

agenda item 1.a.

**CITY OF SELMA  
REGULAR COUNCIL MEETING  
May 15, 2017**

The regular meeting of the Selma City Council was called to order at 6:00 p.m. in the Council Chambers. Council members answering roll call were: Franco, Montijo, Robertson, Mayor Pro Tem Avalos, and Mayor Derr.

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

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

**INVOCATION:** Pastor Nelson Schwamb of Church of the Redeemer led the invocation.

**MEASURE “S” OVERSIGHT PRESENTATION:** Chairperson Jennifer Earle stepped forward to report that the Measure “S” Oversight Committee reviewed and approved revenues received from the Measure “S” funds and that the expenditures were allocated appropriately for fiscal year 2015-2016.

Finance Manager Moreno reported that the Measure “S” Reports will be available on the City website.

**CAL RECYCLE PRESENTATION:** Ms. Arlene Iwahiro representing Cal Recycle stepped forward and provided power point presentation regarding the Mandatory Commercial Organics Recycling (AB 1826).

Ms. Liz Gomez and Mr. Michael Rivera, representing Waste Management stepped forward to further discuss the twelve businesses that would be affected.

City Manager Elias discussed the current Ordinance and contract verbiage that would need to be modified to allow for the state mandated commercial recycling program in Selma. He also discussed other changes that need to be updated in the current contract.

After much discussion, Council thanked them for the information and requested that staff bring the matters back for consideration at a future Council meeting.

**NATIONAL PUBLIC WORKS WEEK PROCLAMATION:** Mayor Mike Derr presented Public Works Director Shiplee with the proclamation.

**ORAL COMMUNICATIONS:** Pastor Doug McKinnis of The Meeting Place stepped forward to request a fee waiver for the previous and current Conditional Use Permit fees. He discussed The Meeting Place Church and provided background for Council.

After discussion, Council directed staff to bring the matter back at a future Council meeting.

Mr. Darren Duncan and Mr. Kevin McCusker both stepped forward representing California Water Service to comment on the upcoming agenda item.

City Manager Elias thanked them for attending and asked that any further discussion be held off until the agenda item.

**CONSENT CALENDAR:** Council member Montijo requested agenda items 1.g. be pulled for discussion. Motion to approve the remainder of the Consent Calendar was made by Council member Robertson and seconded by Council member Montijo. Motion carried with the following vote:

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

- a. Minutes of the April 17, 2017 workshop/pre-Council meeting approved as written.
- b. Minutes of the April 17, 2017 regular meeting approved as written.
- c. Minutes of the May 1, 2017 workshop/pre-Council meeting approved as written.
- d. Minutes of the May 1, 2017 regular meeting approved as written.
- e. RESOLUTION NO. 2017 – 30R, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SELMA APPROVING CONSULTANT AGREEMENT TO GATEWAY ENGINEERING FOR COMMUNITY BLOCK GRANT (CDBG) PROJECT ENGINEERING SERVICES FOR FISCAL YEAR 2016 - 2017, PROJECT 16651 RINGO PARK RINGO PARK IMPROVEMENTS. Resolution approved by standard motion.
- f. RESOLUTION NO. 2017 – 31R, RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SELMA CALIFORNIA, CONSENTING TO INCLUSION OF PROPERTIES WITHIN THE CITY AND COUNTY'S JURISDICTION IN THE GOLDEN STATE FINANCE AUTHORITY PACE PROGRAM TO FINANCE RENEWABLE ENERGY GENERATION, ENERGY AND WATER EFFICIENCY IMPROVEMENTS, ELECTRIC VEHICLE CHARGING INFRASTRUCTURE, AND OTHER AUTHORIZED IMPROVEMENTS & RESOLUTION NO. 2017 – 32R, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SELMA CONSENTING TO INCLUSION OF PROPERTIES WITHIN THE CITY'S JURISDICTION IN THE GOLDEN STATE FINANCE AUTHORITY COMMUNITY FACILITIES DISTRICT NO. 2014-1 (CLEAN ENERGY) TO FINANCE RENEWABLE ENERGY IMPROVEMENTS, ENERGY EFFICIENCY AND WATER CONSERVATION IMPROVEMENTS, ELECTRIC VEHICLE CHARGING INFRASTRUCTURE, AND OTHER AUTHORIZED IMPROVEMENTS. Both Resolutions approved by standard motion.

g. Pulled for separate discussion.

