

**CITY OF SELMA
SPECIAL WORKSHOP MEETING
June 1, 2015**

A workshop meeting of the Selma City Council was called to order at 9:00 a.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, Community Services Director Kirchner, Financial Consultant Yribarren, Fire Chief Kain, Police Chief Garner, and interested citizens.

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

The purpose of the workshop meeting was to review the proposed 2015-16 fiscal year budget.

PRESENTATION AND DISCUSSION ON PRELIMINARY 2015-16 BUDGET: City Manager Grey discussed the various changes to the fiscal year budget. City Manager Grey, Financial Consultant Yribarren, Finance Manager Moreno then reviewed for Council the preliminary budget including sources of revenue and current staffing levels.

BREAK: Mayor Robertson recessed for brief break at 10:15 a.m.

RECONVENE: Council reconvened the meeting at 10:22 a.m., with continued discussion on the preliminary budget and proposed expenditures for fiscal year 2015-16.

BREAK: Mayor Robertson recessed for a lunch break at 12:10 p.m.

RECONVENE: Council reconvened the meeting at 12:44 p.m., with Financial Consultant Yribarren continuing discussion on the preliminary budget.

After much discussion, it was the consensus of Council to direct City Manager Grey to review the deficit of twenty-four thousand dollars in the general fund with all departments in order to balance the budget.

After the presentation, staff was thanked for their work on the budget and City Manager Grey announced that the public hearing and consideration of the new budget would take place on June 15, 2015 at 6:00 p.m.

ADJOURNMENT: There being no further discussion the meeting was adjourned at 1:58 p.m.

Respectfully submitted,

Reyna Rivera
City Clerk

Scott Robertson
Mayor

**CITY OF SELMA
PRE-COUNCIL MEETING
June 1, 2015**

The Workshop/ pre-Council meeting of the Selma City Council was called to order at 5:00 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, 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 5:02 p.m., Mayor Robertson recessed the meeting into Executive Session to discuss the following: Public Employment Pursuant to Government Code Section 54957; Conference with Labor Negotiator City Manager Ken regarding the Selma Police Officers Association (SPOA), Public Works, Safety Mid-Management, Miscellaneous Mid-Management, Secretarial Clerical Technical Association; One Case pursuant to Government Code Section 54956.9; Once case of Pending litigation City of Selma v Fresno Co. Local Agency Formation Commission, Case No. 13CECG03651.

The meeting reconvened at 6:05 p.m., with Mayor Robertson announcing there are no items to report.

ADJOURNMENT: There being no further business, the meeting was adjourned at 6:06 p.m.

Respectfully submitted,

Reyna Rivera
City Clerk

Scott Robertson
Mayor of the City of Selma

**CITY OF SELMA
REGULAR COUNCIL MEETING
June 1, 2015**

The regular meeting of the Selma City Council was called to order at 6:04 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, 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: Pastor Humberto Mena, Spanish Nazarene Church led the Invocation.

RECOGNITION OF SELMA HIGH SCHOOL BASKETBALL TEAM: Council member Rodriguez presented certificates of recognition to the Selma High School Varsity Softball Team. Mayor Pro Tem Avalos also presented a certificate of recognition to Athletic Director Randy Esraelian.

INTRODUCTION OF NEW FIRE INSPECTOR/CODE ENFORCEMENT PETER CACOSSA: Fire Chief Kain stepped forward to introduce Mr. Peter Cacossa, City of Selma Fire Inspector/Code Enforcement Officer.

ORAL COMMUNICATIONS: Ms. Gracie Figueroa and Ms. Allieda Martinez stepped forward to announce that they had qualified for the California Cadet/Junior Freestyle National Championship Team and will be representing Selma in the upcoming North Dakota tournament, and will be fundraising and accepting any sponsorship. Council congratulated them on their efforts.

CONSENT CALENDAR: Motion to approve the Consent Calendar was made by Council member Rodriguez and seconded by Mayor Pro Tem Avalos. Motion carried with the following vote:

AYES: Rodriguez, Avalos, Derr, Montijo, Robertson

NOES: None

ABSTAIN: None

ABSENT: None

- a. Minutes of the May 4, 2015 workshop/pre-Council meeting approved as read.
- b. Minutes of the May 4, 2015 regular meeting approved as read.
- c. Check Register dated May 27, 2015 approved by standard motion.

CONSIDERATION AND NECESSARY ACTION ON REQUEST TO APPEAL THE PLANNING COMMISSION DECISION TO REVOKE THE CONDITIONAL USE PERMIT – 99 CLUB, LOCATED AT 2001 WHITSON, SELMA– public hearing: City Manager Grey reported on the matter for Council. Mayor Robertson opened the public hearing at 6:32 p.m. for anyone to speak for or against the issue.

Ms. Santa Salinas, applicant stepped forward and requested that Council reconsider the Planning Commission's decision.

Mr. John Flores, 1246 S. Inverness Way, Fresno, stepped forward to report that he would be the management consultant to oversee daily business. He also stated that if Council revoked the decision, they could open within thirty days.

After much discussion, Mayor Robertson closed the public hearing at 6:55 p.m.

Motion was made by Council member Montijo to approve RESOLUTION NO. 2015-31R, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SELMA AFFIRMING THE PLANNING COMMISSION DECISION TO REVOKE CONDITIONAL USE PERMIT NO. 87-255 ISSUED TO THE 99 CLUB ALLOWING THE SELLING OF ALCOHOL AT 2001 WHITSON STREET, SELMA. Motion was seconded by Mayor Pro Tem Avalos and carried with the following vote:

AYES: Montijo, Avalos, Robertson

NOES: Derr, Rodriguez

ABSTAIN: None

ABSENT: None

CONSIDERATION AND NECESSARY ACTION ON RESOLUTION APPROVING CONDITIONAL USE PERMIT NO. 2015-0031, CONSTRUCTION OF A FRESNO COUNTY HOUSING AUTHORITY – public hearing: City Manager Grey requested that this item be continued to the next meeting. He stated that the applicant, Fresno County Housing Authority made the request.

After discussion, motion to continue the Public Hearing to June 1, 2015 was made by Council member Derr and seconded by Council member Rodriguez. Motion carried with the following vote:

AYES: Derr, Rodriguez, Montijo, Avalos, Robertson

NOES: None

ABSTAIN: None

ABSENT: None

CONSIDERATION AND NECESSARY ACTION ON REQUEST FROM SELMA CANCER SUPPORT TO WAIVE FEES AND POLICY WAIVER FOR USE OF PIONEER VILLAGE FOR A TACO SLAM FUNDRAISER: Community Services Director Kirchner reported on the request from Selma Cancer Support for Council.

Ms. Char Tucker stepped forward to provide the details of the event; she also introduced Mr. Lance Cardoza who is the promoter for the event.

Mr. Lance Cardoza stepped forward to explain the type of event and different examples of locations that Lucha Extreme has been to.

After much discussion on policy, Council member Derr motioned to approve request from Selma Cancer Support on policy waiver regarding beer garden and accept base payment of \$500. Motion was seconded by Council member Rodriguez.

Mr. Robert Allen stepped forward to report that the fundraising efforts for this event are going to the Selma Cancer Support and the Selma Police Department Citizen's Association and requested Council to waive half of the fees.

After further discussion from Council, Council member Derr amended his motion to reduce the base payment to \$250, in addition to the beer garden policy waiver. Council member Rodriguez agreed, and amended his second to reflect the \$250 payment. Motion then carried with the following vote:

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

**CONSIDERATION AND NECESSARY ACTION ON RESOLUTION
GUARANTEEING APPRAISED VALUE OF CITY OWNED PROPERTY
CONSISTING OF 38.73 ACRES AT THE SOUTH LINE OF EAST NEBRASKA
AVENUE SOUTH OF SOUTH BETHEL AVENUE ACCORDING TO THE
PROVISIONS OF THE COOPERATIVE AGREEMENT BETWEEN
CONSOLIDATED IRRIGATION DISTRICT (CID) AND THE CITY:** City Attorney Costanzo provided the background information on the need for the Resolution.

After discussion, motion to approve RESOLUTION NO. 2015-32R, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SELMA GUARANTEEING THE APPRAISED VALUE OF 38.73 ACRES ON EAST NEBRASKA AVENUE AND SOUTH OF SOUTH BETHEL AVENUE OWNED BY THE CITY ACCORDING TO THE PROVISIONS OF THAT CERTAIN COOPERATIVE AGREEMENT BETWEEN CONSOLIDATED IRRIGATION DISTRICT AND THE CITY OF SELMA DATED OCTOBER 1 2012 was made by Council member Rodriguez. 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 REQUEST FOR SUPPORT OF CENTRAL VALLEY DROUGHT RESOLUTION: City Manager Grey reported that the Board of Supervisors requested that the City of Selma support the legislation that would bring drought relief to the Central Valley.

After discussion and clarification on the request, Council member Rodriguez motioned to support legislation and issue a letter. Council member Derr seconded the motion, and it carried by the following vote:

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

CONSIDERATION AND NECESSARY ACTION ON DESIGN AND PLACEMENT OF C.E.I.S. READER BOARD SIGNS: City Manager Grey updated Council on the designs and placement to be located at Floral and Whitson and on Highway 99. After discussion, Council member Rodriguez motioned to authorize the City Manager to move forward on the project with the design concepts and locations. Council member Derr seconded the motion, and it carried by the following vote:

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

DEPARTMENTAL REPORTS: City Attorney Costanzo provided Council with an update on the requested Ordinances, and asked for clarification and direction regarding the tarps, and portable storage containers. After discussion, it was the consensus of Council to give a timeline of sixty days for storage pods, and add verbiage on the setback requirements for tarps.

COUNCIL REPORTS: Council member Derr inquired on consensus to represent Selma on the League of Cities Public Safety Committee, and if there is room in the budget allow for the increase to the contribution to the Chamber. After discussion, consensus was given on both items. Council member Derr also inquired on a location for a pedestrian and bicycle counter for COG to retrieve data.

Council member Montijo reported on sponsoring the 'Theatro de Milagro' for migrant and second language learners at the Arts Center. She also reported on attending the Bhangra Festival and the ICSC Las Vegas Convention.

Mayor Pro Tem Avalos reported on attending the Bhangra Festival and the recent fundraising Bike Run.

Mayor Robertson reported on attending the Open House at Selma Disposal, the Selma High School Football Dinner, and ICSC Las Vegas Convention.

ORAL COMMUNICATIONS: Mr. Robert Allen, Volunteer Director of Solid Waste and Recycling stepped forward to report on the success of the rescheduled Earth Day event at Pioneer Village. He thanked Selma Disposal for donating lunch to all the volunteers.

ADJOURNMENT: There being no further business, the meeting was adjourned at 8:27 p.m.

Respectfully submitted,

Reyna Rivera
City Clerk

Scott Robertson
Mayor of the City of Selma

Resolution Nos: 2015 – 31R, 2015 – 32R

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

June 15, 2015

ITEM NO:

1.d. , 1.e., 1.f.

SUBJECT:

2015-2016 MEASURE "C" Extension Certification and Claim Forms

DISCUSSION:

The Fresno County Transportation Authority (FCTA) has made its estimate of Measure "C" extension funds expected in the 2015-2016 fiscal year. It is estimated that the City of Selma will receive a total of \$593,006 with the breakdown as follows:

ADA Compliance	\$ 9,242
Street Maintenance	\$264,060
Flexible Funding	\$319,704

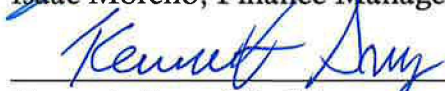
It is necessary for each city to now submit an executed resolution for each sub-program prior to funding disbursement by the FCTA. Three resolutions have been prepared and are attached for your consideration. Staff is recommending approval.

<u>COST:</u> (Enter cost of item to be purchased)		<u>BUDGET IMPACT:</u> (Enter amount this non-budgeted item will impact this years' budget – if budgeted, enter NONE).
N/A		N/A
<u>FUNDING:</u> (Enter the funding source for this item – 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 – if one-time cost, enter NONE).
Funding Source: N/A Fund Balance:		N/A

RECOMMENDATION: Approve the attached Resolutions and authorize the City Manager to sign and forward Certification and Claim forms to the FCTA.


Isaac Moreno, Finance Manager

6-11-15
Date


Kenneth Grey, City Manager

6-12-2015
Date

We _____ and _____
Kenneth Grey, City Manager Isaac Moreno, Finance Manager

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

RESOLUTION NO. 2015 – ___R

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SELMA
APPROVING AND ADOPTING THE
LOCAL TRANSPORTATION PURPOSES CERTIFICATION AND CLAIM
AND AUTHORIZING ITS EXECUTION – MEASURE C EXTENSION –
STREET MAINTENANCE**

WHEREAS, the Fresno County Transportation Authority has adopted the Local Transportation Purpose Funds Apportionment – Measure C Extension, Street Maintenance sub-program for fiscal year 2015-2016; and

WHEREAS, the apportionment to the City of Selma is estimated to be \$264,060, which shall be distributed to the said City in monthly increments; and

WHEREAS, the City of Selma is required to furnish the Transportation Authority with a 2015-2016 Certificate and Claim form duly approved by resolution of the City Council and a statement that the City of Selma will report its prior years Measure C Extension Expenditures prior to November 15th.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Selma that the Local Transportation Purposes Certifications and Claim form be and is hereby approved and adopted and the City of Selma hereby agrees to report its prior years Measure C Extension Expenditures prior to November 15th.

BE IT FURTHER RESOLVED, that the City Manager of the said City be and is hereby authorized and directed to execute the Certifications and Claim form on behalf of the City of Selma.

The foregoing resolution was duly approved by the Selma City Council at a regular meeting held on the 15th day of June 2015 by the following vote, to wit:

AYES: COUNCIL MEMBERS:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ATTEST:

Scott Robertson
Mayor of the City of Selma

Reyna Rivera
City Clerk

RESOLUTION NO. 2015 – __R

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SELMA
APPROVING AND ADOPTING THE
LOCAL TRANSPORTATION PURPOSES CERTIFICATION AND CLAIM
AND AUTHORIZING ITS EXECUTION – MEASURE C EXTENSION –
FLEXIBLE FUNDING**

WHEREAS, the Fresno County Transportation Authority has adopted the Local Transportation Purpose Funds Apportionment – Measure C Extension, Flexible Funding sub-program for fiscal year 2015-2016; and

WHEREAS, the apportionment to the City of Selma is estimated to be \$319,704, which shall be distributed to the said City in monthly increments; and

WHEREAS, the City of Selma is required to furnish the Transportation Authority with a 2015-2016 Certificate and Claim form duly approved by resolution of the City Council and a statement that the City of Selma will report its prior years Measure C Extension Expenditures prior to November 15th.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Selma that the Local Transportation Purposes Certifications and Claim form be and is hereby approved and adopted and the City of Selma hereby agrees to report its prior years Measure C Extension Expenditures prior to November 15th.

