT

Job Date	LLMD #1	LLMD #2	LLMD #3	LLMD #4	LLMD #6	LLMD #7	LLMD #8	LLMD #11	Total Of Hours
8/17/2015	6.5	3		2.5					12
8/19/2015	6.5	7.5	3		1	1		4	23
8/20/2015		13	2			3	1.5		19.5
TOTAL	13	23.5	5	2.5	1	4	1.5	4	54.5

WORK ORDER REQUESTS REPORT

Request Date	Administration	Business	Chamber	Citizen	Community Development	Engineering	Finance	PD	Public Works	TOTAL
8/17/2015		2			1					3
8/18/2015			1			2			1	4
8/19/2015	3			1		1	1	2		8
8/20/2015	1			1						2
TOTAL	4	2	1	2	1	3	1	2	1	17

PUBLIC WORKS WEEKLY REPORT FOR 08/23/15 TO 08/29/15

DAILY JOBS REPORT																																	
Act Descrip	All Parks	Basin	Berry Pk	Lincoln Pk	LLMD #1	LLMD #2	LLMD #4	LLMD #5	LLMD #8	LLMD #11	City Hall	Corp Yard	Islands	Downtown	Peter Ringo	Home	Police Dept	Art Center	Senior Center	Right-of-way	Streets	Pump Stations	Nebraska Pond	Sidewalks	Signs	Fire Dept	Other	Salazar	Brentlinger Pk	Pocket Park	Shafer Park	Total Of Hours	
Asphalt Work																					1											1	
Ball Diamond Work																															1	1	
Cleaning (outside)	21.5		1.5	0.5	11	11.5	7		10	0.5		1.5	2	11						11.5				1				1.5	7.5	0.5	10	110	
Custodial Work	2										5	2					4.5		6													19.5	
Electrical work																															11	11	
Flags/Banners/Decor/etc.											1																					1	
Graffiti															2.75										3		1.25	2.25	0.25				9.5
Hauling/Loading				4								1		1					0.5		6						1.25		1		2.25	17	
Meetings											0.5																					0.5	
Mowing/Renovating		1	1.5	0.5	2		1	1	1.5		0.5	3	3.5	1	2		1					0.5	2			0.5	2	1	6	0.5	6.5	38.5	
New Construction												1		28.5							4											33.5	
Removal							1								1														4.5		1	7.5	
Renovating																													1.5			1.5	
Repairing					5	2	1						7	2	4			1													5.5	27.5	
Sick Leave																16.5											1					17.5	
Sweeping																					21.5											21.5	
Vacation Leave																2																2	
TOTAL	23.5	1	3	5	18	13.5	10	1	11.5	0.5	7	8.5	12.5	43.5	9.75	18.5	5.5	1	6.5	11.5	32.5	0.5	2	1	3	0.5	5.5	4.75	20.75	1	37.25	320	

LLMD WEEKLY REPORT							
Job Date	LLMD #1	LLMD #2	LLMD #4	LLMD #5	LLMD #8	LLMD #11	Total Of Hours
8/24/2015	11	13.5	3.5	1	1.5	0.5	31
8/25/2015	7		3.5		8		18.5
8/27/2015			3		2		5
TOTAL	18	13.5	10	1	11.5	0.5	54.5

WORK ORDER REQUESTS REPORT				
Request Date	Administration	Citizen	PD	TOTAL
8/24/2015		2		2
8/25/2015		2		2
8/26/2015	1			1
8/27/2015	1			1
8/28/2015			2	2
TOTAL	2	4	2	8