**AGENDA ITEM 1.g. CONSIDERATION AND NECESSARY ACTION ON CHECK REGISTER DATED MAY 10, 2017:** After much discussion, motion to approve CHECK REGISTER DATED MAY 10, 2017 was made by Council member Robertson and seconded by Council member Montijo. Motion carried with the following vote:

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

**CONSIDERATION AND NECESSARY ACTION ON RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF GENERAL OBLIGATION BONDS, AUTHORIZING AND DIRECTING THE EXECUTION OF A PAYING AGENT AGREEMENT AND CERTAIN OTHER RELATED DOCUMENTS, AND AUTHORIZING RELATED ACTIONS:** City Attorney Costanzo explained the necessary requirements needed to move forward on the issuance and sale of the general obligation bonds for the police station improvements. He also introduced Bond and Disclosure Consultants Mr. Cameron Weist, of the Weist Law Firm and Mr. Eric Scriven, of NHA Advisors.

Mr. Weist and Mr. Scriven stepped forward to further discuss the process in detail for Council.

After much discussion, motion to approve RESOLUTION NO. 2017 – 33R, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SELMA, AUTHORIZING THE ISSUANCE AND SALE OF GENERAL OBLIGATION BONDS, AUTHORIZING AND DIRECTING THE EXECUTION OF A PAYING AGENT AGREEMENT AND CERTAIN OTHER RELATED DOCUMENTS, AND AUTHORIZING RELATED ACTIONS was made by Council member Montijo and seconded by Council member Franco. After discussion, motion carried with the following vote:

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

**CONSIDERATION AND NECESSARY ACTION ON RESOLUTION APPROVING THE EXECUTION OF JOINT POWERS AUTHORITY AGREEMENT SOUTH KINGS GROUNDWATER SUSTAINABILITY AGENCY:** City Attorney Costanzo reported on the matter for Council.

Mr. Darren Duncan and Mr. Kevin McCusker both stepped forward representing California Water Service to advise Council that California Water Service is neutral in the matter, and will continue to provide assistance to the City of Selma.

Mr. Phil Desatoff, Manager of Consolidated Irrigation District (CID), stepped forward to let the Council know that CID is in opposition of the matter.

After much discussion, motion to approve RESOLUTION NO 2017-34R, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SELMA APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE AGREEMENT TO FORM A JOIN POWERS AUTHORITY, SOUTH KINGS GROUNDWATER SUSTAINABILITY AGENCY was made by Council member Robertson and seconded by Council member Montijo. Motion carried with the following vote:

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

**CONSIDERATION AND NECESSARY ACTION ON RESOLUTION APPROVING THE REPORT FOR THE LEVY AND COLLECTION OF THE ANNUAL ASSESSMENT FOR SERVICES RENDERED IN LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT (LLMD) NO. 1 IN THE CITY OF SELMA FOR THE 2017-2018 FISCAL YEAR- PUBLIC HEARING AND ADOPTION:**

Public Works Director Shiplee reviewed for Council the proposed charges for LLMD No. 1 for the 2017-2018 fiscal year. He stated that these are based on the actual costs incurred for each area, and this action is to recoup the charges already expended.

Mayor Derr opened the public hearing at 8:40 p.m. There being no one to speak for or against the proposal, the public hearing was closed at 8:41 p.m.

Public Works Director Shiplee reported that three verified written protest letter had been received on the new rates.

Motion was then made by Council member Montijo and seconded by Mayor Pro Tem Avalos to approve RESOLUTION NO. 2017-35R, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SELMA APPROVING THE REPORT FOR THE LEVY AND COLLECTION OF THE ANNUAL ASSESSMENT FOR SERVICES RENDERED IN LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT (LLMD) NO. 1 IN THE CITY OF SELMA FOR THE 2017-2018 FISCAL YEAR. Motion carried with the following vote:

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

**DEPARTMENTAL REPORTS:** City Manager Elias reported on a recent COG meeting where a presentation by San Joaquin Valley Water Authority Executive Director, Mario Santoyo and Orange Cove Mayor Lopez requested the Mayors and County Supervisor consider putting an item on their council or board agendas to help defray the cost of Orange Coves dues for the SJVWIA. Last year the member agencies agreed to contribute based on



a population distribution. After discussion, it was the consensus of the City Council to move forward with the matter.

City Manager Elias also requested direction on the Town Hall or Vision meeting date. After much discussion, Council directed staff to research prior meetings and bring the matter back for Council discussion.

City Manager Elias reported on receiving an invitation from Assembly member Arambula's office regarding the budget allocation.