BE IT FURTHER RESOLVED, that the City Manager of the said City be and is hereby authorized and directed to execute the Certifications and Claim form on behalf of the City of Selma.

The foregoing resolution was duly approved by the Selma City Council at a regular meeting held on the 15th day of June 2015 by the following vote, to wit:

AYES: COUNCIL MEMBERS:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ATTEST:

Scott Robertson
Mayor of the City of Selma

Reyna Rivera
City Clerk

RESOLUTION NO. 2015 – __R

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SELMA
APPROVING AND ADOPTING THE
LOCAL TRANSPORTATION PURPOSES CERTIFICATION AND CLAIM
AND AUTHORIZING ITS EXECUTION – MEASURE C EXTENSION –
ADA COMPLIANCE**

WHEREAS, the Fresno County Transportation Authority has adopted the Local Transportation Purpose Funds Apportionment – Measure C Extension, ADA Compliance sub-program for fiscal year 2015-2016; and

WHEREAS, the apportionment to the City of Selma is estimated to be \$9,242, which shall be distributed to the said City in monthly increments; and

WHEREAS, the City of Selma is required to furnish the Transportation Authority with a 2015-2016 Certificate and Claim form duly approved by resolution of the City Council and a statement that the City of Selma will report its prior years Measure C Extension Expenditures prior to November 15th.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Selma that the Local Transportation Purposes Certifications and Claim form be and is hereby approved and adopted and the City of Selma hereby agrees to report its prior years Measure C Extension Expenditures prior to November 15th.

BE IT FURTHER RESOLVED, that the City Manager of the said City be and is hereby authorized and directed to execute the Certifications and Claim form on behalf of the City of Selma.

The foregoing resolution was duly approved by the Selma City Council at a regular meeting held on the 15th day of June 2015 by the following vote, to wit:

AYES: COUNCIL MEMBERS:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ATTEST:

Scott Robertson
Mayor of the City of Selma

Reyna Rivera
City Clerk

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

June 15, 2015

ITEM NO:

1.9.

SUBJECT:

Consideration and necessary action on a Resolution opposing Assembly Bill 57, which would significantly limit the ability to regulate Wireless Telecommunication Facilities in the City of Selma.

DISCUSSION: On May 22, 2015, The California Assembly passed AB 57 (Quirk) to the Senate. Local governments throughout the state have been asked to scrutinize this bill because it would significantly limit local police powers over wireless facilities.

Organizations opposed to the bill include the California Chapter of the American Planning Association, the California State Association of Counties, the Urban Counties Caucus, and the League of California Cities.


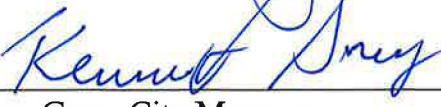
In a nutshell, AB 57 threatens to:

- deem-approved permit applications for *NEW* and substantially expanded wireless facilities after failure to meet presumptively reasonable timeframes for local review under the FCC's shot clock rules
- eliminate tolling permitted by the FCC for incomplete applications and by mutual agreement
- circumvent public hearings sometimes required under the deemed-approved provision in the California Permit Streamlining Act
- define each *individual wireless site* as a matter of statewide concern, and not a municipal affair

Currently the City of Selma has 5 existing commercial cell towers. If passed, a significant increase of cell towers in the City can be anticipated.

<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		
<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:		

RECOMMENDATION: Council approve Resolution opposing AB 57

	<u>6/11/2015</u>
Bryant Hemby, Assistant Planner	Date
	<u>6/12/2015</u>
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.

RESOLUTION NO. 2015 – ___R

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SELMA,
OPPOSING ASSEMBLY BILL 57 WHICH WOULD SIGNIFICANTLY LIMIT
THE ABILITY TO REGULATE WIRELESS TELECOMMUNICATION FACILITIES
IN THE CITY OF SELMA**

WHEREAS, there are 5 existing commercial cell towers (WTS facilities) in Selma's 5 square miles; and

WHEREAS, Selma WTS facilities provide significant connectivity and public safety benefits for residents, business, and visitors; and

WHEREAS, Assembly Bill (AB) 57 would create an expansive California-only automatic approval remedy for any new WTS facility or major co-location significantly beyond Federal mandates; and

WHEREAS, AB 57 does not provide clarity as to the State's interest in the siting, operation, or maintenance of a single locally-installed WTS facility even though it broadly states that "a wireless facility is a Statewide concern, and not a municipal affair; and

WHEREAS, AB 57 does not appear to recognize the complex nature of land use, environmental review (e.g. archaeological, geotechnical, sensitive habitat historic preservation), and noise effect consideration, that may be associated with local approval of an application to construction WTS facility, especially when that facility is poorly sited or designed; and

WHEREAS, AB 57 does not clarify whether necessary and complex building and fire safety code review must also occur within State-imposed deadlines, or if a "deemed approved" remedy would allow installation to begin without proper approvals; and

WHEREAS, AB 57 could force local governments to deny applications that are incomplete or contain inadequate designs by effectively removing the ability of local governments to halt the State-imposed review clock or for wireless carriers and local governments to agree extend the review clock; and

WHEREAS, AB 57 references public notice required for the application, but not public notice that maybe required by law and, therefore, appears inconsistent with the California Permit Streamlining Act; and

WHEREAS, AB 57 could be construed to require automatic approval of an application to construct a WTS facility even if an approved application is appealed by a member of the public in a timely manner; and

WHEREAS, AB 57 creates timing constraints that could incentivize wireless carriers to pursue litigation or re-application even though a viable neighborhood appropriate design is in sight; and

WHEREAS, AB 57 may also incentivize carriers to rely less on (preferred) rooftop-mounted WTS facilities and instead rely on a larger number of facilities mounted on wooden utility poles to meet their service needs; and

WHEREAS, AB 57 WTS facilities mounted on wooden utility poles present a number of aesthetic concerns, particularly within the City's historic residential neighborhoods, can be noisy, and are less likely to feature long-term resilient battery backup in the event of a disaster or power outage; and

WHEREAS, Many review and approval delays for WTS facilities can be attributed to incomplete or inaccurate design, inaccurate radio-frequency safety reports, a lack of community engaged or co-locations at existing facilities that are poorly designed, installed, or maintained, or lack prior building permit completion; and

WHEREAS, AB 57 is opposed by the League of California Cities, the California Chapter of the American Planning Association, and the California State Association of Counties.

NOW, THEREFORE, BE IT RESOLVED, that the City of Selma respectfully urges the California Legislature to not approve, or the Governor of California to veto, AB 57; and

BE IT FURTHER RESOLVED, that the City respectively urges the State of California to create a broadband connectivity group, as envisioned in the original language of AB 57, to:

- 1) Encourage State agencies, special districts (e.g. flood or sanitation), and utilities to proactively consider the siting of both commercial and publicly-operated WTS facilities; and
- 2) Encourage State agencies, special district (e.g. flood or sanitation), and utilities to reduce time and review barriers for commercial or publicly-operated wired broadband investments across State owned lands or State rights-of-way; and
- 3) Encourage model building and development codes that require multiple points of wired connectivity into residential dwellings and commercial suites so as to reduce cost and competition barriers for municipal, commercial, or non-profit internet service providers.

This foregoing resolution is hereby approved and adopted this 15th day of June, 2015 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

Scott Robertson, Mayor

Reyna Rivera, City Clerk

Check Register Report

Date: 06/10/2015
Time: 1:43 pm
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							
65392	05/26/2015	Printed		10180.850	ALVES ELECTRIC	SHAHER PARK RESTROOM REMODEL	5,586.81
65393	05/26/2015	Printed		10197.194	ARMS UNLIMITED	POLICE EQUIPMENT-REVOLVING ACC	300.00
65394	05/26/2015	Printed		10100.510	AT&T	TELEPHONE-MAY 2015	18.75
65395	05/26/2015	Printed		10100.515	AT&T	REPEATER SYSTEM APR 15	1,861.09
65396	05/26/2015	Printed		10340.385	AT&T MOBILITY	TELEPHONE-MDT'S APRIL 15	1,670.94
65397	05/26/2015	Printed		10230.130	BENNETT & BENNETT, INC.	MISC SPRINKLER SUPPLIES	56.04
65398	05/26/2015	Printed		10330.287	CENTRAL VALLEY GUNS	COLT AR-15 PATROL RIFLE	2,200.00
65399	05/26/2015	Printed		11024.234	CITY OF KERMAN	BATTERY FOR BMW MOTORCYCLE	169.90
65400	05/26/2015	Printed		11620.727	CITY OF SELMA	PETTY CASH REIMB	105.35
65401	05/26/2015	Printed		10370.375	COMCAST	INTERNET SERVICE-MAY 2015	1,060.00
65402	05/26/2015	Printed		10370.969	CORELOGIC	REALQUEST SERVICE-APR 2015	481.25
65403	05/26/2015	Printed		10670.218	COUNTY OF FRESNO-COMM HEALTH D	DISPATCHING SERVICES-APR 15	379.00
65404	05/26/2015	Printed		10300.009	CPS	ACCT CLERK II WRITTEN TEST	551.10
65405	05/26/2015	Printed		10430.071	DEPARTMENT OF JUSTICE	BLOOD ALCOHOL ANALYSIS-APR 15	525.00
65406	05/26/2015	Printed		10450.268	DOUG'S MACHINING & REPAIRS	AUTO SERVICE REPAIR-FD EQUIP	108.73
65407	05/26/2015	Printed		10530.050	ECONOMIC DEVELOPMENT CORP.	ICSC REGISTRATION	1,000.00
65408	05/26/2015	Printed		10580.676	DAVID JOSEPH ESQUIVEL	SOUND/TECH FOR COMEDY SHOW	240.00
65409	05/26/2015	Printed		10620.180	FEDERAL EXPRESS	SUBWAY PLAN CHECK	24.06
65410	05/26/2015	Printed		10670.050	FRESNO BEE	LLMD ADVERTISING	798.66
65411	05/26/2015	Printed		10371.160	FRESNO COUNCIL OF GOVERNMENTS	MULTI JURISDICTION HOUSING ELE	10,000.00
65412	05/26/2015	Printed		10720.010	GATEWAY ENGINEERING, INC.	CITY ENGINEERING SERVICES-APR	31,080.00
65413	05/26/2015	Printed		10752.167	MARLA GREY	ABC LICENSE-ART CENTER	25.00
65414	05/26/2015	Printed		10820.020	HEALTHEDGE ADMINISTRATORS INC.	DENTAL,CHIRO 5/6/15	1,059.80
65415	05/26/2015	Printed		10820.020	HEALTHEDGE ADMINISTRATORS INC.	DENTAL,CHIRO 5/13/15	608.11
65416	05/26/2015	Printed		10820.020	HEALTHEDGE ADMINISTRATORS INC.	ADMINISTRATIVE FEES-JUNE 2015	777.43
65417	05/26/2015	Printed		10820.702	HEWLETT-PACKARD FINANCIAL SERV	LEASE-PHONE SYSTEM/BACKUP LF	2,658.39
65418	05/26/2015	Printed		10840.432	MATTHEW J HORTON	PIANO-AUDITIONS IN THE HEIGHTS	50.00
65419	05/26/2015	Printed		11050.650	JUDICIAL DATA SYSTEM	PARKING CITATIONS-APR 15	35.32
65420	05/26/2015	Printed		11120.510	JEFF KESTLY	MEDICAL PREMIUM REIMB JUNE 15	148.78
65421	05/26/2015	Printed		11140.495	KINGSBURG VETERINARY CLINIC	K9 VACCINATIONS	18.00
65422	05/26/2015	Printed		11200.150	L.N. CURTIS & SONS	WILDLAND GEAR	6,112.52
65423	05/26/2015	Printed		11220.027	LEE CENTRAL CALIFORNIA	LLMD ADVERTISING	2,014.87
65424	05/26/2015	Printed		11289.289	M&E SERVICES	BUSINESS LIC OVERPAYMENT REIMB	76.00
65425	05/26/2015	Printed		11330.050	STEVEN MCINTIRE	MEDICAL PREMIUM REIMB JUNE 15	1,373.43
65426	05/26/2015	Printed		11340.800	METRO UNIFORM	POLICE UNIFORMS-REVOLVING ACCT	395.40
65427	05/26/2015	Printed		11360.825	ISAAC MORENO	LUNCH FOR INTERVIEW PANEL	50.26
65428	05/26/2015	Printed		11300.105	MUNISERVICES LLC	STARS SERVICES 4TH QRT	500.00
65429	05/26/2015	Printed		11400.032	NGLIC CO SUPERIOR VISION	VISION INS PREM-JUNE 2015	1,761.76
65430	05/26/2015	Printed		11530.100	OFFICE DEPOT	OFFICE SUPPLIES	367.01
65431	05/26/2015	Printed		11610.155	PACIFIC GAS & ELECTRIC CO.	UTILITIES-MAY 2015	37,476.02
65432	05/26/2015	Printed		11640.988	PITNEY BOWES	POSTAGE REFILL	1,000.00
65433	05/26/2015	Printed		11640.800	PITNEY BOWES INC.	RENTAL CHARGE 6/16-9/15/15	277.26
65434	05/26/2015	Printed		11910.433	SAMPSON,SAMPSON, AND PATTERSON	AUDIT-YE 06/30/14 APR 2015	11,600.00
65435	05/26/2015	Printed		11926.843	SECOND CHANCE ANIMAL SHELTER	ANIMAL CONTROL OFFICER-JUNE	5,500.00
65436	05/26/2015	Printed		11945.790	SELMA TROPHY SHOP	INSPECTOR SIGN	9.79

Check Register Report

Date: 06/10/2015

Time: 1:43 pm

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							
65437	05/26/2015	Printed		11945.800	SELMA UNIFIED SCHOOL DISTRICT	FUEL-APRIL 2015	14,459.99
65438	05/26/2015	Printed		11900.389	SPARKLETTS	WATER SERIVCE-PD	98.89
65439	05/26/2015	Printed		11985.138	SUN LIFE	EMPLOYEE INSURANCE-JUN 2015	693.80
65440	05/26/2015	Printed		12010.075	T. BROOKS & ASSOCIATES, INC.	AIR QUALITY TESTING-FD W FRONT	480.00
65441	05/26/2015	Printed		12220.210	VALLEY NETWORK SOLUTIONS INC.	NET CARE/SMARTNET	7,988.35
65442	05/26/2015	Printed		12284.148	VIGILANT CANINE SERVICES	K9 SUPPLIES	29.08
65443	05/26/2015	Printed		12252.630	YRIBARREN GROUP	CONSULTING SERVICES-MAY 2015	6,250.00
65444	06/02/2015	Printed		11040.619	JERRY DEWAYNE JONES	INSTRUCTOR FIRE INSP 1D	800.00
65445	06/02/2015	Printed		11960.394	SILVERTHORNE ENVIRONMENTAL	FIRST RECEIVER HAZ MAT OP	4,500.00
65446	06/02/2015	Printed		11963.535	SLOFIST, INC	FORENSIC FIRE INV COURSE	1,197.00

Total Checks: 55

Checks Total (excluding void checks):

168,608.94

Total Payments: 55

Bank Total (excluding void checks):

168,608.94

Total Payments: 55

Grand Total (excluding void checks):

168,608.94

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

June 15, 2015

ITEM NO:

2.

