

**CITY OF SELMA
WORKSHOP/PRE-COUNCIL MEETING
November 7, 2016**

The Workshop/ pre-Council meeting of the Selma City Council was called to order at 5:31 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 Interim City Manager Garner, 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 5:32 p.m., Mayor Robertson recessed the meeting into Executive Session to discuss the following: One case of pending litigation: City of Selma v. City of Kingsburg (Court of Appeals Case No.:F071156.

The meeting reconvened at 6:01 p.m., with no reportable action.

ADJOURNMENT: There being no further business, the meeting was adjourned at 6:02 p.m.

Respectfully submitted,

Reyna Rivera
City Clerk

Scott Robertson
Mayor of the City of Selma

**CITY OF SELMA
REGULAR COUNCIL MEETING
November 7, 2016**

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

Also present were Interim City Manager Garner, City Attorney Costanzo, Community Services Director Kirchner, Finance Manager Moreno, Fire Chief Kain, Public Works Director Shiplee, the press, and interested citizens.

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

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

BEAUTIFICATION AWARD RECOGNITION: Mayor Robertson presented the quarterly beautification certificate to Public Works Director Shiplee for the Second Street Beautification Project.

CORONA FAMILY RECOGNITION: Council member Montijo discussed the recent article in the Fresno Bee regarding the Corona family and presented a certificate of recognition to the family. Council thanked them for attending.

CALIFORNIA WATER SERVICE COMPANY PRESENTATION: Mr. Steve Johnson, California Water Service Local Manager stepped forward to discuss a PowerPoint presentation on the drought expense decrease for the City of Selma. After much discussion, Council thanked him for the information.

Mr. Pete Esraelian stepped forward and inquired on the ground water recharge fee.

City Attorney Costanzo discussed the ground water recharge fee, and stated that he would provide further information to Council.

ORAL COMMUNICATIONS: Mr. Mark Armenta, Boys and Girls Club of Selma, stepped forward to request donations for an upcoming trip to a Lakers Game.

Ms. Delfina Vasquez, stepped forward on behalf of Valley Life Church and New Hope Church to request assistance in feeding five hundred families for Thanksgiving.

CONSENT CALENDAR: Mayor Robertson and Council member Montijo both requested that agenda item 1.c. be pulled for separate consideration. Council member Rodriguez then motioned to approve the remainder of the Consent Calendar as read. The motion was seconded by Council member Derr, and carried with the following vote:

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

- a. Minutes of the October 17, 2016 regular meeting approved as read.
- b. RESOLUTION NO. 2016 –71R, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SELMA AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH THE FRESNO-MADERA AREA AGENCY ON AGING FOR FISCAL YEAR 2016-2017. Resolution approved by standard motion.
- c. Pulled for separate consideration.
- d. Denial of Claim for damages from Allstate Insurance approved by standard motion.
- e. Check Register dated November 3, 2016, approved by standard motion.

AGENDA ITEM 1.c. CONSIDERATION AND NECESSARY ACTION ON APPROVAL OF A MEMORANDUM OF UNDERSTANDING WITH FRESNO COUNCIL OF GOVERNMENT FOR TRAFFIC IMPACT ANALYSIS ON THE PROPOSED DINUBA AVENUE OVERPASS: After much discussion, motion was then made to approve the MEMORANDUM OF UNDERSTANDING WITH FRESNO COUNCIL OF GOVERNMENT FOR TRAFFIC IMPACT ANALYSIS ON THE PROPOSED DINUBA AVENUE OVERPASS by Council member Montijo and seconded by Mayor Robertson. Motion then carried by the following vote:

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

DEPARTMENT REPORTS: Finance Manager Moreno provided a quarterly budget update. He explained that revenue projections seem to be within projected amounts at 12.8%, expenditure levels are within budgeted expectations at 22.4%. After much discussion, Council thanked Finance Manager Moreno for his presentation.

Interim City Manager Garner reported that a request was made to provide Measure S detailed reporting information, and based on that request a meeting was held with staff, Mayor Robertson, and Presidents of the Police and Fire Association. He further reported that as a result of that meeting, staff was provided with direction on the development of an itemized report that should meet the requested detailed reporting information.

Fire Chief Kain discussed a ladder truck presentation that occurred earlier in the day.

COUNCIL REPORTS: Council member Rodriguez encouraged everyone to vote.

Council member Derr wished the candidates luck on the upcoming election and encouraged everyone to vote.

Council member Montijo discussed the solar project at the Selma Kingsburg Fowler County Sanitation District. She also thanked Ms. Char Tucker and all the Rotarians on a successful parade.

Mayor Pro Tem Avalos reported on attending the Future Farmers of America dinner, Boys Basketball dinner, and the recent football game. He also encouraged everyone to vote.

Mayor Robertson wished all the candidates good luck on the upcoming election. He discussed the recent benefit concert at Pioneer Village and thanked all the volunteers that assisted in the event. He reported on attending the following: LAFCo Committee meeting, COG meeting, delivered dictionaries to local schools. He also announced that Assembly member Arambula would be giving out free lunch at Lincoln Park on Election Day.

ORAL COMMUNICATIONS: Mrs. Rose Robertson thanked everyone for their assistance with the recent benefit concert at Pioneer Village.

Ms. Char Tucker stepped forward to invite Council to the first annual Christmas parade.

ADJOURNMENT: There being no further business, the meeting was adjourned at 7:19 p.m.

Respectfully submitted,

Reyna Rivera
City Clerk

Scott Robertson
Mayor of the City of Selma

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

November 21, 2016

ITEM NO: 1.c.

SUBJECT: Consideration and Necessary Action Authorizing City Manager to Execute Agreement with Fehr & Peers to develop an Active Transportation Program (ATP) Pedestrian/Bicycle Plan.

DISCUSSION: The City of Selma was awarded funding by the California Transportation Commission (CTC) for the development of a Selma ATP Plan to develop a plan and inventory of existing/future bike and pedestrian infrastructure throughout the City of Selma. The request for proposal went out to multiple vendors on September 28, 2016 with bids due on October 21, 2016 at 4 p.m.

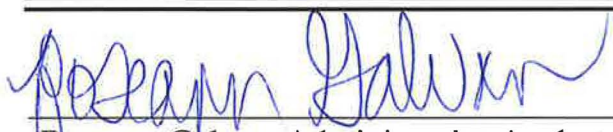
The successful proposal was submitted by Fehr & Peers with a bid of \$87,821. The timeline includes completion of the document by March 31, 2018 which meets the Cal Trans/CTC timeline.

The process will include development of a plan and inventory of existing/future bicycle/pedestrian projects which will be ready to submit for grants such as the Active Transportation Program (ATP) and other funding sources. In addition, a public meeting will be held. The City Council will approve the final plan.

<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).
The successful bid was \$87,821 submitted by Fehr & Peers.		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: N/A-CTC funding		NONE
Fund Balance:		

RECOMMENDATION: Authorize City Manager approve resolution to sign contract with Fehr and Peers for \$87,821 to develop an ATP pedestrian/bike plan for the City of Selma.



Roseann Galvan, Administrative Analyst

11/15/2016

Date



Joseph Daggett, City Engineer

11/16/2016

Date



Greg Garner, Interim City Manager

11/17/16

Date

We _____ and _____
Greg Garner, Interim 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. 2016 – R

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SELMA
AWARDING CONTRACT FOR THE CALTRANS DIVISION OF LOCAL
ASSISTANCE PROJECT ATPLNI-5096(034) TO FEHR & PEERS**

WHEREAS, in anticipation of the development of a Selma ATP Pedestrian/Bike Plan project to develop inventory of existing/future bike and pedestrian infrastructure throughout the City of Selma an agreement is required with the consultant to implement the project; and

WHEREAS, having a plan with identified projects will assist in being awarded funds from the Active Transportation Program (ATP) through Cal Trans; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF SELMA AS FOLLOWS:

1. The City of Selma authorizes the City Manager to execute agreement with Fehrs & Peers for \$87,821 to develop a Pedestrian/Bike Plan.

This foregoing resolution is hereby approved this 21st day of November, 2016, by the following vote, to wit:

AYES:

NOES:

ABSTAIN:

ABSENT:

Scott Robertson, Mayor

ATTEST:

Reyna Rivera, City Clerk

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

November 21, 2016

ITEM NO: 1.d.

SUBJECT: Notice of Completion for Arrants Street Storm Drain Repair Project.

DISCUSSION: The Public Works Engineering Department is requesting that the Council approve the Notice of completion for the above referenced project. All work has been completed, has met all design standards, and has been approved by the City Engineer.

It is hereby requested that the Notice of Completion be executed and the final payment, plus retention on this project be released to the contractor.

RECOMMENDATION: Approve Notice of Completion for Arrants Street Storm Drain Repair Project.



Joseph D. Daggett, City Engineer

11/18/2016

Date



Greg Garner, Interim City Manager

11/18/16

Date

Recording Requested By
City of Selma

When Recorded Return To:
City of Selma - City Clerk
1710 Tucker Street
Selma, CA 93662

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document."

THIS SPACE IS FOR RECORDING INFORMATION ONLY

**NOTICE OF COMPLETION
(UNDER SECTION 1187 C.C.P.)**

NOTICE IS HEREBY GIVEN that the undersigned, City of Selma, a Municipal Corporation, is the owner of the real estate situated in the City of Selma, County of Fresno, State of California, and described as follows, to-wit:

Arrants Street Storm Drain Repair Project;

That the address of said owner is City Hall, 1710 Tucker Street, Selma, California;

That the nature of the title of the owner to said real estate is that of fee simple and/or easement;

That the name of the Contractor is Bill Nelson GEC, Inc., 7600 N Ingram Avenue, Suite 125/126, Fresno, CA 93711;

That on the 21st day of October, 2016, the Contract for the work on the above-described property was actually completed.

By: _____
Greg Garner, Interim City Manager
Owner

I, Greg Garner, being duly sworn says:

That I am the agent of the Owner of the property described in the foregoing Notice; that I have read the foregoing Notice and know the contents thereof, and that the same is true of my own knowledge.

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document."

CITY OF SELMA, a Municipal Corporation

By: _____
Greg Garner, Interim City Manager
Owner

State of California
County of Fresno

On November 22, 2016, before me, Reyna Rivera, City Clerk, personally appeared Greg Garner, Interim City Manager, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument. I certify under PENALTY OF PERJURY under laws of the State of California the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Reyna Rivera, Selma City Clerk

(Acknowledgment taken by City Clerk pursuant to California Civil Code Section 1181)

Check Register Report

1 . e .

Date: 11/17/2016

Time: 3:52 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							
67912	10/27/2016	Printed		12100.050	U.S. BANK CORPORATE PMT SYSTEM	CALCARD CHARGES 9/23-10/24/16	49,807.75
67913	10/27/2016	Printed		12160.142	UNITED STATES TREASURY	LEVY PROCEEDS JAMES W INGRAM	30.75
67914	10/27/2016	Printed		12220.210	VALLEY NETWORK SOLUTIONS INC.	NETCARE ONSITE MGMNT LICENSE	11,645.14
67915	10/27/2016	Printed		12310.249	WASTE MANAGEMENT	GARBAGE	112,132.25
67916	10/27/2016	Printed		12400.182	YARDLIGHT COMPANY	DECORATIVE STREET LIGHTS	652.50
67917	11/10/2016	Printed		10100.015	1-800-BOARD UP	3207 THOMPSON	1,088.28
67918	11/10/2016	Printed		10180.850	ALVES ELECTRIC	TROUBLE SHOOT ST LIGHTS	2,610.00
67919	11/10/2016	Printed		10190.063	AMERICAN AMBULANCE	NOVEMBER 2016 PAYMENT	89,500.00
67920	11/10/2016	Printed		10210.255	BANNER PEST CONTROL INC	PEST CONTROL	441.00
67921	11/10/2016	Printed		10210.260	RONALD BARNES	SHAHER BASKETBALL COURT REPAIR	125.00
67922	11/10/2016	Printed		10230.130	BENNETT & BENNETT, INC.	MISC IRRIGATION SUPPLIES	81.61
67923	11/10/2016	Printed		10257.305	WILL BLACKWELL	REIMBURSE EMT RECERTIFICATION	80.00
67924	11/10/2016	Printed		10310.455	CALIFORNIA WATER SERVICE	WATER SERVICE	13,532.36
67925	11/10/2016	Printed		10300.334	CDCE INCORPORATED	MDT MONTHLY LEASE-PD	2,440.00
67926	11/10/2016	Printed		10330.283	CENTRAL VALLEY TOXICOLOGY INC.	DRUG TESTING CS# 16-4202	234.00
67927	11/10/2016	Printed		11620.727	CITY OF SELMA	REPLENISH PETTY CASH	142.48
67928	11/10/2016	Printed		11620.728	CITY OF SELMA	PETTY CASH FOR SPECIAL OPS	458.00
67929	11/10/2016	Printed		11620.729	CITY OF SELMA	REPLENISH PETTY CASH	70.00
67930	11/10/2016	Printed		10370.375	COMCAST	INTERNET SERVICE	1,060.00
67931	11/10/2016	Printed		10370.940	COOK'S COMMUNICATION CORP	EQUIPMENT INSTALLATION PD VEH	30,096.20
67932	11/10/2016	Printed		10370.969	CORELOGIC SOLUTIONS LLC	REALQUEST SERVICE	481.25
67933	11/10/2016	Printed		10309.049	CWP CABINETS	BUSINESS LIC OVERPAYMENT REIMB	134.00
67934	11/10/2016	Printed		10430.071	DEPARTMENT OF JUSTICE	FINGERPRINTS	294.00
67935	11/10/2016	Printed		10670.583	FR EMS	AMBULANCE BILLING	4,710.92
67936	11/10/2016	Printed		10670.050	FRESNO BEE	ADS FOR MR BURNS/BRIGHTON	2,580.90
67937	11/10/2016	Printed		10670.260	FRESNO CO RECORDER	LIEN RELEASE 2955 LOGAN	17.00
67938	11/10/2016	Printed		10670.270	FRESNO CO TREASURER-SHERIFF	RMS/JMS/CAD ACCESS FEES	496.88
67939	11/10/2016	Printed		11040.176	MAGNOLIA S. JIMENEZ GALLARDO	PHLEBOTOMY SERVICE 16-4576	50.00
67940	11/10/2016	Printed		10750.358	GRAHAM PREWETT INC	BUSINESS LIC OVERPAYMENT REIMB	10.00
67941	11/10/2016	Printed		10752.164	KENNETH GREY	SUPPLIES FOR BIG FISH REIMB	8,418.45
67942	11/10/2016	Printed		10820.020	HEALTHEDGE ADMINISTRATORS INC.	DENTAL 10/26/16	2,580.16
67943	11/10/2016	Printed		10820.034	HEALTHWISE SERVICES	KIOSK MEDICAL WASTE	150.00
67944	11/10/2016	Printed		10820.702	HEWLETT-PACKARD FINANCIAL	LEASE FOR NIMBLE STORAGE	3,485.02
67945	11/10/2016	Printed		11000.150	J'S COMMUNICATION INC.	SERVICE AGREEMENT	1,338.00
67946	11/10/2016	Printed		11010.389	LINDA JARRETT	CIRCUS EQUIP REIMBURSEMENT	39.04
67947	11/10/2016	Printed		11050.650	JUDICIAL DATA SYSTEM	PARKING CITATIONS	35.60
67948	11/10/2016	Printed		12172.409	KINGS BAISIN WATER AUTHORITY	ANNUAL MEMBERSHIP	7,000.00
67949	11/10/2016	Printed		11220.027	LEE CENTRAL CALIFORNIA	MAYOR ROTATION PUBLICATION	62.05
67950	11/10/2016	Printed		11250.630	LOSS PROTECTION AND	MONTHLY SERVICE OF CONTAINERS	110.00
67951	11/10/2016	Printed		11300.105	MUNISERVICES,LLC	STARS SERVICES 2ND QUARTER	500.00
67952	11/10/2016	Printed		11530.100	OFFICE DEPOT, INC.	OFFICE SUPPLIES	80.21
67953	11/10/2016	Printed		11620.268	PEERLESS PRINT & GRAPHICS	COED LEAGUE AWARDS	356.60
67954	11/10/2016	Printed		11640.800	PITNEY BOWES INC.	POSTAGE METER INK -PD	204.21
67955	11/10/2016	Printed		11650.606	POLYGRAPH PROFESSIONALS	POLYGRAPH EXAMS-PD	400.00
67956	11/10/2016	Printed		11810.361	RAY MORGAN COMPANY INC	MAINT/COPY AGREEMENT	738.69
67957	11/10/2016	Printed		11840.293	DEBORAH K ROWE	GYM MEMBERSHIP REIMB	200.00
67958	11/10/2016	Printed		11820.195	DAN RUIZ	CALBO UPDATE PER DIEM	180.00
67959	11/10/2016	Printed		11926.843	SECOND CHANCE ANIMAL SHELTER	ADMIN CITE REIMB #01604	150.00
67960	11/10/2016	Printed		11945.275	SELMA DISTRICT CHAMBER OF	QUARTERLY PAYMENT	3,800.00

Check Register Report

1 . e .