Police Chief Garner reported on attending a recent State budget allocation meeting, and the Raisin Festival.

City Attorney Costanzo stated that he would keep everyone informed on the Groundwater Sustainability Act.

Finance Manager Moreno reported that the budget information would be distributed in the near future.

**COUNCIL REPORTS:** Council member Montijo reported on attending a recent SKF meeting. She also congratulated Raisin Queen Sierra Shoemaker.

Council member Robertson reported on attending the following the National Day of Prayer, and the Raisin Royalty Coronation. He also advised everyone on the upcoming League Forum.

Mayor Pro Tem Avalos reported on attending the Raisin Festival and the Brian Pacheco Fundraiser. He also thanked City staff for their hard work.

Mayor Derr reported on attending the Rotary Spaghetti Lunch, National Day of Prayer, Raisin Festival, and Arts Council meeting.

**ORAL COMMUNICATION:** Ms. Theresa Herrera, 3526 Hill Street, stepped forward in favor of a town hall meeting, and requested that beautification be a priority. She discussed several properties in need of maintenance.

**ADJOURNMENT:** There being no further business, the meeting was adjourned at 9:08 p.m.

Respectfully submitted,

Reyna Rivera  
City Clerk

---

Michael Derr  
Mayor of the City of Selma

Check Register Report

Check Number	Check Date	Status	Void/Stop Date	Vendor Name	Check Description	Grant (G)/ Reimb( R )	Amount
agenda item 1.b.							
68840	05/11/2017	Printed		1-800-BOARD UP	3069 THOMPSON	R	3,058.10
68841	05/11/2017	Printed		AIRGAS USA LLC	OXYGEN CYLINDER RENTAL		161.07
68842	05/11/2017	Printed		ALLSTATE INSURANCE	AMBULANCE OVERPAYMENT		500.00
68843	05/11/2017	Printed		ASBURY ENVIRONMENTAL	USED OIL DISPOSAL		120.00
68844	05/11/2017	Printed		AT&T	TELEPHONE SERVICE		352.85
68845	05/11/2017	Printed		BANK OF THE WEST	SURVEILLANCE EQUIPMENT		1,120.17
68846	05/11/2017	Printed		BENNETT & BENNETT. INC.	MISC IRRIGATION SUPPLIES		5.98
68847	05/11/2017	Printed		CHRISTOPHER B CARLSON	PHLEBOTOMY SERVICE 17-		50.00
68848	05/11/2017	Printed		ROD CARSEY	PLAN CHECKS		1,456.15
68849	05/11/2017	Printed		CDCE INCORPORATED	VEHICLE DOCKING STATION		32.74
68850	05/11/2017	Printed		COMCAST	INTERNET SERVICE		1,060.00
68851	05/11/2017	Printed		CORELOGIC SOLUTIONS	REALQUEST SERVICE		481.25
68852	05/11/2017	Printed		COSTANZO & ASSOCIATES	LEGAL FEES		8,027.87
68853	05/11/2017	Printed		COUNTY OF FRESNO	GIS TELECOMMUNICATION		69.97
68854	05/11/2017	Printed		DAVE'S TOWING	EVIDENCE STORAGE 17-		260.00
68855	05/11/2017	Printed		DEPARTMENT OF HEALTH	AMBULANCE OVERPAYMENT		106.38
68856	05/11/2017	Printed		DEPARTMENT OF JUSTICE	FINGERPRINTS		535.00
68857	05/11/2017	Printed		JEANNETTE DERR	HONK! COSTUME		545.22
68858	05/11/2017	Printed		EMILY DIXON	HONK! SUPPLY		42.18
68859	05/11/2017	Printed		DAVID JOSEPH ESQUIVEL	LIGHTING TECH WORK		50.00
68860	05/11/2017	Printed		FEHR & PEERS	ATP PROJECT	G	13,825.30
68861	05/11/2017	Printed		ETHAN KEALOHA FOSTER	HONK! BAND		200.00
68862	05/11/2017	Printed		FRESNO CO TREASURER-	CRIME SCENE		2,319.53
68863	05/11/2017	Printed		FRESNO COUNTY CLERK	2005-35 SUB-HERITAGE		50.00
68864	05/11/2017	Printed		FRESNO COUNTY CLERK	NOV 2016 GENERAL		7,018.44