SUBJECT:

Consideration and necessary action on a Resolution approving
Conditional Use Permit No. 2015-0031, for the construction of a Fresno
County Housing Authority housing facility – *public hearing*

DISCUSSION: The Fresno County Housing Authority has maintained housing units at 2132 Locust located on the corner of Olive and Peach streets since the 1950s. The Housing Authority is seeking United States Department of Housing and Urban Development funding to assist them to demolish the existing units and reconstruct a new two story multifamily facility on the existing parcel. The project will include on-site and off-site improvements in addition to amenities such as a Community Building, Swimming Pool and an onsite manager's unit. The site will also be conditioned to have controlled entries, security cameras with a perimeter wall to restrict unwanted access.

The Fresno County Housing Authority has developed a conceptual site plan which proposes to build 42 to 50 dwelling units in three buildings on the property which consists of approximately 4.36 acres. The project will be nearly identical to a project recently constructed by the Fresno County Housing Authority in Reedley. A copy of the elevations of the Reedley project and conceptual site plan are included in this Staff Report. The subject property is designated medium density residential in the 2035 General Plan and is zoned R-2. The medium density residential designation will allow up to 47 units on the subject property. The R-2 zoning designation allows for two and three family dwellings and multiple-family groups thereof subject to an approved conditional use permit. (SMC 11-4.1-3(B).) The R-2 zone allows for a population density on the subject property (4.36 +/- acres) of 42 dwelling units with a minimum of 4500 sq. ft. per dwelling unit. (SMC 11-4.1-13.)

State law mandates that each city and county in California must provide housing for all needs, such as those of the disabled, the elderly, large families, and all income levels. Projects like this one helps Selma to meet its Regional Housing Needs Allocation (RHNA) as determined by Fresno COG and California Housing and Community Development (HCD).

The California State Density Bonus Regulations as stated within California Government Code Sections 65915 et seq. require jurisdictions to provide a density bonus and incentives to developers for the production of housing units.

To qualify the developer must either reserve twenty percent of the units for lower income families (60% of Area Median Income or less); or set aside ten percent of the units for very low income families (50% of Area Median Income or less). This project meets these



parameters and is entitled to a density bonus plus additional concessions. A density bonus is an increase in allowable density of **at least** twenty-five percent over the allowable density of the existing general plan designation. The acceptable concessions include:

- a) a reduction of site development standards or a modification of zoning code requirements
- b) other regulatory incentives or concessions resulting in cost reductions.

A city must either grant a density bonus and at least one of these acceptable concessions, or provide alternate incentives or concessions of equivalent value. The granting of a density bonus does not require a **General Plan Amendment, zoning change**, or other discretionary approval. The applicant is requesting and staff is recommending a twenty-five (25) percent density bonus to allow up to 52 units on the subject property in order to accommodate the Applicant's project. Development of the project will be subject to the submittal and approval of a site plan. The final number of units will be determined during the site plan review process and will depend on the placement of the buildings on the property in conformity with required setbacks and other site requirements applicable to the R-2 zone.

<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: Approve Conditional Use Permit 2015-0031, and Density Bonus to allow the construction of Multi-Family Groups on an existing Fresno County Housing Authority site.

	
_____ Bryant Hemby, Assistant Planner	_____ Ken Grey, City Manager
	5/26/2015 _____ Date
	5/28/15 _____ Date

<i>Attachments</i>	<i>Page</i>
1. Location Map.....	4-5
2. Conceptual Site Plan and Elevations	6-10
3. Resolution approving Conditional Use Permit No. 2015-0031 And Environmental Assessment	11-21

RESOLUTION NO. 2015 – ____ R

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SELMA
APPROVING CONDITIONAL USE PERMIT NO. 2015-0031
WITH A DENSITY BONUS, SUBJECT TO
FINDINGS AND CONDITIONS OF APPROVAL**

**FRESNO COUNTY HOUSING AUTHORITY SHOCKLEY TERRACE
MULTI FAMILY RESIDENTIAL APARTMENTS**

WHEREAS, on June 1, 2015, the Selma City Council, at a regularly scheduled meeting, held a public hearing to consider a Conditional Use Permit with a Density Bonus, filed by the Fresno County Housing Authority for a new multifamily facility. The proposal is to allow a six multi-family residential housing development on an existing 4.36 acre parcel located at 2132 Locust located on the south west corner of Peach and Olive Streets in Selma; and

WHEREAS, the City Council conducted a public hearing, noticed in accordance with all applicable state and local laws, and considered the proposal and the staff report together with all public testimony of interested parties; and

WHEREAS, per the Public Resource Code Section 21080.1 Division 13, California Environmental quality Act (CEQA), the City of Selma is responsible for determining whether an environmental impact report, a negative declaration, or a mitigated negative declaration shall be required; and

WHEREAS, the City Council of the City of Selma having considered the entire record of the matter makes the following findings based on substantial evidence provided:

1. The Project meets the requirements of 14 CCR§15192 as follows:
 - a. Is consistent with the 2035 General Plan; and
 - b. Is consistent with applicable City of Selma zoning ordinance (R-2 zone).
2. The Project and other projects approved prior to this Project can be adequately served by existing utilities and the Project applicant will be required, as a condition to approval, to pay all applicable in-lieu of or development fees.
3. The Project site is currently developed as a low-income housing development and does not contain any wetlands; Does not have any value as an ecological community upon which wild animals, birds, plants, fish, amphibians, or invertebrates depend on for their conservation and protection; does not harm any species protected by the Federal Endangered Species Act of 1973; and does not cause the destruction or removal of any species protected by a local ordinance in effect at the time the application for the Project was deemed complete.
4. The Project is not included on any list of any facilities and sites compiled pursuant to §65962.5 of the Government Code.
5. The site is not the subject of a Preliminary Endangerment Assessment.

6. The Project will not have a significant effect on historical resources pursuant to §21084.1 of the Public Resources Code.
7. The property is not subject to a wild land fire hazard.
8. The site does not have an unusually high risk of fire or explosion from materials stored on or used on nearby properties.
9. The Project site does not present a risk of a public health exposure that would exceed the standards established by any State or Federal agency.
10. The Project is not within a delineated earthquake fault zone or seismic hazard zone as determined pursuant to §2622 and 2692 of the Public Resources Code.
11. The Project does not present a landslide hazard and is not located in a floodplain, floodway or restriction zone, the Project is not located on developed open space.
12. The Project site is not located within the boundaries of a State Conservancy.
13. The Project site has not been divided into smaller projects to qualify for one or more of the exemptions set forth in Title 14 CCR §15193 to 15195.
14. The Project is less than five acres in area.
15. The Project is located within an incorporated city with a population density of at least one thousand persons per square mile and there is no reasonable possibility that the Project will have a significant impact on the environment or the residents of the project due to unusual circumstances or due to the related or cumulative impacts of reasonably foreseeable projects in the vicinity of the Project.
16. The Project site has been previously developed for a qualified urban use, specifically a low income housing project by the applicant.
17. The Project consists of the construction of one hundred or fewer units that are affordable to low income households and the developer of the project will provide sufficient legal commitments to the City to insure the continued availability and use of the housing units for low income households for a period of not less than thirty years pursuant to §50053 of Health and Safety Code; and

WHEREAS, based on the entire record and the above findings and exercising its independent judgment the City Council of the City of Selma finds that the Project is exempt from CEQA pursuant to 14 CCR §15194, The Affordable Housing Exemption; and

WHEREAS, the City Council deliberated and determines that the following findings of fact for approval listed and included in this Resolution can be made based on the reports, evidence and verbal presentations, and hereby finds:

FINDINGS:

1. The request for Density Bonus and the proposed project is in compliance with Selma Municipal Code (SMC) Section 11-30-8 (A) and State Law (Government code Section 65915). The City of Selma is committed to ensure the peace, tranquility, health, safety, and general welfare of all of its citizens while meeting the needs of all citizens in Selma for a suitable living environment.
2. The existing access streets are built to City standards or will be improved to City standards as part of the Conditions of Approval of the project, and will be adequate in width and pavement type to carry the quantity and kind of traffic generated by the proposed use.
3. The design of the project or the proposed improvements is not likely to cause substantial environmental damage or substantially and unavoidably injure fish or wildlife or their habitat.
4. The site for the use is adequate in size and shape to accommodate said use, and all yards, spaces, walls and fences, parking, loading, landscaping and other features required by Selma Municipal Code (SMC) Section 11-20.1 to adjust said use with land uses in the neighborhood. The Subject property is adequate for the proposal.
5. All conditions of approval related to dedications, easements, street improvements, the installation of infrastructure such as sewer and water lines, storm drain facilities, and other public improvements have been evaluated and it has been confirmed that there is a rough proportionality and/or a required degree of connection exists between the dedication imposed or public improvement required and the proposed development.
6. The proposed use is compatible with surrounding uses and will have a less the significant effect on property within the three hundred foot (300') radius of the project.

WHEREAS, the City Council, having made its Findings for Approval, was of the opinion that Conditional Use Permit 2015-0031 should be approved subject to the following certain conditions of approval which are made a part of the Resolution:

CONDITIONS OF APPROVAL:

Planning Division

1. The Site Plan improvements shall commence within two (2) years of the approval of the Site Plan. If not commenced within the two (2) year period, the Site Plan shall automatically expire on June 5, 2017. The site plan improvements shall be considered in progress when building permits are issued and 10% of the above ground construction has been completed, as determined by the Community Development Director.
2. The Developer or successor in interest shall sign the "Acknowledgement and Acceptance of Conditions." Conditions must be signed prior to issuance of building permits. The design of improvements for the proposed project shall be consistent with the Selma General Plan and the appropriate residential zone classification.

3. The Development or successor in interest of the site shall be in substantial conformity with the approved site plan and elevations shall be in conformance with approvals of the Community Development Director. A revised site plan demonstrating compliance with these conditions shall be submitted for review and approval by the City prior to the issuance of building permits.
4. Site Plan Review shall be consistent with all regulations applicable to the R-2 Multiple-Family Residential Zone District, Chapter 4.1 of the Selma Zoning Ordinance, except for the increase in population and unit density as authorized by the approved Conditional Use Permit.
5. The proposed color palette for the structures shall be approved prior to the issuance of building permits.
6. The Developer or successor in interest shall contact and comply with the requirements of the United States Postal Service - Selma Office - for the cost, location and type of mailbox to be installed if one is to be utilized on-site. The location of the facilities shall be approved by the City Engineer prior to approval of improvement plans or any construction. Cluster boxes, when required, shall be installed at the developer's cost by the developer.
7. An on-site exterior lighting plan shall be reviewed and approved by the Selma Police Department and Community Development Department during the Site Plan approval process. All lighting fixtures shall have a sharp cut-off feature near the property lines. Ambient light and glare outside of the project shall be minimized to residential levels. Two (2) sets of hard copy and one digital (PDF) must be submitted.
8. The Developer or successor in interest, as part of the required improvements, shall provide on-site and off-site landscaping and irrigation plans and fees as required herein. The Developer or successor in interest shall submit two (2) hard copies and one digital (PDF) file of on- and off-site landscape and irrigation system plans. Landscape plans shall be prepared by a landscape designer, a licensed landscape architect or other qualified person, and approved by the Community Development Department prior to the issuance of building permits.
9. Storage of miscellaneous supplies and maintenance equipment shall be within enclosed buildings. Any designated storage area shall be reviewed and approved by the Community Development Department.
10. The location and placement of walls and fences shall be reviewed and approved by the Selma Police and Fire Departments, and Community Development Department during the Site Plan approval process.
11. The Developer or successor in interest shall construct a six (6) foot masonry block wall to act as a buffer from other adjacent residential uses to the west and south property lines. Six foot iron fencing will be used on the street frontage of the project. Emergency vehicle access openings 20 feet in width shall be provided as locations approved by the Police and Fire Chiefs. The top of the wall shall have an ornamental barrier to prevent persons from climbing over the wall.

12. All future improvements and modifications to the grounds and the structures must be reviewed and approved by the Community Development Department prior to the commencement of these changes. Minor changes to the approved site plan that do not affect the intent or major design considerations may be approved administratively by the Community Development Director.
13. No storage of Recreational Vehicles or inoperable vehicles is permitted on-site.
14. The design and location of the on-site trash enclosures is subject to approval by Selma Disposal and Recycling. The location of the trash enclosures shall be approved by the Community Development Department and ensure serviceability by the City's solid waste service provider.
15. The Developer or successor in interest shall comply with the City requirements for addressing the buildings. The size of the numbers shall be a minimum of twelve (12) inches. The location shall be determined and approved by the Police and Fire Departments.
16. The Developer or successor in interest shall contact the Community Development Department at least 24 hours in advance for a final walk-through inspection prior to the final building inspection and issuance of a Certificate of Occupancy.
17. Applicant shall provide sufficient legal commitments to the City to insure continued availability and use of the housing units for lower income households for a period of not less than thirty years at monthly housing costs deemed to be "affordable rent" for low income, very low income, and extremely low income households, as determined pursuant to §50053 of the Health and Safety Code.

Building Division

18. Prior to issuance of building permits, grading and drainage plans (One Hard Copy and one PDF) shall be submitted. The Developer or successor in interest shall provide and pay for any compaction tests, at locations designated by the City. A copy of the compaction test results shall be provided to the Selma Engineering Division.
19. The Developer or successor in interest shall provide all necessary plans for review and approval by the Selma Building Official. All required building permits and inspections shall be obtained prior to the issuance of a Certificate of Completion and commencement of occupancy. Final approved plans must be submitted in digital form to the Building Division.
20. The Developer or successor in interest shall comply with the most currently adopted version of all California Codes and regulations as required.
21. All facilities shall be fully accessible to the disabled, in accordance with Federal, State and local law. This includes handicapped parking, ramps, and grades. Final set of Building Plans must be stamped and approved with a CASP certification.