Date: 11/17/2016

Time: 3:52 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							
67961	11/10/2016	Printed		11945.790	SELMA TROPHY SHOP	COED SOFTBALL PLAQUES	97.85
67962	11/10/2016	Printed		11945.800	SELMA UNIFIED SCHOOL DISTRICT	FUEL	13,217.11
67963	11/10/2016	Printed		11900.389	SPARKLETTS	WATER SERVICE	129.84
67964	11/10/2016	Printed		11975.598	KENDRA STEFFEN	FUEL REIMBRUSEMENT	25.00
67965	11/10/2016	Printed		11975.624	STERICYCLE, INC.	SERI-SAFE OSHA COMPLIANCE	129.06
67966	11/10/2016	Printed		10310.963	THE CALIFORNIA PEACE OFFICERS'	CPOA MEMBERSHIP DUES	125.00
67967	11/10/2016	Printed		11945.400	THE KINGSBURG RECORDER	SUBSCRIPTION RENEWAL	26.00
67968	11/10/2016	Printed		12070.120	TULARE CO JAIL INDUSTRIES	GRAPHICS FOR NEW PD VEHICLES	669.60
67969	11/10/2016	Printed		12071.300	TUTTLE & MCCLOSKEY	PERSONNEL COMMISSION HEARING	2,150.00
67970	11/10/2016	Printed		12221.134	ROSALEE F VALENCIA	BIG FISH WIGS & STYLING	230.00
67971	11/10/2016	Printed		12270.190	VERIZON WIRELESS	AIRCARDS	423.06
67972	11/10/2016	Printed		12350.455	WILLEMS COMMERCIAL PRINTING	POSTERS/POSTCARDS FOR BIG FISH	358.20
67973	11/17/2016	Printed		10100.134	3SFIRE, LLC	FIRE TRAINING BUILDING	163,095.00

Total Checks: 62**Checks Total (excluding void checks): 535,506.02****Total Payments: 62****Bank Total (excluding void checks): 535,506.02****Total Payments: 62****Grand Total (excluding void checks): 535,506.02**

US BANK INVOICE FOR CALCARD CHARGES: 9/23/16-10/22/16

1.e.

TRANSACTION					
EMPLOYEE NAME	DATE	VENDOR NAME	DESCRIPTION OF PURCHASE	ACCOUNT NUMBER	AMOUNT
ALLIE CONTRERAS	9/26/2016	FOOD 4LESS	BINGO SNACKS	805-0000-226.400.000	47.84
ALLIE CONTRERAS	9/30/2016	FACEBOOK	ADVERTISEMENT	805-0000-226.200.000	14.24
ALLIE CONTRERAS	10/4/2016	FOOD 4LESS	DRINKS FOR BINGO	805-0000-226.400.000	29.14
ALLIE CONTRERAS	10/5/2016	VISTA PRINT	BANNER	805-0000-226.200.000	86.97
ALLIE CONTRERAS	10/11/2016	OFFICE MAX	LABLES,CANDY FOR BINGO	805-0000-226.400.000	93.76
ALLIE CONTRERAS	10/13/2016	KEITH SELLERS	CERAMICS	805-0000-226.200.000	95.40
ALLIE CONTRERAS	10/17/2016	DOLLAR TREE	PARADE SUPPLIES	805-0000-226.200.000	32.62
ALLIE CONTRERAS	10/17/2016	WALMART	INK/CRAFT SUPPLIES	805-0000-226.200.000	106.83
ALLIE CONTRERAS	9/30/2016	WALMART	HOLIDAY CRAFT SUPPLIES	805-0000-226.200.000	96.61
ALLIE CONTRERAS	10/20/2016	SMART N FINAL	BINGO	805-0000-226.400.000	162.62
ANTOINETTE HILL	9/24/2016	COSTCO	WATER CUPS, SNACKS	805-0000-226.200.000	59.55
ANTOINETTE HILL	9/25/2016	THE HOME DEPOT	HARVEST DÉCOR	805-0000-226.200.000	36.71
ANTOINETTE HILL	9/28/2016	SAVEMART	MORNING PASTRIES	805-0000-226.200.000	33.17
ANTOINETTE HILL	9/29/2016	MICHAELS	AUTUMN DÉCOR	805-0000-226.200.000	148.34
ANTOINETTE HILL	10/4/2016	TARGET	CANDY	805-0000-226.400.000	21.96
ANTOINETTE HILL	10/4/2016	SMART N FINAL	CLEANING SUPPLIES, SERVING GLOVES ETC.	100-4500-600.250.000	291.95
ANTOINETTE HILL	10/9/2016	WALMART	PADLOCK	805-0000-226.100.000	9.61
ANTOINETTE HILL	10/11/2016	WALMART	LUNCH FOR SENIORS	805-0000-226.200.000	35.91
ANTOINETTE HILL	10/11/2016	WALMART	DÉCOR FOR PARADE	805-0000-226.200.000	56.12
ANTOINETTE HILL	10/10/2016	PARTY CITY	DÉCOR FOR THE PARADE	805-0000-226.200.000	255.05
CALEB GARCIA	9/21/2016	VALERO, MANTECA CA	FUEL	701-9200-600.257.000	57.77
CALEB GARCIA	9/28/2016	GAS STATION, FRESNO CA	FUEL	701-9200-600.257.000	49.61
CALEB GARCIA	10/3/2016	GAS STATION, FRESNO CA	FUEL	701-9200-600.257.000	51.39
CALEB GARCIA	10/5/2016	ELM GAS STATION, FRESNO CA	FUEL	701-9200-600.257.000	42.09
CALEB GARCIA	10/13/2016	CHEVRON, FRESNO CA	FUEL	701-9200-600.257.000	52.90
CHRISTIE MOORADIAN	10/20/2016	PLATINUM PERFORMANCE	SUPPLEMENTS OR K-9 ARTHRITIS	100-2100-600.250.000	101.98
CITY OF SELMA FIRE QRT MST	10/2/2016	DE WILLIAMS	FIRE HELMET SHIELD	100-2525-600.476.000	74.50
CITY OF SELMA FIRE QRT MST	10/5/2016	HARBOR FREIGHT	TURNOUT DRYER	100-2525-600.476.000	19.32
CITY OF SELMA FIRE QRT MST	10/4/2016	HOME DEPOT SELMA	TURNOUT DRYER	100-2525-600.476.000	44.25
CITY OF SELMA FIRE QRT MST	10/9/2016	HOME DEPOT SELMA	TURNOUT DRYER	100-2525-600.476.000	23.28
CITY OF SELMA FIRE QRT MST	10/10/2016	NELSONS HARDWARE	TURNOUT DRYER	100-2525-600.476.000	40.93
CITY OF SELMA FIRE QRT MST	10/11/2016	HARBOR FREIGHT	TURNOUT DRYER	100-2525-600.476.000	20.40
CITY OF SELMA FIRE QRT MST	10/13/2016	A TO Z SUPPLY	TURNOUT DRYER	100-2525-600.476.000	206.30
CITY OF SELMA FIRE QRT MST	10/14/2016	LOWES FRESNO	TURNOUT DRYER	100-2525-600.476.000	32.52
CITY OF SELMA FIRE QRT MST	10/15/2016	NELSONS HARDWARE	TURNOUT DRYER	100-2525-600.476.000	6.30
CITY OF SELMA FIRE QRT MST	10/16/2016	HOME DEPOT SELMA	TURNOUT DRYER	100-2525-600.476.000	9.70
CITY OF SELMA-ENG 311	10/14/2016	LOVES	STRIKE TEAM-FUEL	701-9200-600.257.000	67.38
CITY OF SELMA-ENG 311	10/15/2016	CHEVRON	STRIKE TEAM-FUEL	701-9200-600.257.000	71.94
CITY OF SELMA-ENG 311	10/17/2016	CHEVRON	STRIKE TEAM-FUEL	701-9200-600.257.000	100.00
CITY OF SELMA-ENG 311	10/17/2016	CHEVRON	STRIKE TEAM-FUEL	701-9200-600.257.000	2.16
CITY OF SELMA-ENG 311	10/15/2016	GOLDEN GATE	STRIKE TEAM-FUEL	701-9200-600.257.000	65.06
CITY OF SELMA-STATION 1	9/22/2016	HOME DEPOT SELMA	ST 2 REMODEL	100-2500-600.370.000	38.70
CITY OF SELMA-STATION 1	9/25/2016	CHEVRON	FUEL-STRIKE TEAM ASSIGNMENT	701-9200-600.257.000	20.04
CITY OF SELMA-STATION 1	9/25/2016	FISH HOPPER-MONTEREY	MEAL-ON WAY HOME FROM STRIKE TEAM	100-2525-600.250.000	64.15
CITY OF SELMA-STATION 1	10/4/2016	SAVEMART SELMA CA	SUPPLIES-WATER	100-2525-600.250.000	22.67
CITY OF SELMA-STATION 1	10/6/2016	OREILLEY AUTO PARTS	STATION 2-TOOL HOLDER	100-2525-600.375.000	17.37
CITY OF SELMA-STATION 1	10/13/2016	HOME DEPOT SELMA	STATION 2 REMODEL	100-2500-600.370.000	13.00

US BANK INVOICE FOR CALCARD CHARGES: 9/23/16-10/22/16

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TRANSACTION					
EMPLOYEE NAME	DATE	VENDOR NAME	DESCRIPTION OF PURCHASE	ACCOUNT NUMBER	AMOUNT
CITY OF SELMA-STATION 1	10/13/2016	HOME DEPOT SELMA	STATION 2 REMODEL	100-2500-600.370.000	108.42
CITY OF SELMA-STATION 1	10/14/2016	HOME DEPOT SELMA	STATION 2 REMODEL	100-2500-600.370.000	172.08
CITY OF SELMA-STATION 2	9/26/2016	HOME DEPOT SELMA		100-2500-600.370.000	(10.49)
CITY OF SELMA-STATION 2	9/26/2016	HOME DEPOT SELMA	ST 2 REMODEL	100-2500-600.370.000	52.51
CITY OF SELMA-STATION 2	9/29/2016	HOME DEPOT SELMA	SINK REPAIR STATION 1	100-2500-600.370.000	30.75
CITY OF SELMA-STATION 2	9/29/2016	HOME DEPOT SELMA	SINK REPAIR STATION 1	100-2500-600.370.000	7.71
CITY OF SELMA-STATION 2	10/15/2016	OREILLY AUTO PARTS	DEF FLUID	701-9200-600.250.000	28.25
CITY OF SELMA-STATION 2	10/21/2016	OFFICE MAX	RS 2 TRAINING MANUALS	100-2500-600.250.210	145.91
CITY OF SELMA-STATION 2	10/20/2016	HOME DEPOT SELMA	STATION 2 REMODEL	100-2500-600.370.000	6.26
CITY OF SELMA-TRAINING DIV	9/22/2016	EMBASSY SUITES-OXNARD	HOTEL ROOM-OWENS CLASS	295-2525-610.915.000	168.60
CITY OF SELMA-TRAINING DIV	10/15/2016	TOUCAN CHARLIES	BUFFET-STRIKE TEAM	295-2525-610.915.000	75.39
CITY OF SELMA-TRAINING DIV	10/21/2016	CAL FIRE CHIEFS	TRAINING SYMPOSIUM REGISTRATION BEGINES	295-2525-610.915.000	429.00
CITY OF SELMA-TRAINING DIV	10/21/2016	CAL FIRE CHIEFS	TRAINING SYMPOSIUM REGISTRATION RIEDEL	295-2525-610.915.000	429.00
CITY OF SELMA-TRAINING DIV	10/21/2016	CAL FIRE CHIEFS	TRAINING SYMPOSIUM REGISTRATION SANDERS	295-2525-610.915.000	341.00
CITY OF SELMA-TRAINING DIV	10/21/2016	CAL FIRE CHIEFS	TRAINING SYMPOSIUM REGISTRATION VASQUEZ	295-2525-610.915.000	238.00
CITY OF SELMA-TRAINING DIV	10/21/2016	CAL FIRE CHIEFS	TRAINING SYMPOSIUM REGISTRATION BEASLEY	295-2525-610.915.000	429.00
CITY OF SELMA-TRAINING DIV	10/21/2016	CAL FIRE CHIEFS	TRAINING SYMPOSIUM REGISTRATION JENSEN	295-2525-610.915.000	139.00
CITY OF SELMA-TRAINING DIV	10/21/2016	CAL FIRE CHIEFS	TRAINING SYMPOSIUM REGISTRATION CACOSSA	295-2525-610.915.000	139.00
CITY OF SELMA-TRAINING DIV	10/21/2016	CAL FIRE CHIEFS	TRAINING SYMPOSIUM REGISTRATION PETERS	295-2525-610.915.000	238.00
DAN RUIZ	10/11/2016	CALBO	CALBO EDUCATION WEEK	100-3200-610.915.000	645.00
DAN RUIZ	10/18/2016	ORBITZ	LODGING FOR CALBO WEEK	100-3200-610.920.000	357.77
DAVID LEWIS	10/17/2016	CALIFORNIA SOCIETY OF MUNICIPAL	REGISTRATION BY ISAAC MORENO	100-1600-610.920.000	25.00
DEBBIE GOMEZ	9/23/2016	CHIEF SUPPLY	BELT AND ATTACHMENTS FOR DET UNIT	100-2100-600.250.000	109.41
DEBBIE GOMEZ	9/22/2016	AMAZON	CAR CHARGERS FOR MOTOROLA RADIOS	100-2100-600.250.000	77.00
DEBBIE GOMEZ	9/22/2016	AMAZON	CAR CHARGERS FOR LAPTOP, UNIVERSAL	100-2100-600.250.000	50.39
DEBBIE GOMEZ	9/29/2016	METRO	EMBROIDERY & PATCH WORK	100-2100-600.250.000	358.79
DEBBIE GOMEZ	10/4/2016	CHIEF SUPPLY	NYLONG DUTY BELT	100-2200-600.250.000	19.94
DEBBIE GOMEZ	10/21/2016	SAFARILAND	HOLSTERS, CUFF POUCH, SPRAY HOLDER	100-2200-600.250.000	919.55
DEBBIE GOMEZ	10/11/2016	AMAZON	PURELL HAND SANITIZER REFILL	100-2200-600.250.000	56.96
FRANK SANTILLAN	9/28/2016	WALMART	PD SUPPLIES	100-2200-600.250.000	10.74
FRANK SANTILLAN	10/1/2016	WALMART	PATROL UNIT CLEANING SUPPLIES	100-2200-600.250.000	16.21
FRANK SANTILLAN	9/30/2016	ED ROEHR SAFETY PRODUCTS	MOTOR UNIT EQUIPMENT	100-2200-600.250.000	15.25
FRANK SANTILLAN	10/3/2016	AMAZON	VIP RADIO CREDIT, ITEM RETURNED	100-2200-600.250.000	(325.50)
FRANK SANTILLAN	10/8/2016	METRO UNIFORMS	SANTILLAN REVOLVING ACCT	100-0000-123.010.000	147.13
FRANK SANTILLAN	10/8/2016	METRO UNIFORMS	SANTILLAN REVOLVING ACCT	100-0000-123.010.000	135.12
FRANK SANTILLAN	10/8/2016	UNIQUELY YOURS	MOTOR UNIT EQUIPMENT	100-2200-600.250.000	10.00
FRANK SANTILLAN	10/11/2016	AUTOZONE	PATROL UNIT CLEANING SUPPLIES	100-2200-600.250.000	37.80
FRANK SANTILLAN	10/13/2016	NELSONS HARDWARE	PATROL UNIT EQUIPMENT	100-2200-600.250.000	11.93
FRANK SANTILLAN	10/15/2016	TMART	FUEL	701-9200-600.257.000	23.61
FRANK SANTILLAN	10/15/2016	TMART	FUEL	701-9200-600.257.000	36.00
FRANK SANTILLAN	10/15/2016	TMART	FUEL	701-9200-600.257.000	22.38
FRANK SANTILLAN	10/15/2016	AUTOZONE	PATROL UNIT CLEANING SUPPLIES	100-2200-600.250.000	38.04
FRANK SANTILLAN	10/15/2016	WALMART	PATROL UNIT CLEANING SUPPLIES	100-2200-600.250.000	18.20
FRANK SANTILLAN	10/16/2016	AMAZON	FRANDSEN REVOLVING ACCT	100-0000-123.010.000	49.95
FRANK SANTILLAN	10/16/2016	TMART	FUEL	701-9200-600.257.000	30.00
FRANK SANTILLAN	10/16/2016	TMART	FUEL	701-9200-600.257.000	25.00
FRANK SANTILLAN	10/16/2016	TMART	FUEL	701-9200-600.257.000	30.65