68865	05/11/2017	Printed		FRESNO COUNTY	HMBP FOR CITY YARD		393.00
68866	05/11/2017	Printed		FRESNO-MADERA AAA	SENIOR MEALS		358.02
68867	05/11/2017	Void	05/11/2017		Void Check		0.00
68868	05/11/2017	Void	05/11/2017		Void Check		0.00
68869	05/11/2017	Printed		G&K SERVICES	LINEN/UNIFORM SERVICE		598.77
68870	05/11/2017	Printed		MICHAEL CALEB GARCIA	GANG CONF PER		634.54
68871	05/11/2017	Printed		KENNETH GREY	COMM DEV PROJECTS		8,333.33
68872	05/11/2017	Printed		HEALTH NET	AMBULANCE OVERPAYMENT		131.54
68873	05/11/2017	Printed		HEALTH NET	AMBULANCE OVERPAYMENT		125.10
68874	05/11/2017	Printed		HEALTH NET	AMBULANCE OVERPAYMENT		651.48
68875	05/11/2017	Printed		HEALTHEDGE	DENTAL 4/26/17		1,893.43
68876	05/11/2017	Printed		HEALTHEDGE	DENTAL 5/3/17		1,280.60
68877	05/11/2017	Printed		HEALTHWISE SERVICES	KIOSK MEDICAL WASTE		150.00
68878	05/11/2017	Printed		HENRY SCHEIN INC.	MEDICAL SUPPLIES		63.69
68879	05/11/2017	Printed		HEWLETT-PACKARD	LEASES		2,477.43
68880	05/11/2017	Printed		HUMANA HEALTH CARE	AMBULANCE OVERPAYMENT		98.89
68881	05/11/2017	Printed		INDUSTRIAL HEALTH CARE	PRE EMPLOYMENT		797.00
68882	05/11/2017	Printed		J'S COMMUNICATION INC.	SERVICE AGREEMENT		1,338.00
68883	05/11/2017	Printed		JORGENSEN & COMPANY	FIRE INSP.-SEN.CENTER		135.80
68884	05/11/2017	Printed		LEE CENTRAL CALIFORNIA	EMPLOYMENT ADS-MAINT		1,323.59
68885	05/11/2017	Printed		LOGISTICARE	AMBULANCE OVERPAYMENT		182.10
68886	05/11/2017	Printed		LOGISTICARE	AMBULANCE OVERPAYMENT		136.18
68887	05/11/2017	Printed		LOGISTICARE	AMBULANCE OVERPAYMENT		125.30
68888	05/11/2017	Printed		LOGISTICARE	AMBULANCE OVERPAYMENT		125.30
68889	05/11/2017	Printed		LOGISTICARE	AMBULANCE OVERPAYMENT		121.75
68890	05/11/2017	Printed		MONICA LOPEZ	COMM.TRAINING PER DIEM		228.00
68891	05/11/2017	Printed		LOSS PROTECTION AND	MONTHLY SERVICE OF		85.00
68892	05/11/2017	Printed		METRO UNIFORM	POLICE REVOLVING ACCT		652.72
68893	05/11/2017	Printed		MID VALLEY	EMPLOYMENT ADS- MAINT		49.50
68894	05/11/2017	Printed		HANNAH MUKAI	HONK! BAND		200.00
68895	05/11/2017	Printed		MUSIC THEATRE	LION KING JR RIGHTS		1,247.51
68896	05/11/2017	Printed		MATTHEW NYGREN	HONK! BAND		200.00
68897	05/11/2017	Printed		OFFICE DEPOT. INC.	OFFICE SUPPLIES		245.17
68898	05/11/2017	Printed		PINNACLE	AMBULANCE OVERPAYMENT		1,086.30
68899	05/11/2017	Printed		POLYGRAPH	POLYGRAPH EXAMS-PD		400.00
68900	05/11/2017	Printed		MINDY RAMOS	SOUND FOR HONK!		200.00
68901	05/11/2017	Printed		RAY MORGAN COMPANY	MAINT/COPY AGREEMENT		417.13
68902	05/11/2017	Printed		SELMA COMMUNITY	CLEAR DONATION		6,773.98
68903	05/11/2017	Printed		SELMA DISTRICT CHAMBER	4TH QRT DUES/RAISIN	PARTIAL G	4,600.00
68904	05/11/2017	Printed		SELMA ELECTRIC MOTOR	REPAIR EXHAUST FAN-W		244.03
68905	05/11/2017	Printed		SELMA TROPHY SHOP	CM NAME PLATE		10.85
68906	05/11/2017	Printed		SELMA UNIFIED SCHOOL	FUEL		12,691.36
68907	05/11/2017	Printed		SOLLID POWER SYSTEMS	GENERATOR REPAIR- A ST		1,500.00
68908	05/11/2017	Printed		SOUTH COUNTY	MONTHLY FREEZER USE		175.00
68909	05/11/2017	Printed		STERICYCLE. INC.	SERI-SAFE OSHA		150.45
68910	05/11/2017	Printed		THE FRESNO BEE	ADS FOR HONK!		2,521.58
68911	05/11/2017	Printed		TOP DOG TRAINING	MONTHLY MAINTENANCE		180.00