Engineering Division

22. The Developer or successor in interest shall provide the current filing fee, a copy of the current preliminary title report and legal description and all required fees.
23. The Developer or successor in interest shall submit to the City of Selma Engineering Division, a set of construction plans on 24" x 36" sheets (and one PDF file) with City standard title block for all required improvements. These plans shall be prepared by a 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, etc. Plan check and inspection fees per City of Selma shall be paid with the first submittal of said plans. All plans shall be approved by the City and all other involved agencies prior to the release of any development permits.
24. Improvements at the time of new development will include, but are not limited to, grading, paving, pavement markings, curb gutter, sidewalk, and required approaches. Sidewalks may be required on adjacent access streets to provide safe pedestrian access to the site, as determined by the City Engineer.
 - a) The developer shall construct missing sidewalk (approximately 185') on the west side of Olive Street.
25. Upon approval of improvement plans, the Developer or successor in interest shall provide the City with the appropriate number of copies and one digital file.
26. All on-site and off-site improvements shall be constructed in conformance with City specifications and as approved by the City Engineering Division. The design and construction of all public and private improvements shall be in accordance with City specifications and as approved by the Public Works and Engineering Divisions, as are in effect at the time of approval, except as provided for in these conditions.
27. The Developer or successor in interest shall comply with, and be responsible for obtaining encroachment permits from the City of Selma for all work performed within the City's right-of-way.
28. The Developer or successor in interest shall provide a dedication for a ten (10) foot public utility easement along all frontages of the project as approved by the City Engineer and the public utilities companies.
29. The Developer or successor in interest shall comply with the requirements of the Pacific Gas and Electric Company (PG&E), Pacific Bell (PB) and AT&T Cable (AT&T). The City shall not accept first submittals without proof that the Developer or successor in interest has the appropriate utility approval.
30. All utilities shall be installed as per the regulations, and rules of the applicable utility company.

31. The Developer or successor in interest shall contact the Regional Water Quality Control Board and comply with all requirements, pay all applicable fees required, obtain any required NPDES permit, and implement Best Available Technology Economically Achievable and Best Conventional Pollutant Control Technology to reduce or eliminate storm water pollution. Plans for these requirements shall be included in the previously required set of construction plans and shall be submitted to and approved by the Board prior to the release of any development permits.
32. The Selma City Engineer shall be contacted for an inspection 24 hours prior to final inspection and Certificate of Occupancy.

Police Department

33. A fully functional color digital video camera system must be in place to record the activities of the premises. The developer or successor in interest shall work with the Selma Police Department for placement of equipment. The camera storage capacity should be for at least one week (seven calendar days). The System must continuously record, store, be capable of playing back images and be fully functional at all times. Any recordings of criminal activity shall be provided to the Selma Police Department within 24 hours of the initial request.

Fire Department

34. All buildings must be equipped with an approved automatic fire sprinkler system meeting NFPA 13R.
35. An identified and delineated, all-weather fire lane circulating the entire complex shall be determined by the Selma Fire Department.
36. The Developer or successor in interest shall install the appropriate number of fire hydrants spaced no farther than 300 feet apart and flowing a minimum of 2,000 gpm at 20 psi residual. On-site fire hydrants location and placement shall be approved by the Fire Department and shall be protected by bollards.
37. All weather access shall be provided to all areas of the development during all phases of construction to the satisfaction of the Fire Department.
38. Fire extinguishers shall be installed as per the requirements of the Fire Department, with horn strobe mounted outside each apartment.
39. Additional fire protection may be identified and required upon review of the building plans and upon determination of the occupant loading.
40. The Selma Fire Department shall be contacted for a safety inspection prior to final inspection and Certificate of Occupancy.

CITY ATTORNEY - Defense and Indemnification Provisions:

41. The City shall not be liable to the Developer or to any other person, firm, or corporation whatsoever, for any injury or damage that may result to any person or property by or from any cause whatsoever in, on, or about the project of said land covered by this Conditional Use Permit, or any part thereof. The preceding sentence shall not apply to any liability, loss, cost of damages caused solely by the negligence active or passive or willful misconduct of the City or its agents.
42. The Developer or successor in interest hereby releases and agrees to indemnify and hold the City Engineer, and its officers, agents, employees and volunteers harmless from and against any and all injuries to and deaths of persons or injuries to property, and all claims, demands, costs, loss, damage and liability, howsoever the same may be caused and whensoever the same may appear, resulting directly or indirectly from the performance or nonperformance of any or all work to be done in said project including but not limited to the street right of way in said Conditional Use Permit and upon the premises adjacent thereto pursuant to these conditions, and also from any and all injuries to and deaths of persons and injuries to property or other interests, and all claims, demands, costs, loss, damage, and liability, howsoever same may be caused and whensoever same may appear, either directly or indirectly made or suffered by the Developer, the Developer's agents, employees, and subcontractors, while engaged in the performance of said work. The preceding sentence shall not apply to any liability, loss, cost, damage and liability caused solely by the negligence (active or passive) or willful misconduct of the City or its agents.
43. Costs and reasonable expenses and fees, including reasonable attorney and administrative fees, incurred by the local agency shall be the responsibility of the Developer or Successor in interest.

Selma-Kingsburg-Fowler County Sanitation District

44. Connection to the City's sewer collection system shall be in accordance with District Standards.
45. The Developer or successor in interest is to submit a detailed set of improvement plans; sewer connection permit fees are applicable.

California Water Service Company

46. The Developer or successor in interest shall comply with all applicable improvements and upgrades as per the rules and regulations of Cal Water.
 - a) Shall install low flow fixtures (toilets, hot water heaters etc.).
 - b) The site shall comply to water restriction.
 - c) No washing of vehicles on site.
 - d) The project shall participate in city wide water recharge program.

Selma Unified School District

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

San Joaquin Valley Unified Air Pollution Control District

48. The developer or successor in interest shall comply with the San Joaquin Valley Unified Air Pollution Control District Rules and Regulations for dust control on unpaved surfaces. A Dust Control Plan, AIA, and compliance with 9510, shall be prepared by the developer and or successor in interest and approved by the APCD.
- a) Provide a pedestrian-friendly and interconnected streetscape to make walking more convenient, comfortable, and safe (including appropriate signalization and signage requirements).
 - b) Provide good access to/from the development for pedestrian's bicyclists, and transit users.
 - c) Plant drought-tolerant native shade trees along southern exposures of buildings to reduce energy used to cool buildings in summer.
 - d) Provide shade tree planting in parking lots to reduce evaporative emissions from parked vehicles. The landscaping design shall provide 25 percent tree coverage within 10 years of construction using low ROG-emitting, low-maintenance, native drought resistant trees.
 - e) Implement onsite circulation design elements in parking lots to reduce vehicle queuing and improve the pedestrian environment.
49. The developer or successor in interest shall implement the following measures:
- a) Install sandbags or other erosion control measures to prevent silt runoff to public roadways from sites with a slope greater than one percent.
 - b) Install wind breaks at windward side(s) of construction areas.
 - c) The hours of operation of heavy-duty equipment shall be minimized (when applicable).
 - d) All equipment shall be properly tuned and maintained in accordance with manufacturer's specifications (when applicable).
 - e) When feasible, alternative fueled or electrical construction equipment shall be used at the project site.
50. The accumulation of mud or dirt shall be expeditiously removed from adjacent public streets at the end of each workday. The use of dry rotary brushes is expressly prohibited except where preceded or accompanied by sufficient wetting to limit the visible dust emissions.
- a) Cover all trucks hauling soil, sand and other loose materials or require all trucks to maintain at least two feet of freeboard. Trucks transporting fill material/soil to and from the site shall be tarped/covered from the point of origin. Gravel pads shall be installed at all access points to prevent tracking of mud onto public roads. Utilize wheel washers for all exiting trucks, or wash off all trucks and equipment prior to leaving the site as needed.
 - b) After clearing, grading, earth moving, or excavation is completed, the disturbed area shall be treated by watering, re-vegetating, or by spreading soil binders until the area is paved or otherwise developed so that dust generation will not occur. Soil stockpiled for more than two days shall be covered, kept moist, or treated with soil binders to prevent dust generation.

51. The Project shall incorporate the following energy conservation measures into Project building.
 - a) Meet or exceed the California Title 24 Energy Code for all relevant applications, including energy efficient appliances and lighting.
 - b) Include design elements that maximize the use of natural lighting, to be determined by the City Building Official based on assessment of whether the project design meets the standards of the industry to incorporate natural lighting into interior spaces.

Fresno Human Health Services - Environmental Health

52. All construction equipment must be maintained according to the manufacturers' specifications, and noise generating construction equipment must be equipped with mufflers. Noise-generation construction activities shall be limited to daytime hours only.
53. The Developer or successor in interest shall submit detailed grading and drainage plans to the City Engineer for review and approval prior to the issuance of building permits. The grading and drainage plan shall provide for the disposal of on-site storm water accumulation in a manner that does not adversely impact the other private and public properties.

General:

54. The Developer or successor in interest shall submit a detailed design on the transit stop proposed for review by the Community Development Department and Engineering Department.
55. Additional conditions may be identified and required upon review of the building plans.
56. Failure to comply with the conditions of approval shall result in the termination of the Conditional Use Permit and cancelation of the Site Plan.

NOW, THEREFORE, BE IT RESOLVED, that the Selma City Council hereby finds and takes the following actions:

1. The above facts are true and correct and incorporated by this reference as though fully set forth at this point.
2. The above findings are supported by the record and presentation to the City Council.
3. The City Council hereby approves Submittal No. 2015-0031 (Conditional Use Permit) with a Density Bonus subject to the Findings for Approval which are incorporated by this reference herein as though fully set forth at this point.

The foregoing Resolution was duly adopted this 1st day of June 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



SUBJECT PROPERTY

**2132 Olive Street
Fresno County Housing Authority
Existing facility**

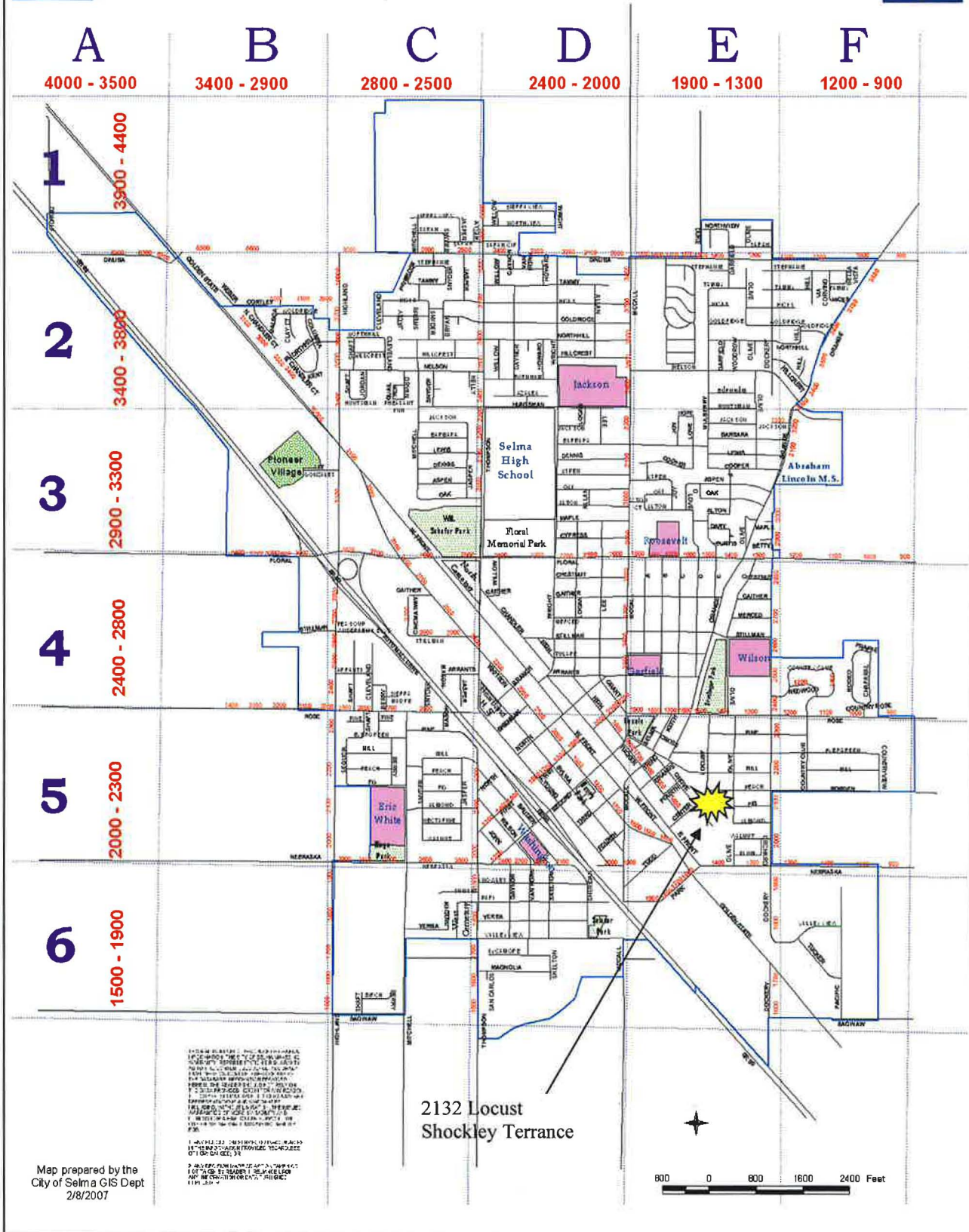


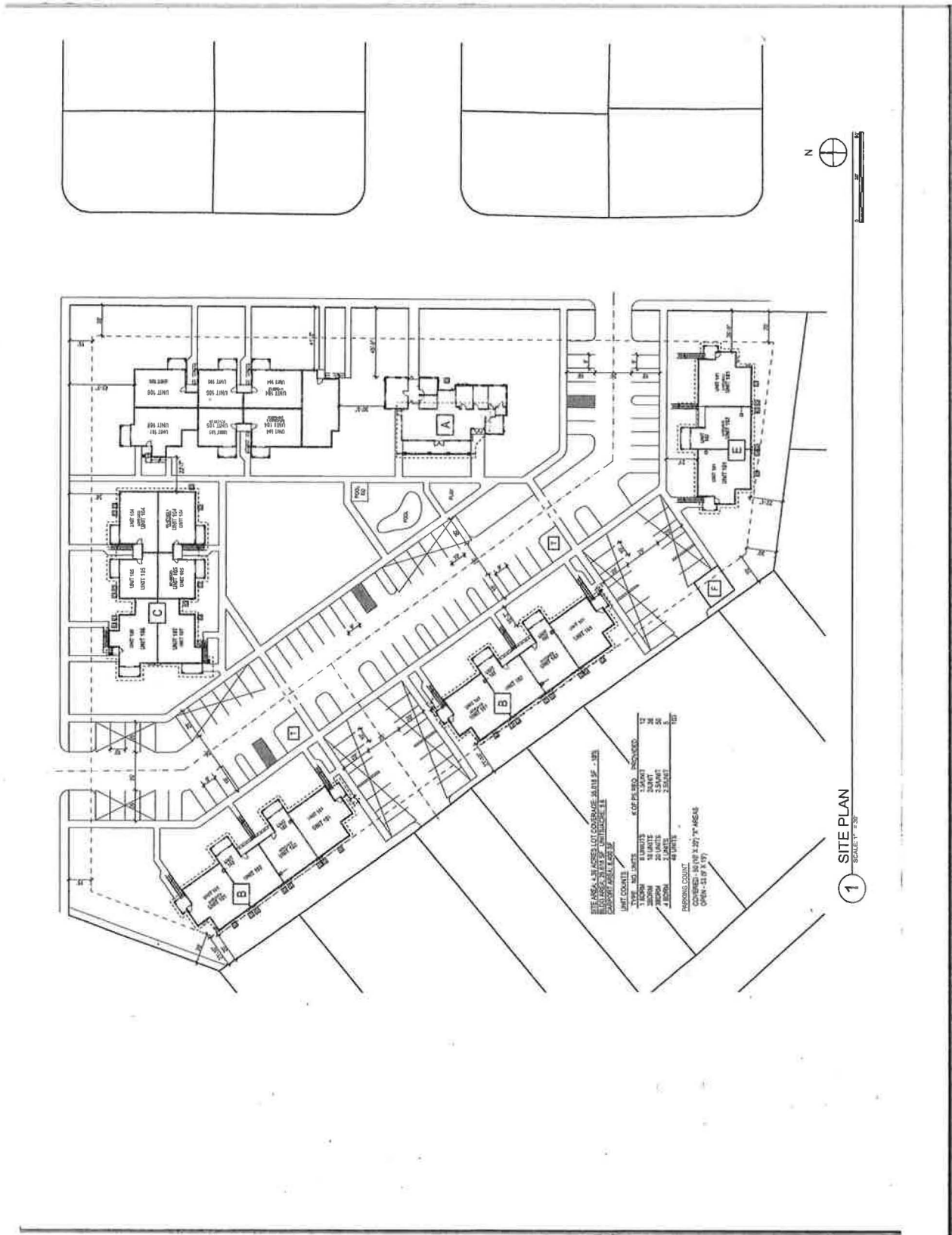
**CITY OF SELMA
COMMUNITY DEVELOPMENT
DEPARTMENT**





City of Selma







BUILDING A - FRONT ELEVATION
SCALE: 3/32"