US BANK INVOICE FOR CALCARD CHARGES: 9/23/16-10/22/16

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TRANSACTION					
EMPLOYEE NAME	DATE	VENDOR NAME	DESCRIPTION OF PURCHASE	ACCOUNT NUMBER	AMOUNT
FRANK SANTILLAN	10/16/2016	TMART	FUEL	701-9200-600.257.000	24.82
FRANK SANTILLAN	10/16/2016	TMART	FUEL	701-9200-600.257.000	0.06
FRANK SANTILLAN	10/16/2016	TMART	FUEL	701-9200-600.257.000	20.00
FRANK SANTILLAN	10/18/2016	GALLS INC.	HISSONG REVOLVING ACCT	100-0000-123.010.000	45.91
FRANK SANTILLAN	10/18/2016	RAY ALLEN	K9 EQUIPMENT	100-2200-600.250.000	809.99
FRANK SANTILLAN	10/21/2016	TMART	FUEL	701-9200-600.257.000	29.00
GILBERT CANTU	10/11/2016	FLYING V CHEVRON, SACRAMENTO	FUEL FOR UNIT, BACKGROUND INVESTIGATION	701-9200-600.257.000	39.80
GILBERT CANTU	10/14/2016	INTOXIMETERS	DRY GAS REGULATOR FOR NEW	100-2100-600.250.000	143.02
GREG GARNER	9/22/2016	SPIKE & RAIL	MEETING WITH CA/CM	100-1300-610.920.000	48.00
GREG GARNER	10/18/2016	HYATT REGENCY SAN DIEGO	IACP CONFERENCE	100-2300-610.915.000	967.20
JACOB PUMAREJO	9/22/2016	CHEVRON	FUEL	269-2200-600.257.000	68.88
JACOB PUMAREJO	9/23/2016	CHEVRON	FUEL	269-2200-600.257.000	57.00
JACOB PUMAREJO	9/29/2016	CHEVRON	FUEL	269-2200-600.257.000	66.66
JACOB PUMAREJO	10/4/2016	CHEVRON	FUEL	269-2200-600.257.000	63.88
JACOB PUMAREJO	10/7/2016	CHEVRON	FUEL	269-2200-600.257.000	53.18
JACOB PUMAREJO	10/10/2016	VALERO	FUEL	269-2200-600.257.000	66.48
JACOB PUMAREJO	10/12/2016	CHEVRON	FUEL	269-2200-600.257.000	58.02
JACOB PUMAREJO	10/13/2016	CHEVRON	FUEL	269-2200-600.257.000	73.44
JACOB PUMAREJO	10/17/2016	76	FUEL	269-2200-600.257.000	62.62
JACOB PUMAREJO	10/19/2016	METRO UNIFORMS	ACT EQUIP HANDCUFFS EAR PIECE	269-2200-600.250.000	75.70
JACOB PUMAREJO	10/21/2016	CHEVRON	FUEL	269-2200-600.257.000	40.00
JERRY HOWELL	9/22/2016	OFFICE MAX	2 MONITORS, 1 COMPUTER CASE	704-9600-600.250.000	413.12
JERRY HOWELL	10/7/2016	USPS	POSTAGE FOR ASSESSOR'S OFFICE	100-3200-600.120.000	37.50
JERRY HOWELL	10/18/2016	NELSON'S HARDWARE	LOCKS & BATTERY FOR CODE ENFORCEMENT	100-3200-600.100.000	34.23
KELLI TELLEZ	9/22/2016	WALMART SELMA CA	SUPPLIES-STATION	100-2525-600.250.000	14.07
KELLI TELLEZ	10/5/2016	SAVEMART SELMA CA	BREAKFAST FOR MEETING	100-2525-600.250.000	7.98
KELLI TELLEZ	10/17/2016	USPS	POSTAGE -STRIKE TEAM REIMBURSEMENT	100-2500-600.120.000	12.90
MIKAL KIRCHNER	9/21/2016	ZING ENTERPRISES	SAFETY EQUIPMENT ART WAREHOUSE	605-4300-600.250.000	66.39
MIKAL KIRCHNER	9/27/2016	VENDINI TIX	TICKET MACHINE/RIGHTS/ ARTS CENTER	605-4300-600.250.000	2,690.00
MIKAL KIRCHNER	9/30/2016	WAL MART	CANOPY SR. CENTER (REPLACE BROKE)	100-4200-600.250.000	80.46
MIKAL KIRCHNER	10/1/2016	THE HOME DEPOT	SUPPLIES, BIG FISH & BRIGHTON BEACH	605-4300-656.540.010	257.19
MIKAL KIRCHNER	9/30/2016	NELSON'S ACE HARDWARE	BRENTLINGER GATE NEW LOCKS	100-4700-600.250.000	19.56
MIKAL KIRCHNER	10/4/2016	THE HOME DEPOT	SET EQUIP. BRIGHTON BEACH/BIG FISH	605-4300-656.540.011	1,000.00
MIKAL KIRCHNER	10/4/2016	THE HOME DEPOT	SET EQUIP. BRIGHTON BEACH/BIG FISH	605-4300-656.540.010	592.98
MIKAL KIRCHNER	10/13/2016	AMAZON MKTPLACE	LOCK BOX SR. CENTER (COFFEE)	805-0000-226.200.000	28.08
MIKAL KIRCHNER	10/18/2016	WAL MART	PICTURE FRAME (SALAZAR RECOGNITION)	100-4100-600.250.000	13.30
MIKE KAIN	9/22/2016	NATION CHEM CORP	SUPPLIES-TRAINING CENTER	100-2525-600.250.000	109.95
MIKE KAIN	10/20/2016	HYATT PLACE	TRAINING CLASS-CEASAR LUNA HOTEL	100-2500-610.915.000	628.10
MIKE KAIN	10/21/2016	SHERATON CERRITOS	CLASS FOR 5 GUYS-2 HOTEL ROOMS	100-2500-600.250.210	673.32
MIKE KAIN	10/21/2016	SHERATON CERRITOS	ROSSOTTI, DEMMERS, REESER, RIVAS, BLACKWELL	100-2500-600.250.210	673.32
MYRON DYCK	9/29/2016	SAL'S MEXICAN RESTAURANT	FOOD FOR SPECIAL DETAIL	100-2100-600.250.000	88.86
MYRON DYCK	9/30/2016	SAVEMART SELMA	FOOD SUPPLIES FOR SPECIAL DETAIL	100-2100-600.250.000	44.59
MYRON DYCK	10/7/2016	TAQUERIA EL RODEO	LUNCH FOR DESTRUCTION DETAIL	100-2100-600.250.000	22.41
MYRON DYCK	10/13/2016	RAY ALLEN MANUFACTURING	COOL AIDS FOR K-9 UNITS	100-2200-600.250.000	134.58
NICOLETTE ANDERSEN	9/22/2016	FIGURE 53	MR. BURNS VIDEO LICENSE	605-4300-656.540.009	20.00
NICOLETTE ANDERSEN	9/22/2016	SAVEMART	MR. BURNS SNACK BAR	605-4300-656.540.009	47.64
NICOLETTE ANDERSEN	9/29/2016	WILLEMS COMMERCIAL PRINTING	MR. BURNS / BRIGHTON BEACH	605-4300-656.540.009	155.84

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TRANSACTION					
EMPLOYEE NAME	DATE	VENDOR NAME	DESCRIPTION OF PURCHASE	ACCOUNT NUMBER	AMOUNT
NICOLETTE ANDERSEN	9/29/2016	WILLEMS COMMERCIAL PRINTING	MR. BURNS / BRIGHTON BEACH	605-4300-656.540.010	150.43
NICOLETTE ANDERSEN	9/27/2016	WALMART	MR. BURNS COSTUME RETURN	605-4300-656.540.009	(29.09)
NICOLETTE ANDERSEN	9/30/2016	SAVEMART	MR BURNS SNACK BAR	605-4300-656.540.009	57.64
NICOLETTE ANDERSEN	10/1/2016	SAVEMART	MR BURNS SNACK BAR	605-4300-656.540.009	19.98
NICOLETTE ANDERSEN	10/8/2016	YA YA E FAVORMART	BIG FISH DAFFODILS	605-4300-656.540.011	172.65
NICOLETTE ANDERSEN	10/8/2016	WALGREENS	BRIGHTON BEACH WATER	605-4300-656.540.010	7.38
NICOLETTE ANDERSEN	10/8/2016	THE HOME DEPOT	BRIGHTON BEACH PAINT / SET SUPPLIES	605-4300-656.540.010	40.82
NICOLETTE ANDERSEN	10/14/2016	FOUR STAR MINI MART	GAS-BRIGHTON BEACH PROP PICK UP	605-4300-656.540.010	10.00
NICOLETTE ANDERSEN	10/14/2016	WALMART	BRIGHTON BEACH SNACK BAR	605-4300-656.540.010	71.17
NICOLETTE ANDERSEN	10/14/2016	AMVETS	BRIGHTON BEACH PROPS/SET	605-4300-656.540.010	22.46
NICOLETTE ANDERSEN	10/16/2016	SAVEMART	BRIGHTON BEACH SNACK BAR	605-4300-656.540.010	6.98
NICOLETTE ANDERSEN	10/18/2016	THE MT PIT	MUSIC TRACKS - BIG FISH	605-4300-656.540.011	2,264.64
NICOLETTE ANDERSEN	10/18/2016	STUDIO PRODUCTIONS INC	BACKDROP RENTAL - BIG FISH	605-4300-656.540.011	435.00
NICOLETTE ANDERSEN	10/19/2016	AMAZON	BIG FISH PROPS/ COSTUMES	605-4300-656.540.011	80.53
NICOLETTE ANDERSEN	10/19/2016	AMAZON	BIG FISH PROPS/ COSTUMES	605-4300-656.540.011	51.13
NICOLETTE ANDERSEN	10/19/2016	AMAZON	BIG FISH PROPS/ COSTUMES	605-4300-656.540.011	18.43
NICOLETTE ANDERSEN	10/20/2016	AMAZON	BIG FISH PROP/COSTUMES	605-4300-656.540.011	123.00
NICOLETTE ANDERSEN	10/20/2016	AMAZON	BIG FISH PROP/COSTUMES	605-4300-656.540.011	8.99
NICOLETTE ANDERSEN	10/20/2016	JOANN	BIG FISH PROP/COSTUMES	605-4300-656.540.011	181.04
NICOLETTE ANDERSEN	10/21/2016	WALMART	BRIGHTON BEACH SNACK BAR	605-4300-656.540.010	35.71
NICOLETTE ANDERSEN	10/22/2016	WALMART	BRIGHTON BEACH SNACK BAR	605-4300-656.540.010	19.22
NICOLETTE ANDERSEN	10/21/2016	ANDERSENS	BIG FISH PROP/COSTUMES	605-4300-656.540.011	111.28
NICOLETTE ANDERSEN	10/23/2016	AMAZON	BIG FISH PROP/COSTUMES	605-4300-656.540.011	69.42
POLICE DEPT NO 1	10/5/2016	SHELL OIL LODI	FUEL FOR TRAINING	100-2200-610.910.000	34.71
POLICE DEPT NO 1	10/6/2016	SHERATON SACRAMENTO	LODGING FOR TRAINING	100-2200-610.910.000	338.79
POLICE DEPT NO 1	10/7/2016	SHERATON SACRAMENTO	LODGING FOR TRAINING	100-2200-610.910.000	521.52
POLICE DEPT NO 1	10/17/2016	SHELL OIL MORENO VALLEY	FUEL FOR TRAINING	100-2100-610.910.000	25.00
POLICE DEPT NO 1	10/20/2016	SHELL OIL MORENO VALLEY	FUEL FOR TRAINING	100-2100-610.910.000	28.80
POLICE DEPT NO 1	10/21/2016	LA QUINTA INN & SUITES	LODGING FOR TRAINING	100-2100-610.910.000	507.60
POLICE DEPT NO 2	9/22/2016	CHEVRON	FUEL	100-2200-610.910.000	55.67
RENE GARZA	9/23/2016	QUALITY SUITES HOTEL	LODGING	100-2100-610.915.000	253.56
RENE GARZA	10/20/2016	THE HOLSTER STORE	UNDERCOVER HOLSTERS	244-2100-600.250.000	138.18
REYNA RIVERA	9/27/2016	PAPA MURPHY'S	OPEN ENROLLMENT EXPENSE	100-1400-610.920.000	42.00
REYNA RIVERA	9/29/2016	AURORA'S FLOWERS	FOWLER COUNCILMEMBER FUNERAL FLOWERS	100-1100-600.250.000	70.67
REYNA RIVERA	10/3/2016	WALMART SUPERCENTER	COUNCIL MEETING SUPPLIES	100-1100-610.920.000	9.43
REYNA RIVERA	10/3/2016	RODOLFO'S, SELMA	COUNCIL MEETING SUPPLIES	100-1100-610.920.000	46.18
ROMEO SHIPLEE	9/22/2016	EWING IRRIGATION PRODUCTS	MISC. SPRINKLER SUPPLIES	100-5300-600.250.000	229.76
ROMEO SHIPLEE	9/23/2016	EWING IRRIGATION PRODUCTS	MISC. SPRINKLER SUPPLIES - LLMD ZONE 11	220-5300-600.250.411	35.12
ROMEO SHIPLEE	9/23/2016	EWING IRRIGATION PRODUCTS	MISC. SPRINKLER SUPPLIES - LLMD ZONE 8	220-5300-600.250.408	35.12
ROMEO SHIPLEE	9/23/2016	EWING IRRIGATION PRODUCTS	MISC. SPRINKLER SUPPLIES - LLMD ZONE 7	220-5300-600.250.407	35.12
ROMEO SHIPLEE	9/23/2016	EWING IRRIGATION PRODUCTS	MISC. SPRINKLER SUPPLIES - LLMD ZONE 6	220-5300-600.250.406	35.12
ROMEO SHIPLEE	9/23/2016	EWING IRRIGATION PRODUCTS	MISC. SPRINKLER SUPPLIES - LLMD ZONE 5	220-5300-600.250.405	35.13
ROMEO SHIPLEE	9/23/2016	EWING IRRIGATION PRODUCTS	MISC. SPRINKLER SUPPLIES - LLMD ZONE 4	220-5300-600.250.404	35.13
ROMEO SHIPLEE	9/23/2016	EWING IRRIGATION PRODUCTS	MISC. SPRINKLER SUPPLIES - LLMD ZONE 3	220-5300-600.250.403	35.13
ROMEO SHIPLEE	9/23/2016	EWING IRRIGATION PRODUCTS	MISC. SPRINKLER SUPPLIES - LLMD ZONE 1	220-5300-600.250.401	35.13
ROMEO SHIPLEE	9/23/2016	EWING IRRIGATION PRODUCTS	MISC. SPRINKLER SUPPLIES - LLMD ZONE 2	220-5300-600.250.402	35.13
ROMEO SHIPLEE	9/26/2016	CENTRAL SANITARY SUPPLY	MISC. JANITORIAL SUPPLIES	702-9300-600.250.000	102.60