Check Register Report

Check Number	Check Date	Status	Void/Stop Date	Vendor Name	Check Description	Grant (G)/ Reimb( R )	Amount
agenda item 1.b.							
68912	05/11/2017	Printed		TRANS UNION	PRE EMPLOYMENT CREDIT		13.54
68913	05/11/2017	Printed		TYMCO INC	STREET SWEEPER QTLY		13,248.72
68914	05/11/2017	Printed		VALLEY NETWORK	PRINTER MAINT KIT-		5,430.73
68915	05/11/2017	Printed		VERIZON WIRELESS	AIRCARDS		422.76
68916	05/11/2017	Printed		WASTE MANAGEMENT-USA	GARBAGE/CITY CLEAN UP		114,369.02
68917	05/11/2017	Printed		WILLEMS COMMERCIAL	PROGRAMS FOR HONK!		368.82
68918	05/11/2017	Printed		WOLD AMUSEMENT	REFUND CLEANING		100.00
68919	05/18/2017	Printed		ROYAL BUICK PONTIAC	2017 GMC TRUCK -PW		34,590.58
68920	05/25/2017	Printed		ALVES ELECTRIC	SHAHER PARKING LOT		905.49
68921	05/25/2017	Printed		AT&T	TELEPHONE SERVICE		19.23
68922	05/25/2017	Printed		AT&T	TELEPHONE SERVICE		145.92
68923	05/25/2017	Printed		AT&T	TELEPHONE SERVICE		122.55
68924	05/25/2017	Printed		AT&T	TELEPHONE SERVICE		1,339.69
68925	05/25/2017	Printed		AT&T	TELEPHONE SERVICE		57.23
68926	05/25/2017	Printed		AT&T MOBILITY	TELEPHONE-MDT'S		2,613.25
68927	05/25/2017	Printed		BANNER PEST CONTROL	PV SQUIRREL CONTROL		60.00
68928	05/25/2017	Printed		BENNETT & BENNETT. INC.	MISC IRRIGATION SUPPLIES		21.66
68929	05/25/2017	Printed		CALIFORNIA WATER	WATER SERVICE		11,727.64
68930	05/25/2017	Printed		VIVIAN CAZARES	PV RENTAL DEPOSIT		90.00
68931	05/25/2017	Printed		CDCE INCORPORATED	MDT MONTHLY LEASE-FD		840.00
68932	05/25/2017	Printed		CENTRAL VALLEY	DRUG TESTING CS# 17-1247		323.00
68933	05/25/2017	Printed		CISCO SYSTEMS CAPTIAL	LEASE-PHONE		3,280.05
68934	05/25/2017	Printed		CITY OF FRESNO	POST PERISHABLE SKILLS		842.00
68935	05/25/2017	Printed		CITY OF FRESNO	POST PERISHABLE SKILSS		842.00
68936	05/25/2017	Printed		CITY OF FRESNO	POST PERISHABLE SKILLS		842.00
68937	05/25/2017	Printed		CITY OF FRESNO	POST PERISHABLE SKILLS		842.00
68938	05/25/2017	Printed		CITY OF FRESNO	POST PERISHABLE SKILLS		842.00
68939	05/25/2017	Printed		CITY OF FRESNO	POST PERISHABLE SKILLS		842.00
68940	05/25/2017	Printed		COOL AIR SPECIALTY	DUCT CLEANING-STATION A		740.00
68941	05/25/2017	Printed		COSTANZO & ASSOCIATES	LEGAL FEES		5,659.32
68942	05/25/2017	Printed		COTIVI HEALTHCARE AND	AMBULANCE OVERPAYMENT		393.70
68943	05/25/2017	Printed		DEPARTMENT OF HEALTH	AMBULANCE OVERPAYMENT		106.38
68944	05/25/2017	Printed		DEPARTMENT OF JUSTICE	BLOOD ALCOHOL ANALYSIS		207.00
68945	05/25/2017	Printed		DSJ ARCHITECTS INC	NEW PD STATION		16,640.00
68946	05/25/2017	Printed		END ZONE CLUB -SELMA	REFUND PV DEPOSIT		80.00
68947	05/25/2017	Printed		ENTENMANN-ROVIN CO.	K9 BADGE		128.19
68948	05/25/2017	Printed		FEDEX	LAFCO EXTENSION LETTER	R	57.21
68949	05/25/2017	Printed		FEDOR PLUMBING	SALAZAR CENTER		790.95