Council report 9-7-2015

From 8/1/2015 To 9/1/2015 Number of Incidents Day of the Week

Sunday 38

Monday 40

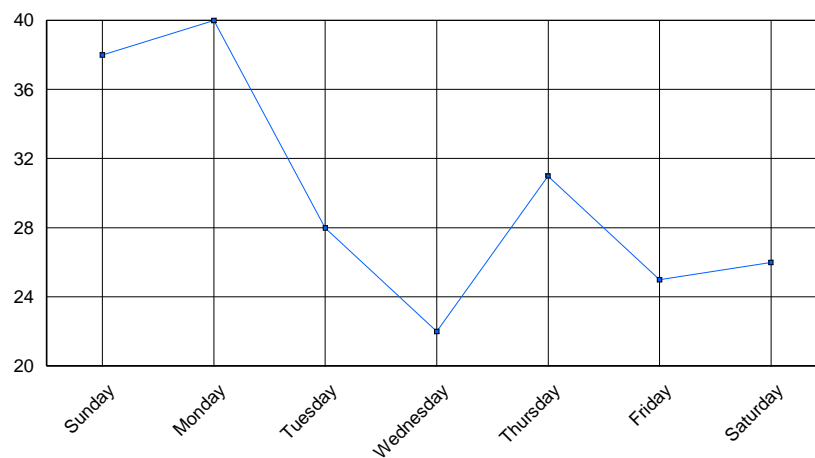
Tuesday 28

Wednesday 22

Thursday 31

Friday 25

Saturday 26



Incident Type(s) Selected: All Date Range: From 8/1/2015 To 9/1/2015

Fire 21

EMS/Rescue 154

Hazardous Condition 5

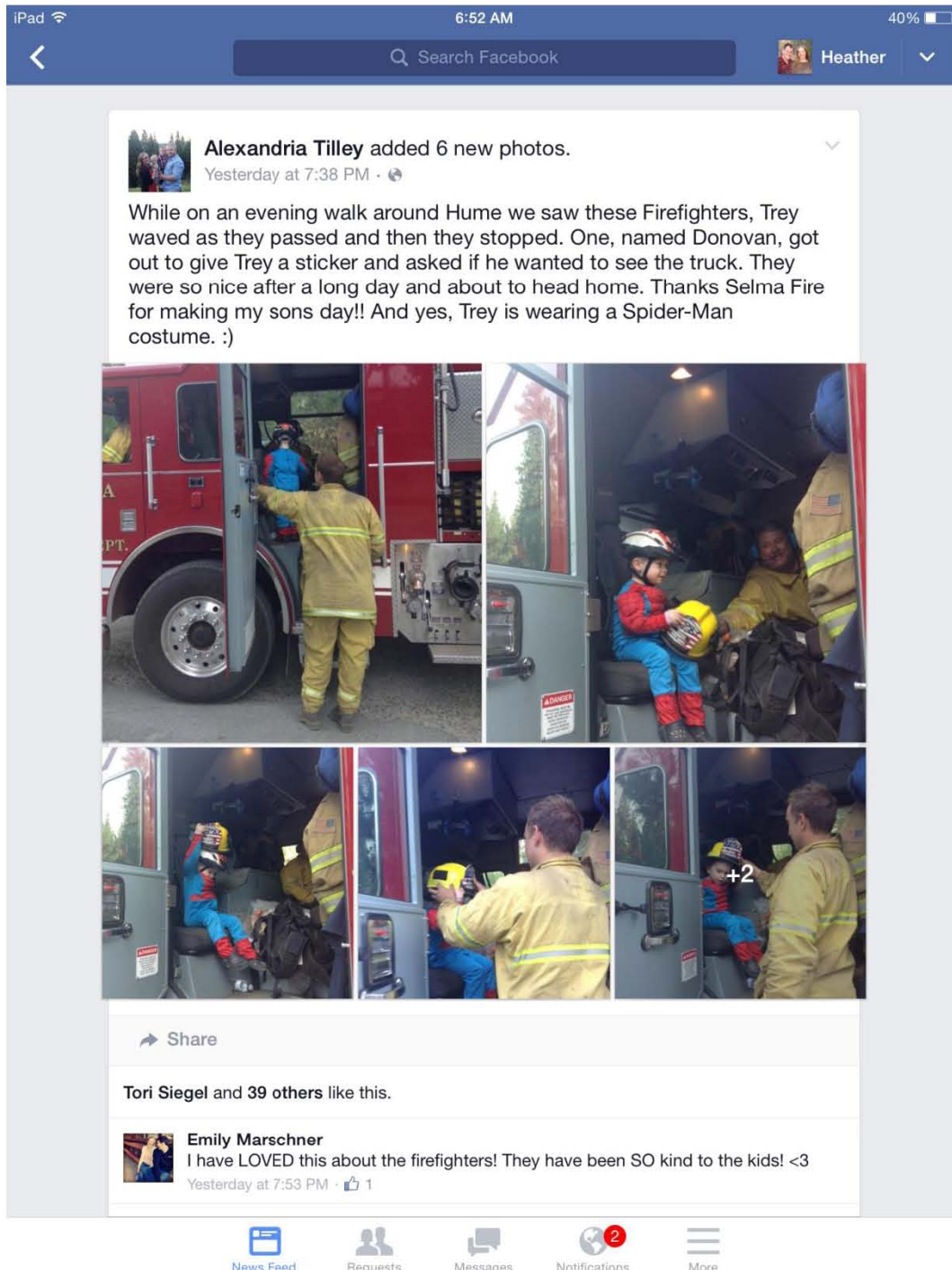
Service Call 2

Good Intent 19

False Call 9

210 Totals

- Engine crews return from Hume Lake Fire on 9/1 . They provided structure protection and front line fire attack. I have received many phone calls thanking us for our service .attached is a post that was sent to me. We still have two medic on the fire line.



- BLH construction. The company building valley View estates will be donating the concrete pad at the Selma Fire training facility. This pad will be the foundation for our new training prop. Which will be delivered in October.



- Code enforcement continues to work on graffiti issues daily along with our new window sign ordinance.

This letter was sent to each business owner and Code enforcement and the county will join forces to start educating business owners on how to make changes to comply.