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TRANSACTION					
EMPLOYEE NAME	DATE	VENDOR NAME	DESCRIPTION OF PURCHASE	ACCOUNT NUMBER	AMOUNT
ROMEO SHIPLEE	9/26/2016	CENTRAL SANITARY SUPPLY	MISC. JANITORIAL SUPPLIES	702-9300-600.250.000	619.03
ROMEO SHIPLEE	9/26/2016	GRAINGER	SCISSORS	100-5300-600.250.000	5.01
ROMEO SHIPLEE	9/26/2016	GRAINGER	SCISSORS	210-5400-600.250.000	5.01
ROMEO SHIPLEE	9/27/2016	NELSON'S ACE HARDWARE	BUILDING MAINTENANCE SUPPLIES	702-9300-600.250.000	68.45
ROMEO SHIPLEE	10/3/2016	CENTRAL SANITARY SUPPLY	MISC. JANITORIAL SUPPLIES	702-9300-600.250.000	62.45
ROMEO SHIPLEE	10/10/2016	EWING IRRIGATION PRODUCTS	MISC. IRRIGATION SUPPLIES	100-5300-600.250.000	645.88
ROMEO SHIPLEE	10/14/2016	REFLECTIVE APPAREL FACTORY INC	WINTER JACKETS	210-5400-600.300.000	183.41
ROMEO SHIPLEE	10/18/2016	CENTRAL SANITARY SUPPLY	MISC. JANITORIAL SUPPLIES	702-9300-600.250.000	85.06
ROMEO SHIPLEE	10/20/2016	ALLIED ELECTRIC	BALLASTS FOR BRENTLINGER PARK TENNIS COURT LIGHTS	100-4100-600.250.000	583.43
RUDY ALCARAZ	10/20/2016	WAL-MART	CLEANING SUPPLIES- JAIL	100-2100-600.250.000	2.15
SHANE FERRELL	10/12/2016	NELSON'S ACE HARDWARE	HIGH VOLTAGE STREET LIGHT CIRCUIT #3 REPAIR MEASURE C FLEX	214-5400-600.250.000	16.29
SHANE FERRELL	10/13/2016	NELSON'S ACE HARDWARE	JANITORIAL SUPPLIES	702-9300-600.250.000	9.76
SHANE FERRELL	10/17/2016	NELSON'S ACE HARDWARE	GRAFFITI ABATEMENT SUPPLIES	210-5400-600.250.000	17.59
SHANE FERRELL	10/17/2016	NELSON'S ACE HARDWARE	STREET CURB PAINTING - MEASURE C FLEX	214-5400-600.250.000	29.02
SHANE FERRELL	10/20/2016	NELSON'S ACE HARDWARE	STREET PAINTING SUPPLIES - MEASURE C FLEX	214-5400-600.250.000	38.11
STEVE GIBBS	9/21/2016	SWANSON FAHRNEY FORD	AUTO PARTS - #169	701-9200-600.256.000	46.22
STEVE GIBBS	9/21/2016	SWANSON FAHRNEY FORD	AUTO SERVICE REPAIR - #170	701-9200-600.457.000	705.72
STEVE GIBBS	9/22/2016	NAPA AUTO PARTS	AUTO PARTS - STOCK	701-9200-600.256.000	136.60
STEVE GIBBS	9/22/2016	COLLINS UPHOLSTERY	AUTO PARTS - #722	701-9200-600.256.000	424.70
STEVE GIBBS	9/22/2016	EAST BAY TIRE CO	AUTO SERVICE REPAIR - #8508	701-9200-600.457.000	3,433.29
STEVE GIBBS	9/26/2016	NAPA AUTO PARTS	SMALL TOOLS & MINOR EQUIPMENT - SHOP	701-9200-600.305.000	16.84
STEVE GIBBS	9/26/2016	O'REILLY AUTO SUPPLY	AUTO PARTS - #161	701-9200-600.256.000	97.70
STEVE GIBBS	9/26/2016	NORTHEAST MARINE	AUTO PARTS - #2101	701-9200-600.256.000	23.26
STEVE GIBBS	9/27/2016	SWANSON FAHRNEY FORD	AUTO PARTS - #723	701-9200-600.256.000	32.49
STEVE GIBBS	9/27/2016	COLLINS UPHOLSTERY	AUTO PARTS	701-9200-600.256.000	424.70
STEVE GIBBS	9/28/2016	EAST BAY TIRE CO	AUTO SERVICE REPAIR - #8508	701-9200-600.457.000	1,842.88
STEVE GIBBS	9/29/2016	O'REILLY AUTO SUPPLY	AUTO PARTS - STOCKC	701-9200-600.256.000	156.13
STEVE GIBBS	9/29/2016	GOODYEAR TIRE & RUBBER COMPANY	AUTO PARTS	701-9200-600.256.000	288.38
STEVE GIBBS	9/29/2016	BATTERY SYSTEMS	CREDIT MEMO 3620299	701-9200-600.256.000	(151.19)
STEVE GIBBS	9/29/2016	BATTERY SYSTEMS	AUTO PARTS - INVOICE 3631465	701-9200-600.256.000	95.68
STEVE GIBBS	9/29/2016	BATTERY SYSTEMS	AUTO PARTS - INVOICE 3685570	701-9200-600.256.000	818.49
STEVE GIBBS	10/3/2016	NELSON'S ACE HARDWARE	AUTO PARTS - #2118	701-9200-600.256.000	1.35
STEVE GIBBS	10/3/2016	NELSON'S ACE HARDWARE	AUTO PARTS - #2118	701-9200-600.256.000	31.43
STEVE GIBBS	10/3/2016	LES SCHWAB	AUTO SERVICE REPAIR - # 149	701-9200-600.457.000	158.80
STEVE GIBBS	10/4/2016	NAPA AUTO PARTS	AUTO PARTS	701-9200-600.256.000	51.93
STEVE GIBBS	10/4/2016	SWANSON FAHRNEY FORD	AUTO SERVICE REPAIR - #187	701-9200-600.457.000	19.95
STEVE GIBBS	10/5/2016	ZEE MEDICAL SERVICE CO.	FIRST AID KIT SUPPLIES	701-9200-600.250.000	14.69
STEVE GIBBS	10/5/2016	ZEE MEDICAL SERVICE CO.	FIRST AID KIT SUPPLIES	100-5300-600.250.000	66.07
STEVE GIBBS	10/5/2016	ZEE MEDICAL SERVICE CO.	FIRST AID KIT SUPPLIES	210-5400-600.250.000	66.07
STEVE GIBBS	10/6/2016	NAPA AUTO PARTS	AUTO PARTS - #1401	701-9200-600.256.000	143.47
STEVE GIBBS	10/6/2016	TIFCO	AUTO PARTS - SHOP	701-9200-600.256.000	84.63
STEVE GIBBS	10/6/2016	WATTCO	AUTO PARTS - #8510	701-9200-600.256.000	873.81
STEVE GIBBS	10/6/2016	NELSON'S POWER CENTER	AUTO SERVICE REPAIR - #3201	701-9200-600.457.000	2,373.72
STEVE GIBBS	10/6/2016	REDNECK TRAILER SUPPLIES	AUTO PARTS - # 2101	701-9200-600.256.000	2.72
STEVE GIBBS	10/7/2016	MONTEREY AUTO SUPPLY	AUTO PARTS - #726	701-9200-600.256.000	602.29
STEVE GIBBS	10/10/2016	NAPA AUTO PARTS	SPECIAL SUPPLIES - SHOP	701-9200-600.250.000	44.54
STEVE GIBBS	10/10/2016	NAPA AUTO PARTS	SPECIAL SUPPLIES - SHOP	701-9200-600.250.000	56.49

US BANK INVOICE FOR CALCARD CHARGES: 9/23/16-10/22/16

1.e.

TRANSACTION					
EMPLOYEE NAME	DATE	VENDOR NAME	DESCRIPTION OF PURCHASE	ACCOUNT NUMBER	AMOUNT
STEVE GIBBS	10/10/2016	SELMA AUTO SUPPLY	AUTO PARTS - #169	701-9200-600.256.000	6.05
STEVE GIBBS	10/10/2016	SWANSON FAHRNEY FORD	AUTO PARTS - #169	701-9200-600.256.000	153.93
STEVE GIBBS	10/10/2016	SWANSON FAHRNEY FORD	AUTO SERVICE REPAIR - #169	701-9200-600.457.000	1,041.94
STEVE GIBBS	10/10/2016	NELSON'S POWER CENTER	AUTO PARTS	701-9200-600.256.000	195.77
STEVE GIBBS	10/11/2016	O'REILLY AUTO SUPPLY	AUTO PARTS - #173	701-9200-600.256.000	83.72
STEVE GIBBS	10/11/2016	CENTRAL VALLEY AIRLESS INC	AUTO PARTS - #2407	701-9200-600.256.000	233.65
STEVE GIBBS	10/17/2016	O'REILLY AUTO SUPPLY	AUTO PARTS - #181	701-9200-600.256.000	195.66
STEVE GIBBS	10/17/2016	LONE STAR PRODUCTS & EQUIPMENT	AUTO PARTS	701-9200-600.256.000	491.80
STEVE GIBBS	10/18/2016	NAPA AUTO PARTS	AUTO PARTS	701-9200-600.256.000	43.62
STEVE GIBBS	10/18/2016	NAPA AUTO PARTS	AUTO PARTS - #174	701-9200-600.256.000	85.52
STEVE GIBBS	10/18/2016	SWANSON FAHRNEY FORD	AUTO SERVICE REPAIR - #182	701-9200-600.457.000	1,717.89
STEVE GIBBS	10/18/2016	LES SCHWAB	AUTO SERVICE REPAIR - #179	701-9200-600.457.000	56.25
STEVE GIBBS	10/20/2016	ARMANDO'S SMOG	AUTO SERVICE REPAIR - #803	701-9200-600.457.000	1,476.83
STEVE GIBBS	10/20/2016	LES SCHWAB	AUTO PARTS - #3602	701-9200-600.256.000	186.05
STEVE GIBBS	10/20/2016	NELSON'S POWER CENTER	AUTO PARTS	701-9200-600.256.000	231.91
STEVE GIBBS	10/21/2016	O'REILLY AUTO SUPPLY	CREDIT MEMO	701-9200-600.256.000	(169.33)
STEVE GIBBS	10/21/2016	O'REILLY AUTO SUPPLY	RETURN	701-9200-600.256.000	169.33
STEVE MARES	9/21/2016	OFFICE MAX	SD CARD FOR CAMERA	100-2100-600.250.000	41.29
STEVE MARES	9/21/2016	OFFICE MAX	SD CARD FOR CAMERA	100-2100-600.250.000	14.12
STEVE MARES	9/28/2016	UNIQUELY YOURS	BILL TO VIP ACCOUNT	800-0000-121.000.000	30.00
STEVE MARES	9/30/2016	T MART	FUEL FOR US MARSHALL VAN	100-2100-600.250.000	48.89
STEVE MARES	10/16/2016	SHELL	GAS FOR TRAINING	701-9200-600.257.000	33.20
STEVE MARES	10/21/2016	COMFORT INN	HOTEL FOR TRAINING	100-2200-610.910.000	679.80
TERRY REID	9/25/2016	ME N EDS	EXPLORERS AT ST JOSEPH EVENT	100-0000-270.091.000	14.95
TERRY REID	9/25/2016	UNITED MARKET	EXPLORERS AT ST JOSEPH EVENT	100-0000-270.091.000	31.04
TERRY REID	10/15/2016	VALERO	FUEL (PUMPS DOWN)	701-9200-600.257.000	100.22
TERRY REID	10/16/2016	SHELL OIL	FUEL (PUMPS DOWN)	701-9200-600.257.000	77.22
TERRY REID	10/19/2016	CIRCLE K	FUEL (PUMPS DOWN)	701-9200-600.257.000	38.00
TESLA NASON	9/27/2016	SAVE MART	OPEN ENROLLMENT-SNACKS	100-1400-610.920.000	53.96
TESLA NASON	9/28/2016	SAVE MART	OPEN ENROLLMENT-SNACKS	100-1400-610.920.000	14.99
TESLA NASON	9/28/2016	RODOLFO'S	OPEN ENROLLMENT-LUNCH	100-1400-610.920.000	44.98
TESLA NASON	10/10/2016	CALED	EMPLOYMENT AD-ADMIN ANALYST	100-1400-600.200.000	350.00
TESLA NASON	10/10/2016	CALIFORNIA CITY NEWS	EMPLOYMENT AD-ADMIN ANALYST	100-1400-600.200.000	195.00
TESLA NASON	10/21/2016	SAVE MART	PERSONNEL COMMISSION HEARING-WATER	100-1400-610.920.000	5.74
					<u>49,807.75</u>

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

November 21, 2016

ITEM NO: 2.