BUILDING A - SIDE ELEVATION
SCALE: 3/32"

Composite Roof For
All The Buildings



BUILDING A - SIDE ELEVATION
SCALE: 3/32"



SHOCKLEY TERRACE
SELMA, CA 29 APRIL 2015

Building A & B Elevations
scale: 3/32"



BUILDING E & F - ELEVATION SIDE 1
SCALE: 3/32"



BUILDING E & F - ELEVATION SIDE 2
SCALE: 3/32"



SHOCKLEY TERRACE
SELMA, CA 22 APRIL 2015

Building E & F Elevations
scale: 3/32"



BUILDING E & F - ELEVATION SIDE 3
SCALE: 3/32"



BUILDING E & F - ELEVATION SIDE 4
SCALE: 3/32"



SHOCKLEY TERRACE
SELMA, CA 29 APRIL 2015

Building E & F Elevations
scale: 3/32"



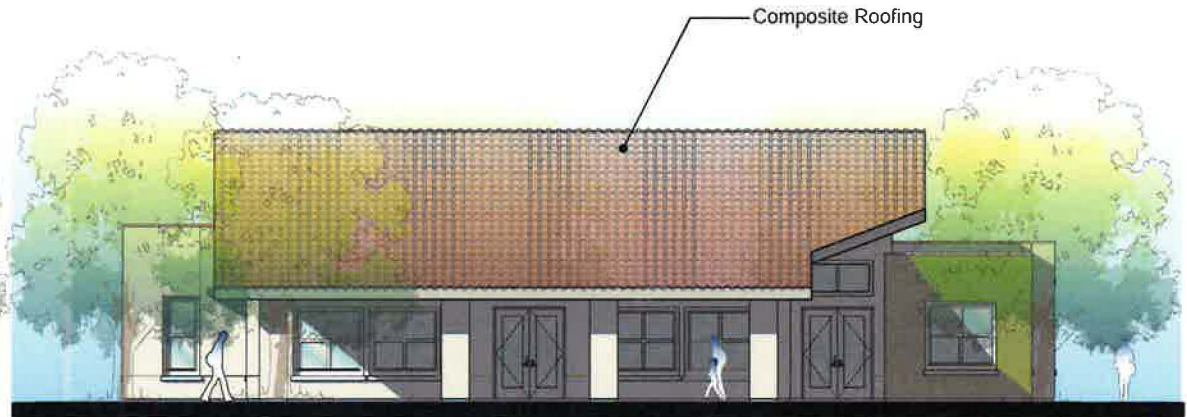
BUILDING D - NORTH ELEVATION
SCALE: 3/32"



BUILDING D - EAST ELEVATION
SCALE: 3/32"



BUILDING D - WEST ELEVATION
SCALE: 3/32"



BUILDING D - SOUTH ELEVATION
SCALE: 3/32"



MOGAVERO
NOTESTINE
ASSOCIATES

SHOCKLEY TERRACE
SELMA, CA 29 APRIL 2015

Building C Elevations
scale: 3/32"

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

June 15, 2015

ITEM NO:

3.

SUBJECT:

Consideration and Necessary action on Protest Hearing for
Establishment of New Garbage Rates for 2015-2016 FY.

DISCUSSION:


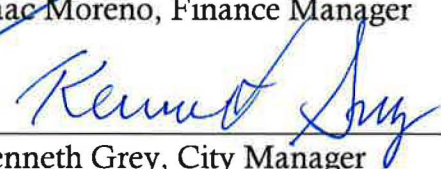
Annually, the City of Selma Reviews its Garbage Rates. The California Supreme Court has ruled that garbage rates are subject to Proposition 218. Proposition 218 requires that "property related fees" cannot be imposed or increased unless a local government conducts a majority-protest proceeding 45 days after mailing a notice to all fee payers. On April 20, 2015, the rates were tentatively approved and the date for the Public Hearing was established.

On April 24th, a "Notice of Public Hearing" letter showing the rate increases was mailed to all owners of residential property and all commercial garbage customers. For Prop 218 purposes, these are classified as the fee payers. There were 5,759 letters sent to these fee payers. Written protests equaling more than 50% (or 2,880) of these fee payers must be submitted to the City Clerk to nullify the proposed rate. As of Thursday, June 11th, no letters were returned as undeliverable and the City has received 1 letter of protest.

After the public hearing, the attached resolution should be considered for adoption. Authorization to place the new rates on the Fresno County Property Tax Roll will also occur at this meeting.

<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: Approve the proposed garbage rates for 2015-2016.

 Isaac Moreno, Finance Manager	<u>6-11-15</u> Date
 Kenneth Grey, City Manager	<u>6-12-2015</u> Date

We Kenneth Grey, City Manager and Isaac Moreno, Finance Manager
do hereby agree that the funding for the above is correct and that enough funds exist to cover the expenditure.

RESOLUTION NO. 2015 – __R

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SELMA
ESTABLISHING DISPOSAL SERVICE RATES AND
REPEALING ALL RESOLUTIONS IN CONFLICT HEREWITH**

WHEREAS, Title 8, Chapter 1, Section 4 of the Selma City Code provides that service rates, for collection and disposal of garbage and rubbish as defined in Title 8, Chapter 1, of said Selma City Code, shall be set by resolution of the City Council, and

WHEREAS, notices were mailed to owners of all resident properties and all commercial customers in the City of Selma informing them of the proposed garbage rate increase and notifying them of the date and time of the Public Hearing, and

WHEREAS, a public hearing on said garbage rates was duly scheduled and held, and all persons were given the opportunity to be heard and protest to the rate increase were duly noted.

NOW, THEREFORE, BE IT RESOLVED that the following rate schedule is hereby approved and effective July 1, 2015 for disposal service:

		Total Rate
<u>Residential Service</u>		<u>Billed</u>
<u>Single Family Rate</u> includes one each garbage, green waste and recycling collection per week, a street sweeping fee, an education fee and a franchise fee.		30.25
<u>Senior Citizen Rate</u> includes one each garbage, green waste and recycling collection per week, a street sweeping fee, an education fee and a franchise fee. Persons qualifying for the Senior Citizens Rate are those citizens sixty (60) years of age and over, or handicapped (as defined by City Code Section 8-1-1) who live in a single family residence.		29.25
Charge for <u>additional cans</u> (garbage, green waste and recycling) at per can charge to residential locations with existing service.	Garbage	26.50
	Green Waste	9.25
	Recycling	9.25
<u>Commercial Service</u>		
<u>Commercial service</u> includes weekly pick-ups of garbage, green waste and recycling as needed by customer all for one charge.		
<u>Automated Commercial Can Rate</u>		
1 can per week		34.00
2 cans per week		66.00
3 cans per week		98.00
4 cans per week		131.00
<u>Standard Bin Rate</u>		
1.5 Yd bin – 1 pick-up per week		95.00
1.5 Yd bin – 2 pick-ups per week		169.00
2 Yd bin – 1 pick-up per week		116.00
2 Yd bin – 2 pick-ups per week		203.00
3 Yd bin – 1 pick-up per week		156.00
3 Yd bin – 2 pick-ups per week		260.00
3 Yd bin – 3 pick-ups per week		366.00

3 Yd bin – 4 pick-ups per week	513.00
3 Yd bin – 5 pick-ups per week	621.00
4 Yd bin – 1 pick-up per week	198.00
4 Yd bin – 2 pick-ups per week	381.00
4 Yd bin – 3 pick-ups per week	565.00
4 Yd bin – 4 pick-ups per week	749.00
6 Yd bin – 1 pick-ups per week	231.00
6 Yd bin – 2 pick-ups per week	435.00
6 Yd bin – 3 pick-ups per week	627.00
6 Yd bin – 4 pick-ups per week	841.00
6 Yd bin – 5 pick-ups per week	993.00
6 Yd bin – 6 pick-ups per week	1190.00
4 Yd Compactor – 1 PU per week	391.00
4 Yd Compactor – 3 PU per week	949.00
Additional pick-ups per week may be negotiated between customer and contractor.	

Short Term and Special Bin Requests (Roll-off bins)

All Special requests bin fees are for seven (7) days of use.

4 Yd one time bin	**	145.00
20 Yd (up to 3 tons)	*	414.00
30 Yd (up to 4 tons)	*	493.00
40 Yd (up to 5 tons)	*	567.00

*	Additional fees for the following:	- \$50 for every ton over the basic tonnage
		- \$19 a day additional for each day over 7 day use
**	Additional fees for the following:	- \$10 a day additional for each day over 7 day use

Bins for Wood only

40 Yd (no limit tonnage)	290.00
57 Yd (no limit tonnage)	348.00

Bins for Clean Concrete only

20 Yd (1/2 full)	232.00
------------------	--------

Portable Restrooms

Single Unit Restroom	92.00
(Single charge for up to 1 month of use)	

BE IT FURTHER RESOLVED THAT, all resolutions in conflict herewith be and are hereby repealed.

* * * * *

The foregoing resolution was duly approved by the Selma City Council at regular meeting on the 15th day of June 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

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

June 15, 2015

ITEM NO:

4.

SUBJECT:

Adoption of 2015-2016 City of Selma fiscal year budget


DISCUSSION:

Attached is the Resolution adopting the 2015-2016 fiscal year budget.

A preliminary budget was distributed with the June 1, 2015 Council packet.

<u>COST:</u> (Enter cost of item to be purchased)		<u>BUDGET IMPACT:</u> (Enter amount this non-budgeted item will impact this years' budget – if budgeted, enter NONE).
N/A		N/A
<u>FUNDING:</u> (Enter the funding source for this item – 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 – if one-time cost, enter NONE).
Funding Source: N/A Fund Balance:		N/A

RECOMMENDATION: Conduct public hearing and approve Resolution adopting 2015-2016 fiscal year budget.


Isaac Moreno, Finance Manager

6-11-15
Date


Kenneth Grey, City Manager

6-12-2015
Date

We _____ and 
Kenneth Grey, City Manager Isaac Moreno, Finance Manager

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

RESOLUTION NO. 2015 – __R

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SELMA
ADOPTING THE 2015-16 FISCAL YEAR BUDGET FOR THE CITY OF SELMA**

WHEREAS, the proposed 2015-16 fiscal year budget for the City of Selma has been presented to the City Council of the City of Selma by the City Manager of said City; and

WHEREAS, at a City Council study session held for the purpose of budget review, corrections and amendments have been made; and

WHEREAS, a public hearing on said budget was duly scheduled, and held, and all persons were given an opportunity to be heard and their suggestions or objections carefully considered.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Selma that the final budget document containing the City Operating and Capital Improvement Budget for Fiscal Years 2015-16 shall contain all revisions made by the City Council, and

BE IT FURTHER RESOLVED THAT, the following budget for the General Fund and Special Funds for the City of Selma,

<u>FUND</u>	<u>2015-16</u>
GENERAL	\$11,472,952
MEASURE S	1,453,959
AMBULANCE	2,020,165
TOTAL	<u>\$18,228,681</u>

the details of which are on file with the City Clerk of the said City, be and is hereby approved and adopted as the official budget for the said fiscal years for the City of Selma; and

The foregoing resolution was duly approved by the Selma City Council at a regular meeting held on the 15th day of June 2015 by the following vote, to wit:

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

ATTEST:

Scott Robertson
Mayor of the City of Selma

Reyna Rivera
City Clerk

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

June 15, 2015

ITEM NO:

5.

SUBJECT: Consideration and necessary action on disposition of funds from sale of surplus property- former animal shelter property.

DISCUSSION: On May 4, 2015, Council approved Resolution No. 2015-28R, authorizing City Manager to execute deeds and associated documents implementing sales agreement with Harris Ranch Beef Company, a Corporation. The City Manager and Harris Ranch have executed the sales agreement, and escrow has now been closed. The sale price was \$26,000 and after closing costs, the City received \$25,758.90.

Staff is requesting direction from Council on the allocation of one-time revenues received from the sale of surplus 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).
		One time Revenue of \$25,758.90
<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:		

RECOMMENDATION: Consider and determine the allocation of one time revenues from the proceeds of surplus property.



 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.



Date: June 08, 2015
Please direct correspondence to:
7643 NORTH INGRAM AVENUE, SUITE 101
FRESNO, CA 93711
Telephone: 559-261-2910
Fax: 559-261-2963
Escrow Number: 2110-304-DE
Property: APN: 393-140-63T
SELMA, CA 93662

THE CITY OF SELMA, A MUNICIPAL
CORPORATION
1710 TUCKER STREET
SELMA, CA 93662

We have completed the above numbered escrow and enclose the following checked items:

- X Check for \$25,758.90 representing sellers proceeds.
Check for representing
- X Seller's Closing Statement
HUD-1 Final Statement
1099S Reporting Form
Seller's Escrow Instructions
Original Note for
Copy of Deed of Trust
Payment Book
Amortization Schedule
Your copy of fire Insurance policy/binder number
Fire Insurance Letter

Any recorded documents to which you may be entitled, and your policy of title insurance, if applicable, will follow under separate cover.

Thank you for giving us the opportunity to serve you. We invite you to call upon us whenever we can be of assistance.

Sincerely,

Darryl Evans
Branch Manager/Sr. Escrow Officer

P.S. – On Page 2 of this letter we have included certain tax information you may find helpful.