68950	05/25/2017	Printed		FRESNO COUNCIL OF	TRAFFIC IMPACT ANALYSIS		315.00
68951	05/25/2017	Printed		FRESNO ROOFING CO.	SHAHER FIELD CHALK		303.73
68952	05/25/2017	Printed		FRUSA EMS LLC	AMBULANCE BILLING		7,293.62
68953	05/25/2017	Printed		GATEWAY ENGINEERING.	CDBG 15651 VALLEY VIEW	G	49,945.00
68954	05/25/2017	Printed		HEALTHEDGE	ADMINISTRATIVE FEES		672.53
68955	05/25/2017	Printed		HEALTHEDGE	DENTAL 5/10/17		1,957.08
68956	05/25/2017	Printed		HEALTHEDGE	DENTAL 5/17/17		1,721.47
68957	05/25/2017	Printed		HEWLETT-PACKARD	LEASE FOR PC'S.PHONES		5,713.77
68958	05/25/2017	Printed		HUB INTERNATIONAL	PV EVENT INSURANCE	R	336.50
68959	05/25/2017	Printed		JLB TRAFFIC ENGINEERING	TRAFFIC SURVEY		6,821.49
68960	05/25/2017	Printed		KENT M. KAWOGOE. PH.D.	PRE-EMPL PSYCOLOGICAL		900.00
68961	05/25/2017	Printed		JEFF KESTLY	MEDICAL PREMIUM REIMB		156.87
68962	05/25/2017	Printed		KULOW BROTHERS	5150 FORMS		188.99
68963	05/25/2017	Printed		LIEBERT. CASSIDY.	FLSA CLAIM		3,669.50
68964	05/25/2017	Printed		LIFE-ASSIST INC.	MEDICAL SUPPLIES		1,780.75
68965	05/25/2017	Printed		LOGISTICARE	AMBULANCE OVERPAYMENT		178.55
68966	05/25/2017	Printed		LOGISTICARE	AMBULANCE OVERPAYMENT		125.30
68967	05/25/2017	Printed		LOGISTICARE	AMBULANCE OVERPAYMENT		35.50
68968	05/25/2017	Printed		LOSS PROTECTION AND	MONTHLY SERVICE OF		25.00
68969	05/25/2017	Printed		KYLE MCGUIRE	PHLEBOTOMY SERVICE 17-		50.00
68970	05/25/2017	Printed		STEVEN MCINTIRE	MEDICAL PREMIUM REIMB		676.05
68971	05/25/2017	Printed		REBECCA RICCI MESSER	CARRIE ACCOMPANIST		100.00
68972	05/25/2017	Printed		NELSON PROPERTIES	REFUND LOT LINE ADJ FEE		64.00
68973	05/25/2017	Printed		NGLIC CO SUPERIOR	VISION INSURANCE		1,667.38
68974	05/25/2017	Printed		OFFICE DEPOT. INC.	OFFICE SUPPLIES		377.36
68975	05/25/2017	Printed		PG&E	UTILITIES		39,650.88
68976	05/25/2017	Printed		PINNACLE	AMBULANCE OVERPAYMENT		1,286.10
68977	05/25/2017	Printed		PITNEY BOWES INC.	POSTAGE MACHINE INK		70.99
68978	05/25/2017	Printed		SACRAMENTO	SFY 2015 COST PER		3,717.78
68979	05/25/2017	Printed		SPARKLETTS	WATER SERVICE		251.41
68980	05/25/2017	Printed		SUBURBAN PROPANE	PROPANE TANK ANNUAL		75.00
68981	05/25/2017	Printed		SUN LIFE	EMPLOYEE INSURANCE		1,099.26
68982	05/25/2017	Printed		SURVEILLANCE	REPLACED CAMERA-PD		709.08
68983	05/25/2017	Printed		THE CRISCO COMPANY	POLICE INFRASTRUCTURE		9,077.41

Check Register Report

Check Number	Check Date	Status	Void/Stop Date	Vendor Name	Check Description	Grant (G)/ Reimb( R )	Amount
agenda item 1.b.							
68984	05/25/2017	Printed		TOP DOG TRAINING	MONTHLY MAINTENANCE		180.00
68985	05/25/2017	Printed		TULARE CO JAIL	GRAPHICS FOR FD F250		350.19
68986	05/25/2017	Printed		U.S. BANCORP EQUIPMENT	LEASE PAYMENT		<u>1,063.70</u>
							<u><b>459,327.49</b></u>

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

June 5, 2017

ITEM NO:

2.