SUBJECT: Consideration and necessary action on Resolution recognizing the November 1984 Anti Sikh Violence in India as "Genocide"

DISCUSSION: The City Manager's Office received a request from Mayor Robertson to place this item on the agenda.

RECOMMENDATION: Staff is adhering to the request and has placed the matter on the agenda.



Greg Garner, Interim City Manager

11/17/16

Date



EMPIRE STATE BUILDING
350 FIFTH AVENUE
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NEW YORK, NY 10118
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E: SUPPORT@SIKHSFORJUSTICE.ORG
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Kerman City Council
850 S. Madera Ave
Kerman, CA 93630
Tel: (559) 846-9380
Fax: (559) 846-6199

October 23, 2015

Re: **Request to Pass a Resolution to Recognize The November 1984 Anti-Sikh Violence in India as "Genocide"**

Honorable Mayor and Members of the Council:

On behalf of "Sikh For Justice" (SFJ), we are writing to request you to show solidarity with the victims of November 1984 Anti Sikh Violence in India by passing a resolution recognizing the same as "Genocide" as defined under the laws of the United States.

November 2015 marks the 31st year of Anti-Sikh violence in India carried out in the aftermath of Prime Minister Indira Gandhi's assassination. The organized and systematic violence was perpetrated with the active connivance of the police and administration, against the Sikh population throughout India, with a clear intent to destroy the Sikh community. The violence against the Sikhs continued unabated for several days in more than 100 cities across India resulting in over 30,000 Sikhs killed; thousands of women raped; hundreds of Gurudwaras (Sikh Temples) burnt and more than 300,000 Sikhs displaced.

The successive Indian regimes have not only granted impunity and rewards to perpetrators, they have also covered up the anti-Sikh genocidal violence of November 1984 by naming them as "riots".

However, the incontrovertible evidence shows that intentional and deliberate nature of the attacks on Sikh lives, properties and places of worship during November 1984 makes them crime of GENOCIDE as defined in the US and international law (See section 1091 of 18 USC and Article 2 of the U.N. Convention on Genocide). In support of our request to pass the resolution, we are enclosing a copy of the report "November 1984 Sikh Genocide" which has also been submitted to UN Secretary General.

We urge you to vote in support of the resolution recognizing November 1984 anti Sikh violence in India as "Genocide".

Should you require any further information, please feel free to contact the undersigned.

Sincerely yours,


Gurpatwant S Pannun
Legal Advisor, Sikhs For Justice

E: gurpatwant.pannun@sikhsforjustice.org
T: 718-938-7801

Amardeep Singh Purewal
Director - International Policy, SFJ
E: akhalsa@gmail.com
T: 510-828-8352

RESOLUTION NO. 2016 – R

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SELMA RECOGNIZING THE
NOVEMBER 1984 ANTI SIKH VIOLENCE IN INDIA AS "GENOCIDE"**

WHEREAS, The City of Selma is in support of this resolution to recognize the intentional, deliberate and systematic killing of Sikhs in India during November 1984 as "Genocide" as defined under the laws of the United States and UN Convention; and

WHEREAS, Sikhism is the world's 5th largest religion with more than 26 million followers; and

WHEREAS, in the aftermath of Indira Gandhi's assassination on October 31, 1984, organized and systematic violence was carried out with the active connivance of the police and administration, against the Sikh population throughout India, with a clear intent to destroy the Sikh community; and

WHEREAS, the violence against the Sikhs continued unabated for several days in more than 100 cities across India resulting in over 30,000 Sikhs killed; thousands of women raped; hundreds of Gurudwaras (Sikh Temples) burnt and more than 300,000 Sikhs displaced; and

WHEREAS, the pattern of November 1984 genocidal violence against Sikhs has been allowed to perpetuate and has now become the part of the Indian system; and

WHEREAS, under the laws of the United States and U.N Genocide Convention, genocide is defined as "attack with an intent to destroy in whole or in part, a religious or ethnic community"; and

WHEREAS, Section 1091 of 18 USC and "Genocide Accountability Act of 2007" make the crime of Genocide committed anywhere and anytime, punishable by the United States Courts.

NOW, THEREFORE, BE IT RESOLVED that the City of Selma recognizes that November 1984 violence against Sikh lives, properties and places of worship throughout India, was carried out with intent to destroy the Sikh community and was thus "Genocide" as defined under the laws of the United States and the UN Genocide Convention of 1948.

The foregoing resolution was duly approved by the Selma City Council at a regular meeting held on the 21st day of November 2016 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

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

November 21 2016

ITEM NO: 3.

SUBJECT: Introduction and first reading of Ordinance repealing and reenacting updates to Building and Fire Codes.

DISCUSSION: This Ordinance essentially incorporates by reference the new 2016 version of the California Standard Building Codes. In adopting these Standard Codes, the City of Selma may add to, delete, or amend the various parts of the Standard Codes which are not construction standards. Generally, those provisions relating to permits and fees are deleted and provided for separately by resolution. The proposed Ordinance would adopt the Standard Codes as follows:

Part 1 – California Building Standards Administrative Code (Chapter 2 of Title IV of the SMC) with amendments deleting sections related to fees and providing that fees are to be determined by resolution of the City Council. Also added to the Standard Code is a penalty provision for violation of any of the provisions of the Building Standards Administrative Code.

Part 2 – California Building Code (Chapter 3 of Title IV of the SMC). this part would also be adopted and amended deleting sections related to fees and adding fees as provided by City Council resolution. This section also adds a penalty provision and a provision for plan review fees for tract homes.

Part 2.5 – California Residential Building Code (Chapter 15 of Title IV of the SMC), this part would be adopted without amendment by adding Chapter 15 to Title IV of the SMC. There is nothing in this Code that relates to fees or permits.

Part 3 – California Electrical Code (Chapter 4 of Title IV of the SMC) would be adopted with provisions for permit fees and penalties for violation.

Part 4 – California Mechanical Code (Chapter 5 of Title IV of the SMC) would be adopted with amendments for fees as determined by the City Council and adding a penalty provision.

Part 5 – California Plumbing Code (Chapter 11 of Title IV of the SMC) would be adopted with amendment for permit fees to be determined by the City Council and adding a penalty provision for violation of the Code.

Part 8 – California Historical Building Code (Chapter 12 of Title IV of the SMC) would be adopted without amendment.

Part 9 – California Fire Code (Chapters 1 and 2 of Title VII of the SMC) would be adopted with amendments related to permits, permit fees, violation penalty, and additional requirements for automatic fire sprinkler systems.

Part 10 – California Existing Building Code (Chapter 16 of Title IV of the SMC) would be adopted without amendment.

Part 11 – California Green Building Standards Code (Chapter 17 of Title IV of the SMC), this part would be adopted without amendment.

Part 12 – California Reference Standards Code (Chapter 14 of Title IV of the SMC), this part would be adopted without amendment.

<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: None Fund Balance: None		None

RECOMMENDATION: Waive first reading and introduce Ordinance repealing and reenacting Chapters 1, 2, 3, 4, 5, 11, 12, 14, 15, 16, and 17 of Title IV and Chapters 1 and 2 of Title VII of the Selma Municipal Code to adopt by reference the California Code of Regulations Title 24, 2016 Edition of the California Building Standards Code.

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

____11-18/16____
Date

________
Greg Garner, Interim City Manager

____11/17/16____
Date

ORDINANCE NO. 2016-

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SELMA REPEALING AND REENACTING CHAPTERS 1, 2, 3, 4, 5, 11, 12, 14, 15, 16 AND 17 OF TITLE IV AND CHAPTERS 1 AND 2 OF TITLE VII OF THE SELMA MUNICIPAL CODE, TO ADOPT BY REFERENCE THE CALIFORNIA CODE OF REGULATIONS TITLE 24, 2016 EDITION OF THE CALIFORNIA BUILDING STANDARDS CODE INCLUDING THE FOLLOWING PARTS:

**PART 1 - CALIFORNIA BUILDING STANDARDS ADMINISTRATIVE CODE;
PART 2 - CALIFORNIA BUILDING CODE;
PART 2.5 - CALIFORNIA RESIDENTIAL BUILDING CODE;
PART 3 - CALIFORNIA ELECTRICAL CODE;
PART 4 - CALIFORNIA MECHANICAL CODE;
PART 5 - CALIFORNIA PLUMBING CODE;
PART 8 - CALIFORNIA HISTORICAL BUILDING CODE;
PART 9 - CALIFORNIA FIRE CODE;
PART 10 - CALIFORNIA EXISTING BUILDING CODE;
PART 11 - CALIFORNIA GREEN BUILDING STANDARDS CODE;
PART 12 - CALIFORNIA REFERENCE STANDARDS CODE,**

INCLUDING APPENDIX CHAPTERS, AND AMENDING THOSE PORTIONS OF THE CALIFORNIA CODE OF REGULATIONS TITLE 24 AS IDENTIFIED HEREIN

WHEREAS, pursuant to §§17922, 17958, 17958.5, 17958.7 and/or 18941.5 of the California Health and Safety Code and §50022.2 of the Government Code, the City of Selma may adopt the provisions of the California Building Standards Administrative Code, California Building Code, California Residential Building Code, California Electrical Code, California Mechanical Code, California Plumbing Code, California Energy Code, California Historical Building Code, California Fire Code, California Existing Building Code, California Green Building Standards Code, and California Reference Standards Code, with certain amendments to those provisions which are reasonably necessary to protect the health, welfare and safety of the citizens of Selma because of local climatic, geological and topographical conditions; and

WHEREAS, the California Building Standards Commission has amended, updated and revised the California Building Standards Codes included in Title 24 of the California Code of Regulations; and

WHEREAS, the purpose of this Ordinance is to adopt by reference the 2016 Edition of the California Building and Standards Code, Title 24 of the California Code of Regulations, subject to definitions, clarifications and amendments as set forth in this Ordinance. The City Council of the City of Selma hereby finds that the purpose of this Ordinance is to provide minimum requirements and standards to protect the public safety, health, property and welfare of the City of Selma and that any such amendments, additions or deletions made to Title 24 of the California Code of Regulations as set forth herein are reasonably necessary because of the local climatic, geological, or topographical conditions

in the City of Selma including, but not limited to, those amendments and additions to the Fire Code; and

WHEREAS, the City Council of the City of Selma desires to amend those Chapters of Title IV and Title VII of the Selma Municipal Code that incorporate, modify, amend or delete all or parts of the California Building Standards Code, Title 24 of the California Code of Regulations, and to add those Chapters to Title IV of the Selma Municipal Code as set forth herein to incorporate the current version of Title 24 of the California Code of Regulations.

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

SECTION 1. Chapters 1 through 5, inclusive, of Title IV of the Selma Municipal Code are hereby repealed and reenacted to read as follows:

"Chapter 1: BUILDING STANDARDS CODE

4-1-1: ADOPTION OF CALIFORNIA BUILDING STANDARDS CODE AND CALIFORNIA CODE OF REGULATIONS:

Pursuant to the provisions of §50022.2 of the Government Code and §§17922, 17958.5, 17958.7 and/or 18941.5 of the Health and Safety Code of the State of California, the City Council of the City of Selma does hereby adopt by specific reference thereto and incorporation herein by said reference, the provisions, rules and regulations specified and set forth in the California Building Standards Code, 2010 Edition, California Code of Regulations, Title 24 and California Code of Regulations, Title 25, Division 1, Chapter 1, subchapter 1 (State Housing Law) as the foundation of the City of Selma building requirements and made part of this Title as though set forth in full except as amended herein. These Codes shall be designated as Title IV, Chapter 1, California Building Standards and California Code of Regulations of the City of Selma.

4-1-2: BUILDING OFFICIAL:

Except as otherwise provided in the Selma Municipal Code, all references to the "Building Official" in the Selma Municipal Code or any adopted Code therein shall mean and refer to the Community Development Director of the City, or his or her designee.

4-1-3: APPEALS BOARD AND HOUSING APPEALS BOARD:

Except as otherwise provided in the Selma Municipal Code, all references to the "Appeals Board" and "Housing Appeals Board" shall mean and refer to the City Planning Commission with respect to those matters as to which the Planning

Commission has jurisdiction under the Selma Municipal Code, or to the City Council.

4-1-4: PERMITS REQUIRED:

Except as specified in the Selma Municipal Code, no building, structure, or building service equipment regulated by this Code shall be erected, constructed, enlarged, altered, repaired, moved, improved, removed, converted or demolished unless a separate, appropriate permit for each building, structure, or building service equipment has first been obtained from the Building Official.

4-1-5: FEES:

Except as otherwise provided in the Selma Municipal Code, all fees and charges including permit fees, inspection fees or other fees related to this Title or Chapter 1 of Title VII, shall be set forth in the latest resolution of the City Council of the City of Selma establishing a schedule of fees and charges.

Chapter 2: ADMINISTRATIVE CODE

4-2-1: ADOPTION OF THE CALIFORNIA BUILDING STANDARDS ADMINISTRATIVE CODE:

Pursuant to the provisions of §50022.2 of the Government Code and §§17922, 17958.5, 17958.7 and/or 18941.5 of the Health and Safety Code of the State of California, the City Council of the City of Selma does hereby adopt by specific reference thereto and incorporation herein by said reference, the provisions, rules and regulations specified and set forth in the 2016 Edition of the California Building Standards Administrative Code, California Code of Regulations, Title 24, Part 1, copies of which are on file with the City of Selma for public record and inspection. These are hereby adopted by said Council by reference as the Administrative Code of the City of Selma and made a part of this Chapter as though set forth in full, subject, however, to the amendments, additions, deletions and fee exceptions as set forth in this Chapter. This Code shall be designated as Title IV, Chapter 2, titled "the Administrative Code of the City of Selma."

4-2-2: AMENDMENTS, ADDITIONS, DELETIONS AND FEE EXCEPTIONS:

(A) DELETE: Sections 4-231 through 4-234; 4-320 through 4-326; 5-104 through 5-108; 7-133 and 7-134; and 16-401 and 16-402 (relating to fees).

ADD: PERMIT FEES: The provisions for permit fees and all matters relating to permits and fees shall be as set forth in the latest resolution adopted by the City Council establishing a schedule of fees and charges.

ADD: VIOLATION; PENALTY: It shall be unlawful for any person, firm or corporation to erect, construct, enlarge, alter, repair, move, improve, remove, convert, or demolish, equip, use, occupy or maintain any building or structure in the City or cause or permit the same to be done contrary to or in violation of any of the provisions of the California Building Standards Administrative Code. The remedies provided by this chapter are cumulative and in addition to any other remedies available at law or in equity. Violations of any provision of this Chapter are subject to administrative, criminal, civil or other penalties and enforcement pursuant to Chapter 4 of Title I of this Code.