RE: SUPPLEMENTAL TAXES

Revenue and Taxation Code Section 75, et seq. requires on any transfer of title or upon completion of construction, a supplemental tax may also become due in addition to the above general tax.

We recommend that you contact the Tax Collector in the County where the property lies if you have any questions regarding supplemental taxes.

RE: 1099 TAX FORM

If applicable, a fully completed 1099S Reporting Form, to be retained for your tax records. This is important tax information and is being furnished to the Internal Revenue Service. If you are required to file a return, a negligence penalty or other sanction may be imposed on you if this income is taxable and IRS determines that it has not been reported.

Date: 06-08-2015 11:42AM
Escrow# 2110-304 DE
Officer: Darryl Evans
Closed: 06-08-2015

7643 NORTH INGRAM AVENUE, SUITE 101
FRESNO, CA 93711
559-261-2910 **FAX:** 559-261-2963
THE CITY OF SELMA, A MUNICIPAL CORPORATION

Sales Property: APN: 393-140-63T
SELMA, CA 93662

[illegible]

PLACER TITLE COMPANY
City National Trust Account
559-261-2910
7643 NORTH INGRAM AVENUE
SUITE 101
FRESNO, CA 93711

City National Bank
 Specialty Deposits
 One Centerpointe Drive
 Suite 160
 La Palma, CA 90623

16-1606
 1220

Check Number
1422300

Escrow No.: 2110-304

DATE	AMOUNT
06-08-2015	\$25,758.90

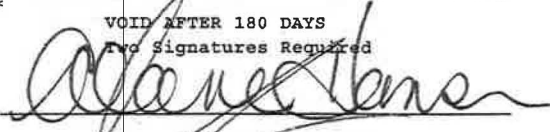
PAY *** Twenty Five Thousand Seven Hundred Fifty Eight and 90/100 Dollars ***

TO
 THE
 ORDER
 OF

THE CITY OF SELMA, A MUNICIPAL CORPORATION
 1710 TUCKER STREET
 SELMA, CA 93662

Memo _____

VOID AFTER 180 DAYS
 Two Signatures Required



THIS CHECK NEGOTIABLE ONLY WITH PROPER ENDORSEMENT

⑈ 1422300 ⑈ ⑆ 122016066 ⑆ 013 ⑆ 638004 ⑈

THE FACE OF THIS CHECK HAS A SECURITY VOID BACKGROUND PATTERN - DO NOT CASH IF THE WORD VOID IS VISIBLE

Date: 06-08-2015	Escrow Officer: devans	Escrow No.: 2110-304	Bank: PT004	Check No.: 1422300
Property Address: APN: 393-140-63T, SELMA, CA 93662				
Seller(s): THE CITY OF SELMA, A MUNICIPAL CORPORATION				
Buyer(s): HARRIS RANCH BEEF COMPANY, A CALIFORNIA CORPORATION				
Paid to: THE CITY OF SELMA, A MUNICIPAL CORPORATION 1710 TUCKER STREET SELMA, CA 93662				
Description(s) of Amounts Paid	Amount	Description(s) of Amounts Paid	Amount	
Seller Proceeds	25,758.90			
Payee: Detach this statement before depositing.			\$25,758.90	

PLACER TITLE COMPANY

CITY MANAGER'S/STAFF REPORT

REGULAR CITY COUNCIL MEETING DATE:

June 15, 2015

ITEM NO:

6.

SUBJECT:

Consideration and necessary action on proposed use of funds and approval of application submittal of Edward Byrne Memorial Justice Assistance Grant (JAG) Program-FY2015 Local Solicitation

DISCUSSION:

The City of Selma is eligible for funds from the Edward Byrne Memorial Justice Assistance Grant Program (JAG) through the Department of Justice. The JAG Program allocation is determined through a formula that includes a minimum base allocation with the remaining amount determined by population and 3-year violent crime statistics.

This program allows funds to be used for state and local initiatives, technical assistance, strategic planning, research and evaluation, data collection, training, personnel, equipment, forensic laboratories, supplies, contractual support, and criminal justice information systems that will improve or enhance such areas as:

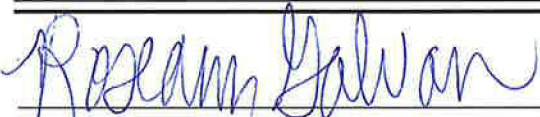

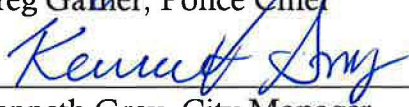
- Law enforcement programs
- Prosecution and court programs
- Prevention and education programs
- Corrections and community corrections programs
- Drug treatment and enforcement programs
- Planning, evaluation, and technology improvement programs
- Crime victim and witness programs (Other than compensation).

The City of Selma is eligible to receive \$14,980. Chief Garner has indicated that he would like to use the entire amount for overtime. Overtime would be dedicated to special operations conducted by the Selma Police Department. There is no match required for the grant.

The City of Selma is required to get approval from the City Council and receive comments from the public on the proposed use of funds.

<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: Bureau of Justice Assistance Fund Balance:		N/A

RECOMMENDATION: Approve the submittal of the application and the use of funds as indicated. Receive any testimony from the public regarding use of funds.

 _____ Roseann Galvan, Administrative Analyst	 _____ Greg Garner, Police Chief	 _____ Kenneth Grey, City Manager	<u>6/9/15</u> Date	<u>6/11/15</u> Date	<u>6-12-2015</u> Date
--	---	--	-----------------------	------------------------	--------------------------

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

June 15, 2015

ITEM NO:

7.

SUBJECT:

Adoption of annual appropriations limit

DISCUSSION:

By State law, every City must adopt an annual appropriations limit.

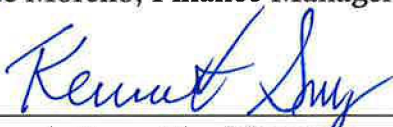
The attached Resolution and exhibit will meet the requirement and is hereby submitted for the Council's consideration.

<u>COST:</u> (Enter cost of item to be purchased)		<u>BUDGET IMPACT:</u> (Enter amount this non-budgeted item will impact this years' budget – if budgeted, enter NONE).
N/A		N/A
<u>FUNDING:</u> (Enter the funding source for this item – 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 – if one-time cost, enter NONE).
Funding Source: N/A Fund Balance:		N/A

RECOMMENDATION: Approve attached Resolution setting 2015-2016 appropriations limit.


Isaac Moreno, Finance Manager

6-11-15
Date


Kenneth Grey, City Manager

6-12-2015
Date

We _____
Kenneth Grey, City Manager

and


Isaac Moreno, Finance Manager

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

RESOLUTION NO. 2015 – __R

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SELMA
ADOPTING ANNUAL APPROPRIATIONS
LIMIT FOR FISCAL YEAR 2015-2016**

WHEREAS, Article XIII B of the California Constitution requires cities to adopt annual appropriations limits; and

WHEREAS, Revenue and Taxation Code and Government Code 7910 requires each local government to establish its appropriation limit by resolution each year at a regularly scheduled meeting or a noticed public meeting; and

WHEREAS, any challenge to the appropriations limit must be brought within 60 days of the effective date of this resolution.

NOW, THEREFORE, BE IT RESOLVED, that the Appropriation Limit for fiscal year 2015-2016 is hereby set at \$26,934,221 and Exhibit "A" attached hereto and made a part of hereof describes how the appropriations limit was arrived at using the fiscal year 1984-85 as the base year.

BE IT FURTHER RESOLVED, that any challenges to said appropriations limit must be filed in writing with the City Manager by no later than August 14, 2015. If challenges are made, the matter shall be set for hearing before the City Council at its next regularly scheduled meeting.

The foregoing Resolution was duly approved by the Selma City Council at a regular meeting on the 15th day of June, 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

**SCHEDULE TO CALCULATE APPROPRIATIONS SUBJECT TO LIMIT
FOR FISCAL YEAR ENDED 6/30/15**

Total 1986-87 Appropriations Limit	\$5,715,069
CPI 1.0347 x Pop. 1.0468	
Change factor to be applied to 1986-87 Limit	<u>1.0831</u>
Adjusted 1987-88 Appropriations Limit	\$6,189,991
CPI 1.0466 x Pop. 1.0372	
Change factor to be applied to 1987-88 Limit	<u>1.0855</u>
Adjusted 1988-89 Appropriations Limit	\$6,719,235
CPI 1.0519 x Pop. 1.0223	
Change factor to be applied to 1988-89 Limit	<u>1.0754</u>
Adjusted 1989-90 Appropriations Limit	\$7,225,865
CPI 1.0421 x Pop. 1.0309	
Change factor to be applied to 1989-90 Limit	<u>1.0743</u>
Adjusted 1990-91 Appropriations Limit	\$7,762,747
CPI 1.0414 x Pop. 1.0365	
Change factor to be applied to 1990-91 Limit	<u>1.0794</u>
Adjusted 1991-92 Appropriations Limit	\$8,379,109
CPI .9936 x Pop. 1.0375	
Change factor to be applied to 1991-92 Limit	<u>1.03086</u>
Adjusted 1992-93 Appropriations Limit	\$8,637,688
CPI 1.0272 x Pop. 1.0636	
Change factor to be applied to 1992-93 Limit	<u>1.0925</u>
Adjusted 1993-94 Appropriations Limit	\$9,436,674
CPI 1.0071 x Pop. 1.0324	
Change factor to be applied to 1993-94 Limit	<u>1.0397</u>
Adjusted 1994-95 Appropriations Limit	\$9,811,310
CPI 1.0472 x Pop. 1.0131	
Change factor to be applied to 1994-95 Limit	<u>1.0609</u>
Adjusted 1995-96 Appropriations Limit	\$10,408,819
CPI 1.0467 x Pop. 1.0158	
Change factor to be applied to 1995-96 Limit	<u>1.0632</u>
Adjusted 1996-97 Appropriations Limit	\$11,066,656
CPI 1.0467 x Pop. 1.0135	
Change factor to be applied to 1996-97 Limit	<u>1.0608</u>
Adjusted 1997-98 Appropriations Limit	\$11,739,509
CPI 1.0415 x Pop. 1.0220	
Change factor to be applied to 1997-98 Limit	<u>1.0644</u>
Adjusted 1998-99 Appropriations Limit	\$12,495,533
CPI 1.0453 x Pop. 1.0284	
Change factor to be applied to 1998-99 Limit	<u>1.075</u>
Adjusted 1999-00 Appropriations Limit	\$13,432,698
CPI 1.0491 x Pop. 1.0181	
Change factor to be applied to 1999-00 Limit	<u>1.068</u>

**SCHEDULE TO CALCULATE APPROPRIATIONS SUBJECT TO LIMIT
FOR FISCAL YEAR ENDED 6/30/15**

Adjusted 2000-01 Appropriations Limit	\$14,346,121
CPI 1.0782 x Pop. 1.0263	
Change factor to be applied to 2000-01 Limit	<u>1.1066</u>
Adjusted 2001-02 Appropriations Limit	\$15,875,417
CPI .9873 x Pop. 1.0183	
Change factor to be applied to 2001-02 Limit	<u>1.0054</u>
Adjusted 2002-03 Appropriations Limit	\$15,961,144
CPI 1.0231 x Pop. 1.0268	
Change factor to be applied to 2002-03 Limit	<u>1.0505</u>
Adjusted 2003-04 Appropriations Limit	\$16,767,182
CPI 1.0328 x Pop. 1.0370	
Change factor to be applied to 2003-04 Limit	<u>1.071</u>
Adjusted 2004-05 Appropriations Limit	\$17,957,652
CPI 1.0526 x Pop. 1.0242	
Change factor to be applied to 2004-05 Limit	<u>1.078</u>
Adjusted 2005-06 Appropriations Limit	\$19,358,349
CPI 1.0396 x Pop. 1.0231	
Change factor to be applied to 2005-06 Limit	<u>1.064</u>
Adjusted 2006-07 Appropriations Limit	\$20,597,283
CPI 1.0442 x Pop. 1.0112	
Change factor to be applied to 2006-07 Limit	<u>1.0559</u>
Adjusted 2007-08 Appropriations Limit	\$21,748,671
CPI 1.0429 x Pop. 1.009	
Change factor to be applied to 2007-08 Limit	<u>1.0523</u>
Adjusted 2008-09 Appropriations Limit	\$22,886,126
CPI 1.0062 x Pop. 1.0027	
Change factor to be applied to 2008-09 limit	<u>1.00892</u>
Adjusted 2009-10 Appropriations Limit	\$23,090,270
CPI .9746 x Pop. 1.0072	
Change factor to be applied to 2009-10 limit	<u>0.98160</u>
Adjusted 2010-11 Appropriation Limit	\$22,665,409
CPI 1.0251 x Pop. 1.0007	
Change factor to be applied to 2010-11 limit	<u>1.02580</u>
Adjusted 2011-12 Appropriation Limit	\$23,250,177
CPI 1.0377 x Pop. 1.0068	
Change factor to be applied to 2011-12 limit	<u>1.04480</u>
Adjusted 2012-13 Appropriation Limit	\$24,291,785
CPI 1.0512 x Pop. 1.0079	
Change factor to be applied to 2012-13 limit	<u>1.05950</u>
Adjusted 2013-14 Appropriation Limit	\$25,737,146
CPI .9977xPop 1.0095	
Change factor to be applied to 2013-14 limit	<u>1.00720</u>
Adjusted 2014-15 Appropriation Limit	\$25,922,453
CPI 1.0382 x Pop 1.0008	
Change factor to be applied to 2014-15 limit	<u>1.03903</u>
Adjusted 2015-16 Appropriation Limit	\$26,934,221

Changes to Appropriation Limits for years subsequent to 1986-87 per amendment to Article XIII of the California Constitution by 1990 Proposition 111.

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

June 15, 2015

ITEM NO:

8.

SUBJECT:

Amend garbage ordinance to address emergency vehicle access in alleys. Ordinance amending Section 2 Of Chapter 1 of Title 8 relating to placement of garbage receptacles.

DISCUSSION:

As the attached photos show, waste containers left in the alleys are creating a hazard for fire apparatus moving through alleys during emergency situations. Often times, the fire engines must use the alley to access the residence during fire emergencies as well as medical emergencies. The waste containers being left out create delays in response, due to firefighters having to stop to move them out of the way. It also hampers our ability to work and remove equipment from the engine due to the reduce space.

Currently, the City of Selma's garbage ordinance does not address storage of waste containers on non-collection days. The amended ordinance will require citizens to store the waste containers out of sight on their property. This will allow emergency vehicles to have improved access to the alleys, and will assist in keeping the alleys cleaner. An additional benefit will be reducing the opportunity for theft of recyclable items and personal documents.


<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: Fund Balance:		None

RECOMMENDATION: Waive introduction and first reading
Amend garbage ordinance to address emergency vehicle access in alleys.



Mike Kain, Fire Chief

Date



Ken Grey, City Manager

Date

6-12-2015

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.