SUBJECT: Consideration and necessary action on authorizing the participation into the Five Cities Economic Development Authority, A Joint Powers Authority.

**DISCUSSION:** In April 2015, Council discussed at length the continued participation as a member of the Five Cities Economic Development Authority, A Joint Powers Authority (JPA). It was the consensus of Council to withdrawal from the JPA and direct staff to research other economic development ventures.

Staff has researched the matter, and requested that the Fresno Economic Development Corporation provide information for Council.

<b><u>COST:</u></b> (Enter cost of item to be purchased in box below)		<b><u>BUDGET IMPACT:</u></b> (Enter amount this non-budgeted item will impact this years' budget in box below – if budgeted, enter NONE).
\$5,544.25		
<b><u>FUNDING:</u></b> (Enter the funding source for this item in box below – if fund exists, enter the balance in the fund).		<b><u>ON-GOING COST:</u></b> (Enter the amount that will need to be budgeted each year in box below – if one-time cost, enter NONE).
Funding Source: General Fund		Annual fee
Fund Balance:		

**RECOMMENDATION:** Approve Resolution and direct staff to file notice with Authority.



David Elias, City Manager



Date

**RESOLUTION NO. 2017- R**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY  
OF SELMA AUTHORIZING PARTICIPATION INTO  
THE FIVE CITIES ECONOMIC DEVELOPMENT  
AUTHORITY, A JOINT POWERS AUTHORITY**

**WHEREAS**, the City of Selma (“City”) would like to participate as a Member Entity of the Five Cities Economic Development Authority, a joint powers agency providing economic development services to its members; and

**WHEREAS**, the Joint Powers Agreement allows a Member Entity to participate in the Authority upon adoption of a Resolution authorizing membership and the filing of notice thereof with the Authority; and

**WHEREAS**, Selma City Council has reviewed and discussed the participation in the Authority for the upcoming fiscal year; and

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Selma to participate in the Five Cities Joint Powers Economic Development Authority and the Authority is hereby directed to execute an Amendment to the Joint Powers Agreement and to take any other necessary steps related thereto.

The foregoing Resolution was duly approved by the Selma City Council at a regular meeting held on the 5<sup>th</sup> day of June, 2017, by the following vote, to wit:

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

---

Michael Derr  
Mayor of the City of Selma

---

Reyna Rivera  
City Clerk

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

June 5, 2017

---

---

**ITEM NO:** 3.

**SUBJECT:** Consider the waving of fees for a Conditional Use Permit – The Meeting Place

---

---

**DISCUSSION:** During the May 15, 2017 Selma City Council meeting, Pastor Doug McKinnis of The Meeting Place requested during oral communications that Council consider a waiver of fees for the Condition Use Permit. It was directed by Council to add the matter to an upcoming agenda for further consideration.

The Meeting Place Church would like to re-establish a church at 1804 E. Front Street, Selma, CA. They were previously located at Spike and Rail and 2225 Arrants.

Selma Municipal Code allows a church in any zone with the approval of a Conditional Use Permit. The total fee for a Conditional Use Permit is approximately \$6,600.00. These fees include the Conditional Use Permit itself, Environmental Assessment, Fresno County Filing fees and Public Noticing.

**11-16-11: UNCLASSIFIED CONDITIONAL USES:**


Any use listed below may be permitted in any zone in the city specified in the permit unless otherwise provided in this chapter after the same has been reviewed and a conditional use permit therefor has been issued in the manner provided hereinabove; and any use listed in this chapter shall not be permitted in any zone in the city without such review and such permit except in a zone where such use is specifically permitted by this title:

- (A) Airports
  - (B) Cemeteries
  - (C) Churches subject to the provisions of subsection 11-16-12(B) of this chapter.
- 
- 

**RECOMMENDATION:** Council consider request from the applicant "The Meeting Place Church" and direct staff to proceed with assisting the applicant with the Conditional Use Permit application.