Chapter 3: BUILDING CODE

4-3-1: ADOPTION OF THE CALIFORNIA BUILDING CODE:

For the purpose of regulating the erection, construction, enlargement, alteration, repair, moving, removal, demolition, conversion, occupancy, equipment, use, height, area and maintenance of all buildings and/or structures in the City that certain Code designated as the California Building Code, 2016 Edition, based on the 2015 International Building Code as published by the International Code Council (ICC) as adopted and amended by the California Building Standards Commission in the California Building Standards Code, Title 24, Part 2 of the California Code of Regulations, together with all appendices, copies of which are on file in the City of Selma, for public record and inspection, are hereby adopted by reference pursuant to the provisions of §50022.2 of the Government Code and §§17922, 17958.5, 17958.7 and/or 18941.5 of the Health and Safety Code of the State of California as the Building Code of the City of Selma, and made a part of this Chapter as though set forth in full, subject, however, to the amendments, additions, deletions and fee exceptions set forth in this Chapter. This Code, Appendices and Standards shall be designated as Title IV, Chapter 3 of the Building Code of the City of Selma.

4-3-2: AMENDMENTS, ADDITIONS, DELETIONS AND FEE EXCEPTIONS:

- (A) DELETE: Section 1.8.4 of Division 1 of Chapter 1 (Permits, Fees, Applications and Inspections); Section 109 of Division 2 of Chapter 1 (Fees); Section 113 of Division 2 of Chapter 1 (Board of Appeals); Appendix A (Employee Qualifications); Appendix B (Board of Appeals); and Appendix C through J, inclusive.

ADD: PERMIT FEES: The provision for building permit fee schedule and all matters relating to permits shall be as set forth in the latest Resolution establishing a schedule of fees and charges.

- (B) ADD: Plan Review Fees For Tract Homes: In lieu of the above, for tract home construction, two (2) sets of plans may be submitted for each model.

Said plan, when approved, shall be good for a period of one year from the date of approval. This approval is granted pursuant to codes in effect at the time the plan is approved. If the codes are amended, a new plan approval will be required prior to any new building permit being issued. Once a plan has been approved, and a structural change is to be made, said change must be submitted with a wet stamp, date and signature of a structural engineer. A separate set of plans shall be submitted for each building site that corresponds with the plans on file in the Building Department. Fees for tract home construction as discussed above shall be as set forth in the latest Resolution establishing a schedule of fees and charges.

- (C) AMEND: All references to the "Building Official" in Appendix Chapter 1, or in this Ordinance, shall mean and refer to the Community Development Director of the City, or his designee, and all references to "Board of Appeals" in Appendix Chapter 1 shall mean and refer to the City Planning Commission with respect to those matters as to which the Planning Commission has jurisdiction under the Code; or to the City Council.
- (D) ADD: VIOLATION; PENALTY: It shall be unlawful for any person, firm or corporation, to erect, construct, enlarge, alter, repair, move, improve, remove, convert, or demolish, equip, use, occupy or maintain any building or structure in the City, or cause or permit the same to be done, contrary to or in violation of any of the provisions of the California Building Code. The remedies provided by this chapter are cumulative and in addition to any other remedies available at law or in equity. Violations of any provision of this Chapter are subject to administrative, criminal, civil or other penalties and enforcement pursuant to Chapter 4 of Title I of this Code.

Chapter 4: ELECTRICAL CODE

4-4-1: ADOPTION OF THE CALIFORNIA ELECTRICAL CODE:

Pursuant to the provisions of §50022.2 of the Government Code and §§17922, 17958.5, 17958.7 and/or 18941.5 of the Health and Safety Code of the State of California, the City Council of the City of Selma does hereby adopt by specific reference thereto and incorporation herein by said reference, the provisions, rules and regulations specified and set forth in the California Electrical Code, 2016 Edition, included in the California Building Standards Code, Title 24, Part 3, of the California Code of Regulations, copies of which are on file in the Community Development Department, for public record and inspection. These are hereby adopted by said Council by reference as the Electrical Code of the City of Selma and made a part of this Chapter as though set forth in full, subject, however, to the amendments, additions, deletions and fee exceptions set forth in this Chapter. This Code shall be designated as Title IV, Chapter 4, and the Electrical Code of the City of Selma.

4-4-2: AMENDMENTS, ADDITIONS, DELETIONS AND FEE EXCEPTIONS:

(A) ADD: PERMIT FEES: The provision for electrical permit fees and all matters relating to permits shall be as set forth in the latest Resolution adopted by the City Council establishing a schedule of fees and charges.

(B) ADD: VIOLATION; PENALTY: It shall be unlawful for any person, firm or corporation, to erect, construct, enlarge, alter, repair, move, improve, remove, convert, or demolish, equip, use, occupy or maintain any building or structure in the City, or cause or permit the same to be done, contrary to or in violation of any of the provisions of the California Electrical Code. The remedies provided by this chapter are cumulative and in addition to any other remedies available at law or in equity. Violations of any provision of this Chapter are subject to administrative, criminal, civil or other penalties and enforcement pursuant to Chapter 4 of Title I of this Code.

Chapter 5: MECHANICAL CODE

4-5-1: ADOPTION OF THE CALIFORNIA MECHANICAL CODE:

Pursuant to the provisions of §50022.2 of the Government Code and §§17922, 17958.5, 17958.7 and/or 18941.5 of the Health and Safety Code of the State of California, the City Council of the City of Selma does hereby adopt by specific reference thereto and incorporation herein by said reference, the provisions, rules and regulations specified and set forth in the California Mechanical Code, 2016 Edition, included in the California Building Standards Code, California Code of Regulations, Title 24, Part 4, copies of which are on file in the Community Development Department, for public record and inspection. These are hereby adopted by said Council by reference as the Mechanical Code of the City of Selma and made a part of this Chapter as though set forth in full, subject, however, to the amendments, additions, deletions and fee exceptions as set forth in this Chapter. This Code shall be designated as Title IV, Chapter 5, and the Mechanical Code of the City of Selma.

4-5-2: AMENDMENTS, ADDITIONS, DELETIONS, AND FEE EXCEPTIONS:

(A) DELETE: Section 110.0 of Chapter 1 of Division II (Board of Appeals), Sections 115.1, 115.2 and 115.3 (Fees) of Chapter 1 of Division II.

ADD: PERMIT FEES: The provision for mechanical permit fees and all matters relating to permits shall be as set forth in the latest Resolution approved by the City Council establishing a schedule of fees and charges.

(B) DELETE: Section 111 of Chapter 1, Division II, Violations.

ADD: VIOLATION; PENALTY: It shall be unlawful for any person, firm or corporation, to erect, construct, enlarge, alter, repair, move, improve, remove, convert, or demolish, equip, use, occupy or maintain any building or structure in the City, or cause or permit the same to be done, contrary to or in violation of any of the provisions of the California Mechanical Code. The remedies provided by this chapter are cumulative and in addition to any other remedies available at law or in equity. Violations of any provision of this Chapter are subject to administrative, criminal, civil or other penalties and enforcement pursuant to Chapter 4 of Title I of this Code.

SECTION 2. Chapters 11, 12, 14, 15, 16 and 17 of Title IV of the Selma Municipal Code are hereby repealed and reenacted as follows:

"Chapter 11: PLUMBING CODE

4-11-1: ADOPTION OF THE CALIFORNIA PLUMBING CODE:

Pursuant to the provisions of Section 50022.2 of the Government Code and §§17922, 17958.5, 17958.7 and/or 18941.5 of the Health and Safety Code of the State of California, the City Council of the City of Selma does hereby adopt by specific reference thereto and incorporation herein by said reference, the provisions, rules and regulations specified and set forth in the 2016 Edition of the California Plumbing Code with Appendices, Title 24, Part 5 of the California Code of Regulations, copies of which are on file with the Community Development Department, for public record and inspection. These are hereby adopted by said Council by reference as the Plumbing Code of the City of Selma and made a part of this Chapter as though set forth in full, subject, however, to the amendments, additions, deletions and fee exceptions as set forth in this Chapter. This Code shall be designated as Title IV, Chapter 11, and the Plumbing Code of the City of Selma.

4-11-2: AMENDMENTS, ADDITIONS, DELETIONS, AND FEE EXCEPTIONS:

(A) DELETE: Chapter 1, Division II, Section 103.4 (Fees).

ADD: PERMIT FEES: The provision for plumbing permit fees and all matters relating to permits shall be as set forth in the latest Resolution approved by the City Council establishing a schedule of fees and charges.

(B) ADD: VIOLATION; PENALTY: It shall be unlawful for any person, firm or corporation, to erect, construct, enlarge, alter, repair, move, improve, remove, convert, or demolish, equip, use, occupy or maintain any building or structure in the City, or cause or permit the same to be done, contrary to or in violation of any

of the provisions of the California Plumbing Code. The remedies provided by this chapter are cumulative and in addition to any other remedies available at law or in equity. Violations of any provision of this Chapter are subject to administrative, criminal, civil or other penalties and enforcement pursuant to Chapter 4 of Title I of this Code.

Chapter 12: HISTORICAL BUILDING CODE:

Pursuant to the provisions of §50022.2 of the Government Code and §§17922, 17958.5, 17958.7 and/or 18941.5 of the Health and Safety Code of the State of California, the City Council of the City of Selma does hereby adopt by specific reference thereto and incorporation herein by said reference, the provisions, rules and regulations specified and set forth in the California Historical Building Code, 2016 Edition, included in the California Building Standards Code, Part 8 of Title 24 of the California Code of Regulations, copies of which are on file in the Community Development Department, for public record and inspection. These are hereby adopted by said Council by reference as the Historical Building Code of the City of Selma and made a part of this Chapter as though set forth in full, subject, however, to amendments, additions, deletions and fee exceptions as set forth in this Chapter. This Code shall be designated as Title IV, Chapter 12, and the Historical Building Code of the City of Selma.

Chapter 14: REFERENCED STANDARDS CODE:

Pursuant to the provisions of §50022.2 of the Government Code and §§17922, 17958.5, 17958.7 and/or 18941.5 of the Health and Safety Code of the State of California, the City Council of the City of Selma does hereby adopt by specific reference thereto and incorporation herein by said reference, the provisions, rules and regulations specified and set forth in the California Referenced Standards Code, 2016 Edition, included in the California Referenced Standards Code, Part 12 of Title 24 of the California Code of Regulations, copies of which are on file in the Community Development Department, for public record and inspection. These are hereby adopted by said Council by reference as the Referenced Standards Code of the City of Selma and made a part of this Chapter as though set forth in full, subject, however, to amendments, additions, deletions and fee exceptions as set forth in this Chapter. This Code shall be designated as Title IV, Chapter 14, and the Referenced Standards Code of the City of Selma."

Chapter 15: RESIDENTIAL BUILDING CODE:

Pursuant to the provisions of §50022.2 of the Government Code and §§17922, 17958.5, 17958.7 and/or 18941.5 of the Health and Safety Code of the State of California, the City Council of the City of Selma does hereby adopt by specific reference thereto and incorporation herein by said reference, the provisions, rules and regulations specified and set forth in the California Residential Building Code, 2016 Edition, included in the California Residential Building Code, Part 2.5 of

Title 24 of the California Code of Regulations, copies of which are on file in the Community Development Department, for public record and inspection. These are hereby adopted by said Council by reference as the Residential Building Code of the City of Selma and made a part of this Chapter as though set forth in full, subject, however, to amendments, additions, deletions and fee exceptions as set forth in this Chapter. This Code shall be designated as Title IV, Chapter 15, and the Residential Building Code of the City of Selma.

Chapter 16: EXISTING BUILDING CODE:

Pursuant to the provisions of §50022.2 of the Government Code and §§17922, 17958.5, 17958.7 and/or 18941.5 of the Health and Safety Code of the State of California, the City Council of the City of Selma does hereby adopt by specific reference thereto and incorporation herein by said reference, the provisions, rules and regulations specified and set forth in the California Existing Building Code, 2016 Edition, included in the California Referenced Standards Code, Part 10 of Title 24 of the California Code of Regulations, copies of which are on file in the Community Development Department, for public record and inspection. These are hereby adopted by said Council by reference as the Existing Building Code of the City of Selma and made a part of this Chapter as though set forth in full, subject, however, to amendments, additions, deletions and fee exceptions as set forth in this Chapter. This Code shall be designated as Title IV, Chapter 16, and the Existing Building Code of the City of Selma.

Chapter 17: GREEN BUILDING STANDARDS CODE:

Pursuant to the provisions of §50022.2 of the Government Code and §§17922, 17958.5, 17958.7 and/or 18941.5 of the Health and Safety Code of the State of California, the City Council of the City of Selma does hereby adopt by specific reference thereto and incorporation herein by said reference, the provisions, rules and regulations specified and set forth in the California Green Building Standards Code, 2016 Edition, included in the California Green Building Standards Code, Part 11 of Title 24 of the California Code of Regulations, copies of which are on file in the Community Development Department, for public record and inspection. These are hereby adopted by said Council by reference as the Green Building Standards Code of the City of Selma and made a part of this Chapter as though set forth in full, subject, however, to amendments, additions, deletions and fee exceptions as set forth in this Chapter. This Code shall be designated as Title IV, Chapter 17, and the Green Building Standards Code of the City of Selma.

SECTION 3. Chapters 1 and 2 of Title VII of the Selma Municipal Code is hereby repealed and reenacted to read as follows:

Chapter 1: FIRE CODE

7-1-1: ADOPTION OF CALIFORNIA FIRE CODE:

Pursuant to the provisions of §50022.2 of the Government Code and §§17922, 17958.5, 17958.7 and/or 18941.5 of the Health and Safety Code of the State of California, the City Council of the City of Selma does hereby adopt by specific reference thereto and incorporation herein by said reference, the provisions, rules and regulations specified and set forth in the 2016 Edition of the California Fire Code with Appendices, copies of which are on file with the City of Selma, for public record and inspection. These are hereby adopted by said Council by reference as the Fire Code of the City of Selma and made a part of this Chapter as though set forth in full, subject, however, to the amendments, additions, deletions and fee exceptions as set forth in this Chapter. This Code shall be designated as Title VII, Chapter 1, the Fire Code of the City of Selma.

7-1-2: AMENDMENTS, ADDITIONS, DELETIONS, AND FEE EXCEPTIONS:

The California Fire Code as adopted by this Chapter is amended to include the following provisions:

- (A) ADD TO APPENDIX CHAPTER 1, SECTION 105: PERMITS: The provisions for fire permit fees and all matters relating to permits shall be as set forth in the latest Resolution approved by the City Council establishing a schedule of fees and charges, or as otherwise provided for by this Title of the Municipal Code.
- (B) ADD: VIOLATION; PENALTY: Any person operating or maintaining an occupancy, premises or vehicle subject to the California Fire Code, who allows a hazard to exist or fails to take immediate action to abate the hazard on such occupancy, premises or vehicle when ordered or notified to do so. The remedies provided by this chapter are cumulative and in addition to any other remedies available at law or in equity. Violations of any provision of this Chapter are subject to administrative, criminal, civil or other penalties and enforcement pursuant to Chapter 4 of Title I of this Code.