Dear Selma Business Owner:

On June 6, 2015, the Selma City Council adopted a law (Selma Municipal Code Section 1, Chapter 28 of Title XI Section 6-4) that limits the amount of advertising that retail stores can display in storefront windows and clear doors. This new law applies to all new and existing businesses in the City of Selma. The purpose of the law is to protect public safety and public health. It will improve the appearance of local stores, reduce the amount of unhealthy store window ads seen by young people, and will provide a clear view of the inside of a business for law enforcement during emergency situations. Businesses currently out of compliance with the new ordinance have 30-days from the receipt of the letter to comply with the provisions listed below.

Provisions of the law include:

- No more than 15% of the square footage of each window and clear door visible to the public of any retailer store shall bear signs.

- All signs shall be placed and maintained in a manner that ensures law enforcement personnel have a clear and unobstructed view of the interior of the premises, including the area where the cash registers are maintained.
- Signs that are not physically attached, but that are visible from the exterior of the building in the same manner as if they were physically attached to the windows or clear doors shall constitute as a sign.
- No sign shall be placed on or visible through the bottom one-third of any window.

For questions about the law, please contact Selma Code Enforcement at (559) 891-2265.

-
- Selma Fire Department just graduated our first EMT class in our new building 27 students completed the course. We have 30 students already signed up for the next class in November.

-
- El Nino update: the staff continues to work on preparing for this winter storms. Staff meets each Tuesday and discusses what each department will be prepared to handle.

By JAMEY KEATEN, Associated Press

GENEVA (AP) — The current El Nino weather pattern may be on track to become one of the strongest in more than half a century, experts at the World Meteorological Organization said Tuesday.

The El Nino event involves a shift in winds in the Pacific Ocean along the equator every few years, warming the water more than usual and triggering a change in global weather patterns.

The Geneva-based U.N. body says ocean and atmospheric conditions over the tropical Pacific and most expert models and opinion point to a strengthening of the El Nino in the second half of 2015. This El Nino, the first since 1997-98, follows the rapid melting of arctic sea ice and snow cover in the northern hemisphere over the last few years.

"This is a new planet. Will the two patterns reinforce each other or cancel each other?" said David Carlson, director of WMO's World Climate Research program. "We have no precedent for this situation."

A WMO statement Tuesday said models indicate ocean temperatures in the east-central tropical Pacific are likely to reach peaks that could make this El Nino among the four strongest since 1950. Peak strength is expected between October and January.

El Nino's impact this year on California is one lingering question. The coast of California, which has faced four years of drought, would traditionally get a lot of rain from the El Nino weather pattern, officials said.

WMO director of climate prediction Maxx Dilley said farmers, rescue officials and reservoir operators are among those bracing for El Nino's impact..



Selma Police Department

POLICE DEPARTMENT **COUNCIL UPDATE**

(8/20 – 8/29/15)

Significant Calls for Service

- On 8/20/15 Officers responded to the 3400 block of Mitchell in regards to a subject down that had possibly been stabbed. On scene officers contacted the victim; he had sustained a stab wound to his right upper rib cage area. On scene the victim did not provide much information just that it possibly occurred in the area of Shafer Park. Victim was transported Code 3 to Fresno Community Hospital, where Detective Rios responded and was advised by Hospital staff that the victim was found to have a punctured right lung – however his injuries were non-life threatening. The victim is a known gang member relocated to Selma from the city of Sanger and was recently jumped by Selma gang members. He is uncooperative when officers attempt to gather further information. Video was checked and there was no footage found related to the incident.
- On 8/25/15 at approximately 1:13a.m., Officers responded to Selma Hospital in response to a call of a rape victim in the emergency room. Officers interviewed the victim, who was able to positively identify the suspect, as they had been acquainted prior to the attack. On 8/26/15, the suspect was located and taken into custody.
- On 8/28/15 at approximately 3:30 a.m., Officers responded to a call for service regarding a train vs pedestrian in the area of Arrants @ West Front Street. Upon arrival, Officers discovered a 30yr old Hispanic male had been struck by a train, and was deceased at the scene. Witnesses near the scene indicated the subject had been seen sitting on the tracks well before the train struck him. The coroner responded and took charge of the scene.
- On 8/29/15, the department participated in the third Bringing Broken Neighborhoods back to Life of the 2015 season in collaboration with Valley Life Church, and several other faith-based and community organizations. The event included a march from Valley Life through the downtown area, and back again, including an estimated 1500 people. The march was followed by a block party event at Valley Life.
- On 8/29/15, at approximately 9:15 p.m., Officers responded to Spike & Rail regarding a disturbance. Upon arrival several male subjects were contacted and there were injuries to 3-4 subjects that required medical attention. It was found that shots had been fired in the parking lot. On scene it was determined that two groups had been involved in an ongoing feud and went to Spike and Rail to fight. There were 4 spent casings found and one live round found on scene from a weapon along with 2 magazines. The gun was recovered, and no one sustained any gunshot injuries. Two subjects involved in the 415 were taken to Selma Hospital and cleared, one later transported to Fresno County Jail.