ORDINANCE NO. 2015-_____

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SELMA
AMENDING SECTION 2, OF CHAPTER 1 OF TITLE VIII OF THE
SELMA MUNICIPAL CODE ENTITLED GARBAGE REGULATIONS**

WHEREAS, existing ordinances of the City of Selma relating to the collection of garbage, waste, refuse and recyclables are provided for in Title VIII, Chapter 1 of the Selma Municipal Code; and

WHEREAS, the City Council of the City of Selma desires to amend Section 2, Chapter 1 of Title VIII to add a provision which will require residents to remove waste, refuse or garbage or recyclable containers within a set time frame after the date of collection by the contact agent, Selma Disposal, so that containers do not interfere with the provision of City services, including fire and emergency services, or with the free access to streets and alleyways; and

WHEREAS, Title 1, Chapter 1, Section 3 of the Selma Municipal Code provides that an ordinance amending the Selma Municipal Code that sets forth the title, chapter or section number or the sections to be amended is sufficient compliance with any requirement pertaining to the amendment or revision by ordinance of any part of the Selma Municipal Code.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SELMA DOES HEREBY ORDAIN as follows:

SECTION 1: Section 2 of Chapter 1 of Title 8 of the Selma Municipal Code is hereby amended to read as follows:

"8-1-2: REGULATIONS FOR ACCUMULATION:

It shall be unlawful for any person to deposit, keep, accumulate or permit, cause or suffer any solid waste to be deposited, kept or accumulated upon any lot or parcel of land, or on any public or private place, street, lane, alley or drive, unless the same shall be kept, deposited or allowed to accumulate as hereinafter provided.

(A) Solid Waste: It shall be unlawful for any person to keep, accumulate or permit to be kept or accumulated any solid waste upon any lot, or parcel of land, or on any public or private place, street, lane, alley or drive, unless the same shall be kept in a suitable container. A "suitable container" shall meet one of the following criteria:

1. Either it shall be a container having a capacity of not less than five (5) gallons, and not to exceed thirty (30) gallons, said receptacles to be provided with a close fitting lid or cover, which shall be kept closed at all

times, except when necessarily opened to permit solid waste to be taken therefrom or deposited therein; or

2. If the City Council by resolution shall adopt a policy of pursuing the automated collections of solid waste, it shall be a container which is either provided for the purpose by the contract agent or a container which has been approved in advance by the contract agent.

- (B) Placement Of Receptacles In Alleys: Waste containers shall be stored at a location on the premises no closer to public rights-of-way, including but not limited to any street or alley, than the applicable structural setback line(s) set forth in the zoning ordinance of the city; and shall be visually screened from the adjacent streets, alleys and premises. Containers shall be placed for collection on the street side of the curb, or in the alley no sooner than five o'clock a.m. on the scheduled day of collection and shall be returned from the collection location to the storage location no later than ten o'clock p.m. on the scheduled day of collection.
- (C) Misplacement Of Solid Waste Prohibited: It shall be unlawful for any person to throw, dump, place or deposit, or cause to be thrown, dumped, placed or deposited any solid waste upon the premises or property of another, with the intent to thereby dispose of such solid waste.
- (D) Consented Misplacement Of Solid Waste Prohibited: It shall be unlawful for any person to consent to any other person dumping, placing, or depositing upon the premises of the person giving such consent, of any such solid waste with the intention that the same will thereby be discarded and disposed of.
- (E) Recycling Program And Organics Pick Up Program: Notwithstanding any other provision of this Chapter, it shall be appropriate, but not mandatory, for any person to participate in either the recycling program or the separate organics pick up facilitated by and through the City and the contract agent. The provisions of the recycling program shall be as follows:
1. The collection of dry recyclables shall be by a service schedule separate from those for the pickup of solid waste and organics;
 2. The recycling program shall commence on July 1, 1992;
 3. Individual and unusual problems presented by any customer shall be considered by the contract agent, including parking conflicts, with the provision of the service.

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(F) Administrative Citation: The City retains the right to issue citations and levy a fine, the amount of which is determined by resolution, or by this code, against any person who fails to comply with any provision of this chapter, including but not limited to the following provisions:

1. If any waste generator does choose to utilize the organics pick up program, it shall be unlawful to fail to sort the organics from solid waste and dry recyclables, and unlawful to fail to put the organics in the separate container provided for such purpose by the contract agent;
2. If any waste generator does choose to participate in the recycling program, it shall be unlawful to fail to separate the dry recyclables from solid waste and organics, and it shall be unlawful to fail to use the container provided for such purpose by the contract agent;
3. If any waste generator chooses not to participate in the recycling program or organics program, that waste generator shall provide, individually, for the recycling of his own dry recyclables and/or organics by transporting them personally (or by his or her employee) to an authorized recycling station, selling them to a third party for a net payment to such waste generator, or by donating them to a youth, civic or charitable organization, but he shall not, in any event, discard into the City's waste stream what would have been dry recyclables or organics, as if they were non-recyclable solid waste;
4. Except for the contract agent and its officers, agents and employees, it shall be unlawful for any person to pick up, collect, take, appropriate, or remove any solid waste, organics or dry recyclables from any container after it has been placed at the collection point by the customer or resident or placed into any receptacle maintained by any multi-family residence, apartment building, mobile home park, motel, hotel, assisted living facility, restaurant or other place of business, or industry within the City.

The above mentioned premises and property refers to that contained within the corporate limits of the City.

It shall be unlawful for any person to place, put, deposit or burn any solid waste, or cause the same to be placed, put, deposited or burned in or upon any public street, park, lane, place or alley in the City."

SECTION 2: California Environmental Quality Act: The City Council having considered the Staff Report and all public comments, has determined that the amendment is not a project under the California Environmental Quality Act because the

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amendment has no potential for resulting in a physical change in the environment. Since the amendment is not a project, no environmental documentation is required.

SECTION 3: 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 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 News with the names of those City Council Members voting for or against the Ordinance.

* * * * *

I, Reyna Rivera, Chief Deputy City Clerk of the City of Selma, do hereby certify that the foregoing Ordinance was introduced at the _____, 2015, regular City Council meeting and passed at a regular meeting of the City Council of the City of Selma on the ____ day of _____ 2015, by the following vote, to wit:

AYES: COUNCIL MEMBERS:

NOES: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

Scott Robertson Mayor of the City of Selma

ATTEST:

Reyna Rivera, City Clerk

{00013321.DOC;1}4

ITEM NO:

9 .

SUBJECT:

Introduction and First Reading of Ordinance Adding Chapter 8 to Title VIII of the Selma Municipal Code Regulating Carports, Canopies and Similar Structures.

DISCUSSION: Council requested an ordinance to consider that would essentially outlaw the existence of what are commonly referred to as carports or cool covers, consisting of outdoor structures or frameworks that provide for a roof type cover or shelter, typically for a vehicle, usually made of cloth, or other fabric, metal or aluminum within the front and side yard setback of residential property in the City. Chapter 8 of Title VIII is a repealed provision that related to beautification. Chapter 7 of Title VIII relates to the maintenance of various conditions on real property that amount to nuisances. The proposed ordinance creates a new chapter 8 to replace the old, repealed chapter.

The normal setback requirements vary according to type of property, but the primary setback regulations appear in Chapter 26 of Title XI which relates to zoning. Generally speaking, a front yard setback under that ordinance for a residential property is normally 20 feet from the street. A side yard setback is normally at least 5 feet. The setback regulations currently prohibit any type of improvement or building, a term which is not well defined in the Ordinance and arguably does not cover the typical type of fabric or metal covered carport used by residents.

The proposed ordinance outlaws all such metal or fabric covered carports or storage shelters within the front and side yard setback of every residence in the City.

The proposed ordinance is one designed to eliminate blight conditions or unsightly or otherwise unattractive structures within the City's residential zones, in particular, those which consist of dilapidated or unmaintained coverings, whether those are made of fabric or metal. These types of canopies can, under the proposed ordinance, still be maintained in the residential zones, but they would need to be located within the backyard setbacks. For that reason this Ordinance includes regulations on standards for canopies and/or temporary structure in backyards. Unless the canopy or structure were visible from the street in the backyard setback of a residence, it would be very difficult to identify any rational basis for prohibiting canopies or temporary structures within that area. To enact regulations such as this, the Council must have a rational basis or reason which is recited in the ordinance. Consequently, it is unlikely the Council could adopt a valid ordinance outlawing canopies or temporary structures in the backyard setback of a residence.

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

RECOMMENDATION: Waive Introduction and First Reading of Ordinance Adding Chapter 8 to Title VIII of the Selma Municipal Code Regulating Carports, Canopies and Similar Structures.

/s/ Neal E. Costanzo
Neal E. Costanzo, City Attorney

06/12/15
Date

/s/ Ken Grey
Ken Grey, City Manager

06/12/15
Date

We Ken Grey, City Manager and Steve Yribarren, Financial Consultant
do hereby agree that the funding for the above is correct and that enough funds exist to cover the expenditure.

ORDINANCE NO. 2015-_____

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY
OF SELMA ADDING CHAPTER 8 TO TITLE VIII OF THE
SELMA MUNICIPAL CODE REGULATING CARPORTS,
CANOPIES AND SIMILAR STRUCTURES.**

WHEREAS, existing City ordinances relating to structures present within the front yard setbacks of residential lots, parcels and properties prohibit the placement of any building, structure or installation, including walls, fences, off-street parking facilities required by the Code and swimming pools, but do not prohibit within the front yard setback of residentially zoned properties what are commonly referred to as portable garages, portable shelters, fabric storage shelters, tarps, awnings or canopies, vehicle or shade structures; and

WHEREAS, there is a proliferation of what are commonly known as portable shelters, fabric storage shelters, tarp, awning or metal carports or vehicle shelters or shade structures erected within the front yard setbacks of residential properties within the City; and

WHEREAS, the location, number and existence of outdoor multipurpose shelters, carports, awnings, canopy or shade or vehicle shelters have an adverse impact on the City's visual environment, appeal and character of its neighborhoods and 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, the existence of outdoor multipurpose storage or vehicle or shade structures or shelters, particularly when not maintained properly, contributes to an appearance of blight in the community and contributes to a reduction in property values in the surrounding area.

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

SECTION 1. Title VIII of the Selma Municipal Code is hereby amended to add a Chapter 8, entitled "Residential Canopy or Shade Structures" which shall read as follows:

8-8-1 Definitions.

The following words and phrases, whenever used in this Chapter shall have the meanings defined in this section unless the context clearly requires otherwise:

(A) “Canopy” shall mean and refer to every form of outdoor structure, framework, appendage or appurtenance that is used or capable of being used as a vehicle shelter, carport, awning, or shade structure with or without enclosing walls covered with canvas, cloth, galvanized iron, aluminum, plastic or similar material erected, constructed or maintained on residential real property within the City which is supported by an individual framework from the ground, typically consisting of poles or columns, or similar projections from the ground and commonly referred to as carports or cool covers.

(B) “Residential Property” shall mean and refer to all real property located within a zone of the City having a “R” zoning designation including but not limited to the following: R1, R-1-9, R-1-12, R2, R-2-A, R3, R-3-A, R-2-P, and R-3-P.

(C) “Front Yard Setback” shall mean and refer to the space between a setback line as prescribed by Chapter 26 of Title XI of this Code, at 11-26-5 consisting of the space between the setback line and the adjacent street right of way line.

(D) “Side Yard Setback” shall have the meaning applicable to the specific zone in which the residential property is located and shall consist of the minimum required setback for a side yard from the property line as defined in Title 11, Chapter 3, section 5 of this code relating to the R-1 zone.

(E) “Person” means any natural person, partnership, cooperative association, corporation, personal representative, receiver, trustee, assignee, or other legal entity.

(F) “Temporary Structure” shall mean and refer to those structures, including, but not limited to any form of enclosure, shed, tent, platform, shelter, or scaffolding, whether made from fabric, cloth, tarp, plastic, metal or wood, whether intended to be in place and used on the property temporarily or permanently that is not of a type for which a building permit is required under any provisions of this code.

8-8-2 Prohibition of Canopies within Setback.

No Person shall place, keep or maintain, erect install or construct any Canopy within the Front Yard Setback or Side Yard Setback of any Residential Property.

8-8-3 Prohibition of Temporary Structures

No Person shall place, keep, or maintain, erect, install or construct any Temporary Structure within the Front Yard Setback or Side Yard Setback of any Residential Property.

8-8-4 Standard for Canopy Temporary Structures in Backyards

Any Canopy or Temporary Structure not prohibited from being located on Residential Property by this Chapter shall be securely anchored to or embedded in the ground and must be manufactured, whether pre-fabricated or newly constructed, of non-combustible, fire-retardant material. No combustible material may be placed in on or under any Canopy or Temporary Structure. No Canopy of Temporary Structure ,may be visible from any public right-of-way.

8-8-5 Penalty and Enforcement.

(A) Violations of this chapter are hereby declared to be a public nuisance.

(B) In addition to any other remedies available or law, any person who violates any provision of this chapter is subject to administrative, criminal, civil, or other penalties pursuant to Chapter 4 of Title I of the Selma Municipal Code.

SECTION 2: Severability: If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to by 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 3: California Environmental Quality Act: The City Council having considered the Staff Report and all public comments, has determined that this Ordinance is not a project under the California Environmental Quality Act because the Ordinance has no potential for resulting in a physical change in the environment. Since the Ordinance is not a project, no environmental documentation is required.

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 _____, 2015, regular City Council meeting and duly adopted at a regular meeting of the City of Selma on the _____ 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

ITEM NO:

10.

SUBJECT:

Introduction and First Reading of Ordinance Adding Section 6-4 to Chapter 28 of Title XI of the Selma Municipal Code Limiting Retail Storefront or Window Signage.

DISCUSSION: As proposed by the Fresno County Department of Public Health, the attached Ordinance reduces to 15% of the total, the area of storefront window or wall signage at retail stores, outlets or enterprises. The ordinance will be added as Section 6-4 of Chapter 28 which already includes in Section 11-28-6-2 regulations relating to placement of commercial signs. The existing regulations relating to placement of commercial signs relate not only to signs that are placed on walls or windows, at retail establishments, but also regulates the nature, number and size of signs at various commercial establishments, including retail outlets or stores. Because they appropriately limit signage in all commercial establishments, including retail outlets, it is necessary and desirable to retain these existing provisions, but to qualify or restrict them further, with respect to retail establishments or outlets only. The proposed ordinance limits only the area of the storefront being covered with various signs at retail establishments to 15% of the total surface area of Retail Stores. Other commercial establishments are unaffected by the proposed ordinance.

The proposed Ordinance is written in a manner that limits its application only to retail outlets such as gas station/mini marts, grocery stores, and other businesses that sell products to consumers. Those businesses will need to be alerted to the existence of the new ordinance, if it passes, and it is recommended that no penalty or citation be assessed or issued against a retail outlet for the first violation of the requirements of this new ordinance. Instead, those businesses should receive a warning and be requested to remove the outdoor signage on their walls, windows and doors so that less than 15% of the total area is covered by signs. These restrictions expressly apply to all retail outlets even though different sections of the Code might arguably allow for the placement of additional signs.