Chapter 2: AUTOMATIC FIRE SPRINKLER SYSTEMS

7-2-1: GENERAL REQUIREMENTS:

All buildings, hereafter erected, constructed, or moved in, of five thousand (5,000) square feet or more in floor area, and all additions to existing buildings hereafter erected, constructed, or moved in, when the addition to the existing building results in a total combined floor area of five thousand (5,000) square feet or more, shall be

equipped with an approved automatic fire sprinkler system in all occupancies as defined in the 2016 Edition of the California Building Code and amendments thereto, except occupancies defined in Chapter 3 of the California Building Code, 2016 Edition, as R-3 and U, all of which shall conform to the regulations of the California Building Code, 2016 Edition. The square footage shall be determined by measurement of the exterior wall dimensions. When an addition results in a building with total combined square footage of five thousand (5,000) square feet or more in floor area, the entire building, existing and addition, shall be equipped with an approved automatic fire sprinkler system. Other construction specifications shall be required as deemed necessary for fire protection by the Building Official and/or Fire Chief in all buildings, regardless of size and group occupancies. An approved automatic fire sprinkler system shall be as defined and outlined in Chapter 9 of the 2016 Edition of the California Building Code and all amendments thereto.

7-2-2: EXCEPTIONS:

Where an approved automatic fire sprinkler system is provided in buildings, the following substitutions may be approved by the building official; provided that these exceptions shall not apply to buildings covered by Title 19 of the California Administrative Code:

- (A) Occupancy separations may be reduced by one hour.
- (B) Exterior wall protection due to the proximity of property lines may be reduced by fifty percent (50%).
- (C) Party walls for adjacent property may be approved by the building official subject to the following conditions:
 - 1. Both buildings are equipped with approved automatic fire extinguishing systems.
 - 2. The party wall is a minimum of a two (2) hour fire rated wall.
 - 3. The area of the combined buildings is within the allowable area for a single building.
 - 4. An approved party wall agreement signed by both property owners is recorded in the county recorder's office.
- (D) Vertical shaft enclosures may be reduced by one hour but in no case less than one hour in buildings three (3) or more stories in height.
- (E) Corridor protection may be reduced to thirty (30) minute wood frame construction with twenty (20) minute labeled assemblies on all openings.

- (F) Fire protection for exit enclosures and exterior smoke proof enclosures may be reduced by fifty percent (50%) but in no case to less than one hour.
- (G) Exit courts and passageways may be constructed with thirty (30) minute fire protection with twenty (20) minute labeled assemblies in all openings.
- (H) Fire protection for exterior walls, floors, ceilings may be reduced by fifty percent (50%).
- (I) Plumbing schedule 40 ABS and PVC-DWV piping installations may be used in those structures where combustible construction is allowed."

SECTION 4. California Environmental Quality Act: The City Council having considered the Staff Report and all public comments, has determined that the aforementioned repeal, reenactment and additions to the Municipal Code of the City of Selma is not a project under the California Environmental Quality Act because the amendment has no potential for resulting in a physical change in the environment. Since the aforementioned repeal, reenactment and additions to the Selma Municipal Code is not a project, no environmental documentation is required.

SECTION 5. 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 6. 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 a regular City Council meeting held on the 21st day of November 2016 and duly adopted at a regular meeting held on the 5th day of December, 2016 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

APPROVED AS TO FORM:

Neal E. Costanzo
City Attorney

CITY MANAGERS'S STAFF'S REPORT
CITY COUNCIL MEETING DATE:

November 21 , 2016

ITEM NO:

4.

SUBJECT:

Introduction and First Reading of an Ordinance of the City Council of the City of Selma Repealing and Reenacting Chapters 32 and 33 of Title XI and Repealing and Reenacting Chapter 27 of Title VI of the Selma Municipal Code Related to Marijuana and Public Consumption of Marijuana.

DISCUSSION:

In Chapter 27 of Title VI and Chapters 32 and 33 of Title XI of the Selma Municipal Code (SMC), there are several provisions that essentially prohibit, or extensively regulate the cultivation, use and/or sale of marijuana. They were enacted under then existing law, the Marijuana Medical Regulation and Safety Act (MMRSA) which is a statute that implements the Compassionate Use Act approved by the voters in 1996 and making medical marijuana and related activities legal with specific qualifications.

With the passage of Proposition 64, recreational cultivation and use of marijuana is immediately legal, under specified conditions, and the sale, distribution and related activities for non-medical marijuana will be legal as soon as the state enacts a licensing program for such operations. Because the City's current ordinances regulating cultivation, use or sale of marijuana relate specifically to medical marijuana, to continue to regulate cultivation, use and sale of marijuana in substantially the same way as was done previously, alterations of those ordinances is necessary.

By passing Proposition 64, the voters enacted a series of statutory provisions, most of which are found in the Health & Safety Code or Business & Professions Code. Those statutes expressly allow a city to enact and enforce regulations on cultivation of marijuana and in doing so, it may completely prohibit cultivation of marijuana out of doors. With respect to marijuana being grown in a residence, the City cannot completely prohibit that activity so long as it is occurring completely inside a private residence or inside an accessory building to a private residence that is fully enclosed and secure. Use or consumption or ingestion of marijuana or marijuana products cannot be prohibited if it occurs within a private residence or other privately owned structure that is fully enclosed and secure. Accordingly, the proposed alterations to the three chapters of the SMC that deal with marijuana are as follows:

1. Chapter 27 of Title VI:

Chapter 27 of Title 6 formerly prohibited the use of marijuana even if permitted by the former medical marijuana law in any location within the City.

The new version of Chapter 27 only prohibits use of marijuana that occurs, essentially, in public or outside of a completely enclosed structure and specifically allows use of medical marijuana in places like hospice care facilities where it is expressly allowed by the medical marijuana law and by Proposition 64. The proposed prohibition on use contained in the proposed new Chapter 27 of Title 26 is as restrictive as it possibly can be consistent with the requirements of Proposition 64.

2. Chapter 32 of Title XI:

The former Chapter 32 of Title XI contained a variety of definitions relating specifically to medical marijuana and prohibited medical marijuana dispensaries and sales.

Under Proposition 64, sales of marijuana are not immediately legal and will not be legal until the state establishes a licensing system. Cities are free to prohibit the sale of marijuana within city limits even after the state does adopt a licensing system.

Chapter 32 of Title XI, therefore, has been changed so that it refers to non-medical marijuana in addition to medical marijuana dispensaries, sales or other commercial activity and prohibits all such activity from occurring within the City limits.

3. Chapter 33 of Title XI:

Former Chapter 33 of Title XI allowed under specified circumstances the cultivation of medical marijuana. The new, proposed version of Chapter 33 of Title 11 now allows the cultivation of all marijuana, but places on that cultivation essentially the same restrictions that were previously placed on medical marijuana cultivation. Outside cultivation is prohibited. Cultivation indoors is restricted and regulated by requiring one to obtain a permit and prescribing the precise dimensions and standards, including ventilation required to be included in any structure where marijuana is grown, which under this Ordinance is limited to the residence itself and may not occur in any of the common areas of a residence (a kitchen or living room) but must occur in a separate locked room with separate ventilation of specified dimensions.

The regulation of this activity is extensive and is as restrictive as it can be consistent with Proposition 64. The City is not allowed to completely prohibit cultivation inside of a private residence or private accessory building that is fully enclosed and secure under new Health & Safety Code §11362.2(b)(3), but placing restrictions on the cultivation and dictating the


nature of the structure within which it must occur is not a complete prohibition on cultivation and is, for that reason, a lawful restriction on the right to grow up to six plants in a residence or accessory building that is fully enclosed and secure now allowed by Proposition 64.

The Ordinance changes have been drafted in a manner that restricts and regulates activities relating to marijuana, whether that be use, possession, sale or cultivation as far as is allowed by the express terms of Proposition 64. Proposition 64, and the extent to which it allows restrictions to be placed upon the activities made legal by that proposition has yet to be interpreted by the courts. Restrictions in the proposed ordinance on activity made legal by Proposition 64 are similar to restrictions placed upon activities related to medical marijuana that were made legal by the prior medical marijuana law and, for that reason, are believed to be consistent with Proposition 64.

<u>COST</u>		<u>BUDGET IMPACT:</u>
None		None
<u>FUNDING:</u>		<u>ON-GOING COST:</u>
Funding Source: Not applicable. Fund Balance:		Not applicable

RECOMMENDATION: Waive Introduction and First Reading of Ordinance and direct Clerk to set matter for public hearing following publication.

/s/ Neal E. Costanzo

 Neal E. Costanzo, City Attorney


 Greg Garner, City Manager

11-18/16

 Date
 11/18/16

 Date

ORDINANCE NO. 2016 ____

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
SELMA REPEALING AND REENACTING CHAPTERS 32 AND 33
OF TITLE 11 AND REPEALING AND REENACTING CHAPTER 27 OF
TITLE 6 OF THE SELMA MUNICIPAL CODE RELATED TO
MARIJUANA AND PUBLIC CONSUMPTION OF MARIJUANA**

WHEREAS, the Federal Controlled Substances Act ("CSA") prohibits, except for certain research purposes, the possession, distribution and manufacture of marijuana; and

WHEREAS, the California Uniform Substances Control Act ("CUSCA") similarly prohibit the unauthorized possession, cultivation, harvesting, processing, possession for sale, and transportation, administration, or furnishing of marijuana; and

WHEREAS, in 1996, voters in California enacted the Compassionate Use Act ("CUA") and the California Legislature, in 2004, adopted the Medical Marijuana Program ("MMP") which provide limited exemptions to the CUSCA for "patient and care givers" for "medical marijuana" and

WHEREAS, in 2015, the Marijuana Medial Regulation and Safety Act (MMRSA) which amended provisions of the Medical Marijuana Program Act related to the cultivation of medical marijuana and was enacted as Business and Professions Code §19300 et seq related to the cultivation of medical marijuana and establishing a comprehensive regulatory framework for medical cannabis in California including the production, transportation and sale of medical cannabis; and

WHEREAS, on November 8, 2016, the voters passed Proposition 64 enacting the "Control, Regulate and Tax Adult Use of Marijuana Act (also known as the Adult Use Marijuana Act establishing a comprehensive system to legalize, control and regulate the cultivation, processing, manufacture, distribution, testing, and sale of non-medical marijuana including marijuana products for use by adults 21 years and older and to tax the commercial growth and retail sale of marijuana.

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

SECTION 1: Recitals. The foregoing Recitals are true and correct and incorporated herein by this reference.

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SECTION 2: Chapter 32 of Title 11 of the Selma Municipal Code is hereby repealed and reenacted to read as follows:

"Chapter 32 MARIJUANA DISPENSARIES OR SALES PROHIBITED

11-32-1: PURPOSE:

The purpose of this Ordinance is to protect the health, safety, and general welfare of the City of Selma by prohibiting the establishment of marijuana dispensaries or sales in any area within the jurisdiction of the City of Selma.

11-32-2: DEFINITIONS:

As used in this Chapter, the following words have the meanings ascribed to them in this section as follows:

"Cannabis" or "Marijuana" shall have the same meaning given to the term "Marijuana" by §11018 of the Health & Safety Code. The terms "Cannabis" and "Marijuana" are interchangeable and shall have the same meaning.

"Commercial Marijuana Activity" includes the cultivation, possession, manufacture, distribution, processing, storing, laboratory testing, labeling, transportation, distribution, delivery or sale of Marijuana and Marijuana Products.

"Cultivation" means any activity involving the planting, growing, harvesting, drying, curing, grading, or trimming of Marijuana.

"Identification Card" shall have the same meaning given to that term by Health and Safety Code §11362.7 or as it may be amended. Marijuana shall have the same meaning as Health and Safety Code §11018 as it is now or may be amended.

"Marijuana Products" and "Marijuana Accessories" shall have the same meaning given to those terms by Health & Safety Codes §§11018.1 and 11018.2, respectively.

"Medical Marijuana" means Marijuana authorized for medical use as set forth in and in strict compliance with California Health and Safety Code §11362.5, et seq, as it is now or as amended. "Non-Medical Marijuana" shall mean Marijuana used for any other purpose authorized by law.

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"Medical Marijuana Cooperative" or "Collective or Medical Cannabis Dispensary" shall, for the purposes of this Chapter, have the same meaning as "Medical Marijuana Dispensary."

"Medical Marijuana Dispensary" or "Collective" means any facility or location where Medical Marijuana is made available to or distributed by or to the following: a Primary Care Giver, a Qualified Patient, or a Person With an Identification Card in strict compliance with Health and Safety Code §11362.5, et seq. A "Medical Marijuana Dispensary" shall not include the following uses, as long as the location of such uses are otherwise regulated by this Code or applicable law: a clinic license pursuant to Chapter 1 of Division 2 of the Health and Safety Code; a health care facility licensed pursuant to Chapter 2 of Division 2 of the Health and Safety Code; a residential care facility for persons with chronic life-threatening illness license pursuant to Chapter 3.01 of Division 2 of the Health and Safety Code; a resident care facility for the elderly licensed pursuant to Chapter 3.02 of Division 2 of the Health and Safety Code; a residential hospice, or a home health agency licensed pursuant to Chapter 8 of the Health and Safety Code, as long as any such use strictly complies with applicable law including, but not limited to, Health and Safety Code §11362.5, et seq.

"Person With an Identification Card" shall have the same meaning given to that term by Health and Safety Code §11362.7 or as it may be amended.

"Primary Care Giver" shall have the same meaning given to that term by Health and Safety Code §11362.7 or as it may be amended.

"Qualified Patient" shall have the same meaning given to that term by Health and Safety Code §11362.7 or as it may be amended.

"Sell", "Sale", and "To Sell" includes any transaction whereby for any consideration, title to Marijuana is transferred from one person to another and includes the delivery of Marijuana or Marijuana Products pursuant to an order placed for the purchase of the same and soliciting or receiving an order for the same.

11-32-3: COMMERCIAL MARIJUANA ACTIVITY, DISPENSARIES AND SALES PROHIBITED:

{00014879.DOCX;1}3

Medical Marijuana and Non-medical Marijuana Dispensaries or Commercial Marijuana Activity of every type and/or sale of Marijuana and Marijuana Products are prohibited and it shall be unlawful for any person to engage in any such activity in or upon any premises located in any zone or anywhere else within the boundaries or jurisdiction of the City of Selma.

11-32-4: PENALTY:

Any violation of any of the provisions of this Chapter shall be a misdemeanor and constitute a public nuisance and shall be enforced and/or abated in accordance with Chapter 4 of Title 1 or other applicable section of the Selma Municipal Code."

SECTION 3: Chapter 27 of Title 6 of the Selma Municipal Code is hereby added to read as follows:

"Chapter 27 REGULATION OF CONSUMPTION OF MARIJUANA

6-27-1: PURPOSE:

The purpose of this Ordinance is to protect the health, safety and general welfare of the public within the jurisdiction of the City of Selma. The City Council of the City of Selma finds that the use of Marijuana may be injurious to members of the public, including minors, who are not permitted to consume Marijuana.

6-27-2: REGULATION OF CONSUMPTION OF MARIJUANA:

No person shall smoke, ingest, or otherwise consume Marijuana or Marijuana Products, whether recreational or medical, in the City of Selma, unless such smoking, ingesting or consumption occurs entirely within a private residence. "Within a private residence" shall mean inside habitable areas and shall not include garages, whether attached or detached, and other accessory buildings, unless those buildings are at all times fully enclosed during the consumption. Medical Marijuana may also be consumed within a clinic, healthcare facility, residential care facility, or residential hospice licensed pursuant to applicable provisions of the California Health & Safety Code. All consumption shall be done in a manner so as not to cause a nuisance to nearby residents with noxious odors or other adverse health and safety impacts.

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6-27-3: COST RECOVERY FOR RESPONSE REQUIRED FOR MARIJUANA RELATED ACTIVITY

In the event it is determined by the appropriate Department Head of the City, that a call for service or response to any event or disturbance, including but not limited to any fire, provision of medical assistance, or response by law enforcement is the result of use or consumption, of Medical or Non-Medical Marijuana, or is caused by any activity related to Non-Medical or Medical Marijuana including sale, transport, distribution, cultivation or processing of Marijuana or Marijuana Products, the Department Head may issue an invoice or bill in the form of a citation to the person responsible for creating or causing the event or disturbance in the amount of the actual cost incurred by the department as a result. The invoice or bill so issued shall conform to the extent practicable to the provisions of Title I, Chapter 20 of this Code and shall be subject to an appeal as provided by Section 9 of Chapter 20 of Title I of this Code. Following the conclusion of any such appeal, in the event the validity of the invoice or bill is affirmed on appeal, or if the bill or invoice is not timely appealed, the bill or invoice may be collected in the manner provided by Section 11 of Chapter 20 of Title I of this Code, or by action in the courts on the debt thereby created. Chapter 20 of Title I shall govern the time and manner by which an appeal of any invoice or bill is taken.

6-27-4 PENALTY:

Violations of this Chapter shall be a misdemeanor and constitute a public nuisance and shall be enforced in accordance with the procedures set forth in Chapter 4 of Title 1 or other applicable section of the Selma Municipal Code."

SECTION 4: Chapter 33 of Title 11 of the Selma Municipal Code is hereby added to read as follows:

"Chapter 33 - MARIJUANA CULTIVATION

11-33-1: PURPOSE:

The purpose of this Chapter is to restrict the Cultivation of Medical Marijuana and Non-Medical Marijuana to only appropriately located, secured, enclosed, and ventilated structures, so as not to be visible to the general public, to prevent odor created by Marijuana plants from impacting surrounding properties, to ensure that Marijuana is grown for only lawful purposes and remains secure, and to protect the health, safety and welfare of the public.

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Nothing in this Chapter is intended to authorize the use, possession, sale, distribution or Cultivation of Marijuana in violation of state or federal law.

11-33-2: DEFINITIONS:

As used in this Chapter, capitalized terms and words shall have the meanings associated to those words and terms of section 2 of Chapter 32 of this Title and the following words shall mean the following:

Child Care Center means any licensed child care or day care center, child care home, or preschool.

Detached Structure means a building fully detached from a residence or other building that complies with the building regulations of the City of Selma and approved by the Community Development Director or his or her designee, as set forth in this Chapter.

Fence shall mean a fence constructed of a substantial material that prevents viewing the contents of one side from the other.

Residential Structure shall mean a building used for human habitation.

School shall mean an institution of learning whether public or private, offering regular courses of instruction, including, without limitation to, elementary schools, middle or junior high schools, senior high schools, community colleges, or vocational colleges or institutions.

11-33-3: CULTIVATION REGULATED:

Cultivation of Medical Marijuana and Non-Medical Marijuana is prohibited in the City of Selma as follows:

- A. Outdoor Cultivation. Outdoor Cultivation is unlawful and declared a public nuisance for any person owning, leasing, occupying or having charge or possession of any parcel or premises within any zone in the City of Selma to cause or suffer such parcel or premises to be used for the outdoor Cultivation of Marijuana plants.
- B. Non-residential Zones. It is unlawful and a public nuisance to cultivate Medical Marijuana or Non-Medical Marijuana in any non-residential zone in the City of Selma.

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- C. Cultivation Within a Residence. It is unlawful and a public nuisance for any person to Cultivate or allow the cultivation of Medical or Non-Medical Marijuana inside any Residential Structure or building suitable for human habitation in any zone of the City, except as permitted by this Chapter.
- D. Proximity to Child Care Centers, Parks and Schools. It is unlawful and declared a public nuisance to Cultivate or allow the cultivation of Non-Medical Marijuana or Medical Marijuana on any parcel or premises within five hundred (500) feet from any Child Care Center, public park or School. The 500 foot distance shall be measured from the closest property line of the Child Care Center, Public Park, or School to the closest property line of the parcel upon which the Cultivation is present.

11-33-4: CULTIVATION PERMIT REQUIRED:

- A. Cultivation Permit. No person may engage in the Cultivation of Marijuana without first obtaining a Marijuana Cultivation Permit from the Community Development Director or his or her designee.
- B. Permit Application. Any person seeking a permit to Cultivate Marijuana shall complete an application for a Cultivation Permit on a form provided by the City of Selma which shall contain, but is not limited to, the following:
 - 1. The physical site address of the premises where the Marijuana will be Cultivated.
 - 2. The name of each person owning, leasing, occupying, or having charge of the premises where the Marijuana will be Cultivated and, in the event that the person owning said parcel is not the person applying for a Cultivation Permit, then a signed, notarized, consent to the Cultivation of Marijuana at the premises on a form provided by the City of Selma.
 - 3. A signed consent form from the applicant(s) and/or property owner authorizing City Staff, including the Selma Fire Department and the Selma Police Department, to conduct an inspection of the area used for the Cultivation of Marijuana upon request.
- C. Building Standards-Approval Required. Prior to the issuance of a Cultivation Permit pursuant to this chapter, the structure wherein the

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Marijuana will be cultivated must be reviewed, inspected and approved by the Community Development Director or his or her designee pursuant to sections 11.33.5 and 11.33.6.

- D. Term of Permit. A Marijuana Cultivation Permit shall be valid for no more than one (1) year.
- E. Permit Renewal. A Marijuana Cultivation Permit may only be renewed upon an application for renewal to the Community Development Director or his or her designee on a form provided by the City of Selma.
- F. Fees. The City Council may establish or amend, by resolution, a fee or fees required to be paid upon the filing of an application for a permit, or renewal thereof, as provided for in this Chapter, which shall not exceed the reasonable cost of administering this Chapter.
- G. Denial of Permit.
 - 1. The Community Development Director, or his or her designee, may deny any application for a Marijuana Cultivation Permit, or extension thereof, if he or she finds, in his or her discretion, based on the facts available that the issuance of such permit, or extension thereof, does not meet the requirements of this Chapter and would be detrimental to the public health, safety or welfare.

11-33-5: CULTIVATION-RESIDENTIAL STRUCTURE:

- A. Indoor Cultivation. The indoor Cultivation of Marijuana in a residential zone within a Residential Structure shall not to exceed an area of fifty (50) square feet, unless a larger area is required to cultivate a greater quantity as allowed either by the Marijuana Medical Regulation and Safety Act for Medical Marijuana or by the Control, Regulate and Tax Use of Marijuana Act for Non-Medical Marijuana.
- B. Approval Required. Any person applying for a Cultivation Permit for Marijuana pursuant to this Chapter in a Residential Structure shall first obtain approval of the Residential Structure and a Cultivation Permit from the Community Development Director or his or her designee. The Community Development Director may establish any procedures or forms necessary for the processing of the approval/Cultivation Permit described in this chapter.

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- C. Standards. The Residential Structure to be used for Marijuana Cultivation shall conform to the City Code, building standards of the City of Selma including all adopted Codes, and any requirements deemed necessary by the Community Development Director or his or her designee including, but not limited to, the following minimum standards:
1. Indoor grow lights in a Residential Structure shall not exceed one thousand (1,000) watts or other limit as determined by the City and shall comply with the building regulations of the City of Selma and all adopted Codes including, but not limited to, the California Building and Electrical Codes and shall be inspected and approved by the Fire Chief and/or Building Inspector.
 2. Indoor Cultivation within a Residential Structure shall not take place in a kitchen, bathroom, bedroom, or common area of the residence and shall be secured by one or more lockable doors.
 3. Any Cultivation within a Residential Structure shall have a ventilation system separate from the remaining area of the residential structure with a filtration system that shall prevent marijuana plant odors from exiting the interior of the cultivation area or the Residential Structure. Said ventilation system shall comply with the building regulations of the City of Selma and adopted Codes including, but not limited to, the applicable sections of the California Building Code related to mechanical ventilation.
 4. The use of generators or any other internal combustion engine or use of any combustible products including, without limitation to, gasoline, diesel fuel, butane, propane, or natural gas within the residential structure shall be prohibited.

11-33-6: CULTIVATION-DETACHED STRUCTURE:

- A. Approval Required. Any person seeking a Cultivation Permit for Marijuana pursuant to this Chapter in a Detached Structure shall first obtain approval of the Detached Structure and a Cultivation Permit from the Community Development Director or his or her designee. The Community Development Director may establish any procedures or forms necessary for the processing of the approval/Cultivation Permit described in this chapter.

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- B. Standards. The Detached Structure shall conform to the City Code, building standards of the City of Selma including all adopted Codes, and any requirements deemed necessary by the Community Development Director or his or her designee including, but not limited to, the following minimum standards:
1. The Detached Structure shall be attached to a slab foundation or equivalent base by bolts or similar attachments.
 2. The walls and roofs of the Detached Structure must be constructed of two inch by four inch (2x4) or larger material. The frame of the structure must be overlayed with at least five-eighths inch (5/8") exterior plywood or other suitable material and shall be covered with materials similar to or conforming with the materials used on surrounding structures.
 3. The Detached Structure shall be accessible by one or more lockable exterior-grade doors.
 4. The total area of the Detached Structure shall not exceed one hundred (100) square feet unless a larger area is required to cultivate a greater quality of Marijuana set forth in the Marijuana Medical Regulation and Safety Act for Medical Marijuana or by the Control, Regulate and Tax Use of Marijuana Act for Non-Medical Marijuana.
 5. Indoor grow lights shall not exceed a maximum wattage to be determined by the Community Development Director or his or her designee. Electricity to the building must be provided by suitable connection as determined by the Community Development Director. Use of portable generators, portable heaters, or combustible products including, but not limited to, gasoline, diesel fuel, propane, butane, or natural gas, unless expressly permitted by the Community Development Director or his or her designee, are strictly prohibited. The detached secure structure shall have a ventilation and filtration system installed to prevent odors from marijuana plants from exiting the interior of the building and shall comply with the building regulations of the City of Selma and all adopted Codes, including, but not limited to, applicable California Building Code sections related to mechanical ventilation.

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6. The secured structure shall be located within the rear yard of any premises and must be set back at least ten feet (10') from any building, pool, or property line. If any greater set back is required by any other provision of the Selma Municipal Code or any other Code, the greater set back distance shall apply.
7. The area surrounding the secured structure must be enclosed by a solid fence at least six feet (6') in height and an adequate mechanical or electronic security system approved by the Community Development Director or his or her designee or the Chief of Police must be installed in and around the detached structure.
8. The Detached Structure shall be inspected and approved by the Fire Chief and/or Building inspector.

11-33-7: VIOLATION OF PERMIT:

If any requirement relating to cultivation, or terms of any permit issued for cultivation in accordance with this Chapter is determined by any city officer or official to have been violated, that officer or official may immediately revoke the permit and, if deemed necessary to correct or prevent any such or any further violation of either this Chapter or the terms of any permit issued thereunder, such officer or official of the City may immediately confiscate or destroy any growing Marijuana, harvested or processed Marijuana or any Marijuana Products. The City officer or official shall issue a written order revoking the permit as soon as practicable upon detecting the violation of this Chapter or of any permit leading to the revocation. Any confiscation or destruction of any Marijuana or Marijuana Products shall be final and conclusive, and not subject to an appeal insofar as the confiscation or destruction of Marijuana or Marijuana Products occurs in connection with the action taken by the officer or official in revoking the permit. The revocation of the Permit shall, however, be subject to an appeal as provided in this Chapter.

11-33-8: APPEAL:

Any applicant for or holder of a permit issued pursuant to the provisions of this Chapter, which application or permit has been denied, revoked, or suspended by order of the Chief of Police, Community Development Director, or other officer or official of the City shall have the right to appeal such order or denial, revocation or suspension to the City Council within twenty (20) days after the date on which

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such order is hand delivered to the applicant or permittee, or deposited in the United States mail, postage prepaid, addressed to the applicant or permittee.

An appeal shall be made by filing a Notice of Appeal with the City Clerk of the City of Selma within the twenty (20) day period set forth in this section. The filing of such appeal shall not suspend the order of denial, revocation or suspension of said permit. The City Council shall hear the appeal within a reasonable time, not exceeding ninety (90) days, from and after the date of receipt of the Notice of Appeal by the City Clerk. The City Council shall conduct a public hearing, written notice of the time and place thereof being mailed to the applicant or permittee not less than ten (10) days prior to said hearing, unless timely notice be waived by the applicant or permittee. The rules of evidence shall not apply to the hearing and the applicant or permittee shall have the right to the assistance of counsel and the reasonable presentation of witnesses and evidence. The council shall make an order affirming, overruling or modifying the denial, revocation or suspension of such permit within sixty (60) days from and after the date the hearing on said appeal is concluded. The City's Council appeal and decision shall be limited to addressing whether a permit that has been revoked, denied or suspended shall or shall not be reinstated or issued. Any action taken by the Chief of Police, Community Development Director or other officer or official of the City in connection with the denial, revocation of or suspension of any permit other than the order revoking, denying or suspending the permit, shall be final, conclusive, and unreviewable. The decision of the City Council shall be the final decision of the City. Any person who has a Permit issued under this Chapter revoked shall be precluded from holding or being issued any such permit for a period of one year from the date of the order revoking the permit or the City Council's decision upholding the revocation, whichever is later.

11-33-9: PENALTY:

Any violation of any of the provisions of this Chapter shall be a misdemeanor and constitutes a public nuisance and shall be enforced and/or abated in accordance with Chapter 4 of Title 1 or other applicable section of the Selma Municipal Code.

11-33-10: NON-EXCLUSIVE:

Nothing in this Chapter is intended to be an exclusive penalty or remedy. Nothing in this Chapter is intended to authorize the use, possession, sale, distribution or Cultivation of Marijuana in violation of state or federal law."

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SECTION 5. 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 6: 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 7: 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.

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I, REYNA RIVERA, City Clerk of the City of Selma, do hereby certify that the foregoing Ordinance was introduced at the November 21, 2016, regular City Council meeting and adopted at the December 6, 2016, regular City Council meeting of the City of Selma by the following vote, to wit:

AYES: COUNCIL MEMBERS

NOES: COUNCIL MEMBERS

ABSTAIN: COUNCIL MEMBERS

ABSENT: COUNCIL MEMBERS

Scott Robertson, Mayor

ATTEST:

Reyna Rivera
City Clerk of the City of Selma

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