<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:		N/A

RECOMMENDATION: Waive Introduction and First Reading of Ordinance Adding Section 6-4 to Chapter 28 of Title XI of the Selma Municipal Code Limiting Retail Storefront or Window Signage.

/s/ Neal E. Costanzo
Neal E. Costanzo, City Attorney

06/12/15
Date

/s/ Ken Grey
Ken Grey, City Manager

06/12/15
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.

ORDINANCE NO. _____

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SELMA
LIMITING STOREFRONT, WINDOW AND OUTDOOR
SIGNAGE FOR RETAIL ESTABLISHMENTS IN THE CITY OF
SELMA, ADDING SECTION 6-4 TO CHAPTER 28 OF TITLE XI OF
THE SELMA MUNICIPAL CODE**

WHEREAS, ensuring that windows in retail stores are not blocked by signage assists law enforcement personnel in their crime-prevention efforts; and

WHEREAS, to prevent workplace violence, the U.S. Occupational Safety and Health Administration recommends that stores limit window signs so workers can see incoming customers and police have visibility from outside the establishment; and

WHEREAS, the location, number, and size of storefront signs 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 signage 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 6-4 to read as follows:

11-28-6-4 Limitations on Retail Storefront Signage:

(A) Purpose. The purpose of this Section is to protect the health, safety, and welfare of the citizens of City of Selma by assisting law enforcement's efforts to prevent crime and apprehend criminals, reducing neighborhood blight, and increasing economic vitality through improved aesthetic appeal.

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

(1) "Clear" means transparent.

(2) "Person" means any natural person, partnership, cooperative association, corporation, personal representative, receiver, trustee, assignee, or any other legal entity.

(3) "Retail Store" means any business that sells or offers to sell or exchange, for any form of consideration, products to a consumer.

(4) "Signs" and "Signage" mean any words, lettering, figures, numerals, or images, which advertise, promote, or convey information about any business, product, activity, or interest.

(5) "Window" means any opening in the wall of a building that is fitted with glass or other transparent material.

(C) Exterior Signage Restrictions.

(1) No more than fifteen (15) percent of the square footage of each Window and Clear door that is visible to the public from a public thoroughfare, sidewalk, or parking lot of any Retail Store shall bear Signs.

(2) The area covered by a Sign is calculated using the perimeter of the Sign and includes any Clear areas or spaces within the sign, such as the Clear area within a neon Sign. For irregularly shaped Signs, the area is that of the smallest rectangle that wholly contains the Sign.

(3) For purposes of this section, Signs that are not physically attached to the Windows or Clear doors 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 a Sign subject to subparagraph 1 of this subdivision (C).

(4) All Signs shall be placed and maintained in a manner that ensures that law enforcement personnel have a clear and unobstructed view of the interior of the premises, including the area where the cash registers are maintained, from the exterior public sidewalks, parking lots, or entrance to the premises. No sign shall be placed on or visible through the bottom one-third of any window.

(D) Enforcement/Penalty.

(1) Violations of this Chapter are hereby declared to be a public nuisance.

(2) In addition to any other remedy available at law, any person who violates any provision of this Chapter is subject to administrative, criminal, civil, or other penalties pursuant to Chapter 4 of Title 1 of the Selma Municipal Code.”

(E) Controlling Effect. The provisions of this Section apply to any Retail Store notwithstanding the provisions of any other section of this Code including but not limited to Section 6.2 of Chapter 28 of this Title (11-28-6-2) and limit the area of walls or Windows or Clear doors that may be covered by any sign placed on any retail store or establishment.

SECTION 2: 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 3: California Environmental Quality Act: The City Council having considered the Staff Report and all public comments, has determined that this Ordinance is not a project under the California Environmental Quality Act because the Ordinance has no potential for resulting in a physical change in the environment. Since the Ordinance is not a project, no environmental documentation is required.

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 _____, 2015, regular City Council meeting and duly adopted at a regular meeting of the City of Selma on the ____ 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

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

June 15, 2015

ITEM NO:

//.

SUBJECT: Introduction and First Reading of Ordinance Adding Chapter 34 of Title XI of the Selma Municipal Code Entitled Storage Containers in Residential Zones.

DISCUSSION: Council requested an ordinance regulating storage containers, and specifically, portable on demand storage or "PODS" within the residential zones of the City. The issue which is addressed by the accompanying proposed ordinance which adds a Chapter 34 to Title XI of the Selma Municipal Code relating to zoning is to limit the amount of time and, to a lesser extent, the nature of temporary storage containers located on residential properties. The proposed ordinance states that the purpose is to prevent hazards to the public, disruption to traffic and unsightly or otherwise negative impacts on the aesthetic qualities of residential neighborhoods in the City.

A storage container is broadly defined by the proposed ordinance, at Section 2, to include PODS or any form of container or receptacle that is moveable and is or may be used for the storage of personal property. The ordinance only applies to the residential zones within the City and regulates the number and size of storage containers permitted to be kept on residential property, and the length of time a single storage container may be maintained on any residential property.

Storage containers are limited to one per residence, in most cases since the limitation is based upon square footage of the residence. One container is allowed for each 2500 square feet of each home so that to have more than one storage container on the property a home must exceed 5,000 square feet.

The size of storage containers allowed is limited to those that do not exceed 16 feet in length, 8 feet in width, or 8 feet in height. Those dimensions are large enough to allow for PODS, but anything much larger than a POD would be prohibited.

The POD or other container can only be maintained on a property for the maximum period of 60 days within a 12 month period. Storage containers having visible deterioration or which are marked by graffiti are not permitted. So that the City is able to determine how long any storage container is in place, the Ordinance requires the person having a storage container or has property to obtain a permit for a nominal \$10 fee.

To account for possible variations in needs for storage containers, the ordinance contains a provision which allows a person to seek a waiver of the requirements of the ordinance from the Community Development Director or his designee. A waiver of the provisions of the ordinance is one that permits, for specific reasons, either larger or more containers than are allowed, or allows for the maintenance of that container for a period of longer than 60 days. All waivers, however, must have a specific expiration date and once the waiver expires, the permission to maintain the container ends as well and the container is required to be removed.

<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: Fund Balance: N/A		N/A

RECOMMENDATION: Waive Introduction and First Reading of Ordinance Adding Chapter 34 to Title XI of the Selma Municipal Code Entitled Storage Containers in Residential Zones.

/s/ Neal E. Costanzo
Neal E. Costanzo, City Attorney

06/12/15
Date

/s/ Ken Grey
Ken Grey, City Manager

06/12/15
Date

We Ken Grey, City Manager and Steve Yribarren, Financial Consultant
do hereby agree that the funding for the above is correct and that enough funds exist to cover the expenditure.

ORDINANCE NO. 2015 - ____

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY
OF SELMA ADDING CHAPTER 34 TO TITLE XI OF THE
SELMA MUNICIPAL CODE TITLED STORAGE CONTAINERS
IN RESIDENTIAL ZONES**

WHEREAS, the City has seen a recent increase in the use and placement of Storage Container(s) in the residential areas of the City; and

WHEREAS, the placement of Storage Container(s) in the City and more particularly in setbacks and right-of-ways can create a danger to the safety of the public; and

WHEREAS, the placement or extended placement of Storage Container(s), in addition to endangering the health, safety and welfare of the community, can also be unsightly or otherwise negatively impact the asthenic quality of neighborhoods and the City.

**THE CITY COUNCIL OF THE CITY OF SELMA, DOES, HEREBY ORDAIN
as follows:**

SECTION 1: Chapter 34 is hereby added to Title XI titled Storage Container(s) is hereby added to the Selma Municipal Code to read as follows:

“CHAPTER 34 STORAGE CONTAINER(S) IN RESIDENTIAL ZONES

11-34-1: PURPOSE AND INTENT.

It is the purpose and intent of this Chapter to establish procedures and standards for the use and maintenance of Storage Container(s) within the City of Selma to prevent hazards to the public, disruptions of traffic, unsightly properties, and negative impacts to the aesthetics of residential neighborhoods in the City.

11-34-2: DEFINITION OF STORAGE CONTAINER.

As used in this Chapter, “Storage Container” or “Portable Storage Container” means a shipping container, portable on demand storage or P.O.D.S., shed-like structure or other container or receptacle that is capable of being moved and is, or may be, used for the storage of property of any kind.

11-34-3: APPLICATION TO RESIDENTIAL ZONES.

A. Residential Zones. This Section shall apply only to the following zones:

All zones with the “R” zoning designation including, but not limited to, the following: R-1, R-1-9, R-1-12, R-2, R-2-A, R-3, R-3-A, R-2-P, and R-3-P.

- B. Location of Storage Container(s). No person shall place, keep, store or maintain a Storage Container(s) on or over or within ten feet of any public street, sidewalk, right-of-way or curb line;
- C. Permit Required. No person shall place, keep, store or maintain a Storage Container on property in any Residential zone without first obtaining a permit from the City. The fee for the permit shall be the same as the fee for a permit to erect or construct a fence. The Community Development Director or designee shall issue the permit on payment of the fee, provided the Storage Container(s) for which the permit is sought satisfies the number and size requirements established by this section.
- D. Maximum Number of Storage Container(s). No person shall place, keep or store on any property applicable to this Section more than 1 Storage Container per 2,500 sq. ft. of floor space of all buildings on the property, up to a maximum of 2 Storage Container(s).
- E. Maximum Size of Storage Container(s).
 - 1. No person shall place, keep or store any Storage Container(s) that exceeds 16 ft. in length, 8ft. in width, an/or 8ft. in height.
- F. Length of Time Permitted.
 - 1. No person shall place, keep, or store a Storage Container(s) on any property applicable to this Section for more than sixty 60 consecutive or non-consecutive days in any 12 month period.
 - 2. Notwithstanding subdivision 1. of this subsection, Storage Container(s) may be kept on a property during the term of a waiver as specified in subdivision G, below, or valid building permit issued by the City for work on the property as determined by the Community Development Director or his or/ her designee. Any Storage Container placed, kept, or stored on any property pursuant to this sub-section must be removed from said property within 48 hours after the expiration of the term stated in the waiver or permit.
- G. Maintenance of the Storage Container(s).
 - 1. No person, including, but not limited to, the owner, agent, tenant, or occupant of any property shall maintain a Storage Container(s) in an unsightly condition or any condition that contributes to blight, including, but not limited to, graffiti, weeds, rust, or any other visible form of neglect or deterioration.

H. Waiver.

Any persons seeking to place, keep, or store additional Storage Container(s) oversized Storage Container(s), or a Storage Container(s) in a prohibited location or to maintain the storage container beyond the time period specified, may request, in writing, a waiver from Community Development Director or his or her designee. The Community Development Director or his or her designee may grant a waiver for the size, location, or number of Storage Container(s) on a case by case basis. The Community Development Director or his or her designee may also grant a waiver to place, keep or store a Storage Container(s) for a longer period of time than permitted pursuant to subsection E. In that event, however, the written waiver issued shall specify the time period during which the Storage Container may be maintained on the property and the container must be removed within 48 hours after expiration of the terms stated in the waiver.

11-34-4: PENALITY.

- A. Violations of this Chapter are hereby declared to be a public nuisance.
- B. In addition to any other remedy available at law, any person who violates any provision of this Chapter is subject to administrative, criminal, civil, or other penalties pursuant to Chapter 4 of Title 1 of the Selma Municipal Code.”

SECTION 2: 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 3: California Environmental Quality Act: The City Council having considered the Staff Report and all public comments, has determined that this Ordinance is not a project under the California Environmental Quality Act because the Ordinance has no potential for resulting in a physical change in the environment. Since the Ordinance is not a project, no environmental documentation is required.

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 _____, 2015, regular City Council meeting and duly adopted at a regular meeting of the City of Selma on the ____ 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

**EXECUTIVE DIRECTOR'S /STAFF'S REPORT
SUCCESSOR AGENCY MEETING:**

June 15, 2015

ITEM NO:

12.

SUBJECT:

Adoption of 2015-2016 Successor Agency to the Dissolved
Selma Redevelopment Agency fiscal year budget: *public hearing*

DISCUSSION:

Attached is the Resolution adopting the 2015-2016 Successor
Agency to the Dissolved Redevelopment Agency fiscal year
budget.

<u>COST:</u> (Enter cost of item to be purchased)		<u>BUDGET IMPACT:</u> (Enter amount this non-budgeted item will impact this years' budget – if budgeted, enter NONE).
N/A		N/A
<u>FUNDING:</u> (Enter the funding source for this item – 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 – if one-time cost, enter NONE).
Funding Source: N/A Fund Balance:		N/A


RECOMMENDATION: Conduct public hearing and approve Resolution adopting the 2015-2016 Successor Agency to the Dissolved Selma Redevelopment Agency fiscal year budget.


Isaac Moreno, Finance Manager

6-11-15
Date


Kenneth Grey, City Manager

6-12-2015
Date

We _____ and 
Kenneth Grey, City Manager Isaac Moreno, Finance Manager

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

RESOLUTION NO. 2015-__SRDA

**A RESOLUTION OF THE BOARD OF DIRECTORS
OF THE SUCCESSOR AGENCY TO THE DISSOLVED SELMA REDEVELOPMENT
AGENCY ADOPTING THE 2015-16 FISCAL YEAR BUDGET**

WHEREAS, the proposed 2015-16 fiscal year budget for the Successor Agency to the Dissolved Selma Redevelopment Agency has been presented by the Executive Director of said Agency; and

WHEREAS, a public hearing on said budget was duly scheduled, and held, and all persons were given an opportunity to be heard and their suggestions or objections carefully considered.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Directors of the Successor Agency to the Dissolved Selma Redevelopment Agency that the final budget documents containing the Agency Operating and Capital Improvements Budget for Fiscal Year 2015-16 shall contain all revisions made by the Board of Directors; and

BE IT FURTHER RESOLVED, that the following is the final budget for the Successor Agency to the Dissolved Selma Redevelopment Agency,

<u>FUND</u>	<u>2015-16</u>
GENERAL DEBT SERVICE	\$ 537,728
HOUSING DEBT SERVICE	0
OTHER DEBT SERVICE FUNDS	204,875
HOUSING PROJECT FUNDS	0
TOTAL BUDGET	<u>\$ 742,603</u>

the details of which are on file with the Secretary of the said Agency, be and is hereby approved and adopted as the official budget for the said fiscal year for the Successor Agency to the Dissolved Selma Redevelopment Agency.

The foregoing resolution was duly approved by the Successor Agency to the Dissolved Selma Redevelopment Agency at a regular meeting held on the 15th day of June, 2015 by the following vote, to wit:

AYES:	BOARD MEMBERS:
NOES:	BOARD MEMBERS:
ABSTAIN:	BOARD MEMBERS:
ABSENT:	BOARD MEMBERS:

Attest:

Scott Robertson
Chairman

Reyna Rivera
Secretary