---

---

  
\_\_\_\_\_  
David Elias, City Manager

  
\_\_\_\_\_  
Date

---

---



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

**June 5, 2017**

---

---

**ITEM NO:**

4.

**SUBJECT:**

Introduction and First Reading of an Ordinance of the City Council of the City of Selma Setting the Fiscal Year 2017-18 Tax Rate for Funding the Debt Service on the Measure P General Obligation Bonds in the City of Selma.

---

**DISCUSSION:**

The City received authorization from the voters in November 2016 to issue \$4,000,000 in General Obligation Bonds (Measure P) to finance the acquisition and construction of a Police Station and associated improvements (the "Police Station Improvements"). On August 1, 2016, the City adopted Ordinance No. 2016-4 which among other things called for an election on November 8, 2016 (the "Election") on the question of incurring a bonded indebtedness for the purpose of acquiring and constructing the Police Station Improvements and provided for the issuance and sale of City of Selma General Obligation Improvement Bonds (the "Bonds") to finance the Police Station Improvements. Following approval of Measure P by the voters on November 8, 2016, on May 15, 2017, the City adopted a Resolution officially authorizing the issuance of the bonds in the amount not to exceed \$4,000,000 at a maximum interest rate of 6%. Both the Ordinance 2016-4 and the Resolution Authorizing the Issuance of Sale of General Obligation Bonds adopted May 15, 2017, provide that the bonds will be general obligations of the City payable from and secured by taxes levied and collected in the manner prescribed law.

Current law prescribes the manner and means by which the City is to levy taxes to pay principal and interest on the bonds to be issued. Specifically, Government Code §43634 provides that the taxes shall be levied and collected as other City taxes, and in addition to all other taxes and shall be used only for the payment of the bonds and interest thereon; §43633 of the Government Code provides that if the earliest maturity of the bonds is more than one year after the date of issuance, the legislative body shall levy and collect annually a tax sufficient to pay the interest as it falls due and for payment of the principal on or before maturity; and §43632 of the Government Code provides that at the time of making the general tax levy after incurring the bonded indebtedness and annually thereafter, until the bonds are paid and until there is a sum in the Treasury set apart for that purpose sufficient to meet all payments of principal and interest on the bonds as they become due the legislative body shall levy and collect a tax sufficient to pay the interest on the bonds and such part of the principal as will become due before the proceeds of a tax levied at the next general tax



levy will be available. Further, parallel provisions of the Revenue & Taxation Code, specifically, Revenue & Taxation Code §93 provides that any jurisdiction may levy an ad valorem property tax rates in excess of the tax rate set by the County in order to produce revenues in an amount which is equal to the amount needed to make annual payments for the interest and principal on any indebtedness for the acquisition or improvement of real property which has been approved by a two-thirds vote of its voters.

The proposed resolution simply levies the tax the City is authorized to levy against all taxable real property in the City of Selma and sets the tax rate at a level necessary to pay for the interest and principal and on the General Obligation Bonds for the acquisition or improvement of real property, specifically, the Police Station Improvements.

The 0.0216% tax rate for FY 2017-18 being set by the City Council is based on the debt service, the estimated FY 2017-18 assessed values for all rolls (secured, unsecured and utility) and a delinquency reserve of 5%. Fresno County does not release final assessed value figures until early August, the City is using preliminary values. Staff is confident that the preliminary values will not be materially different from the County's final figure. The City must establish a tax rate that will be sufficient to make debt service payments even if there are unusual levels of delinquency. This is the first year of the new ad valorem tax related to Measure P and is anticipated to be collected for the next 30 years with annual tax rate approvals by the City Council each June.

Because all taxes collected from the general obligation levy will be deposited in a special fund, and collections not used to pay debt service for the FY 2017-18 bond year will be retained in the fund to pay future obligations, the tax impact of any over-collection will be reversed in the following years.

It is recommended that the City Council authorize a FY 2017-18 tax rate of 0.0261% which will result in the following cost to the average homeowner during FY 2017-18:

<b>Assessed Value</b>	<b>FY 2017-18 Tax</b>	
\$100,000	\$ 20.05	Base A.V.
125,701	25.59	Average Home
186,200	38.64	Average Market

The tax levy of the recommended 0.0216% will result in estimated collections of \$217,000. This amount will be sufficient to make the debt service payments on February 1, 2018 and August 1, 2018.

<b><u>COST: NONE</u></b>		<b><u>BUDGET IMPACT: NONE</u></b>
N/A		N/A
<b><u>FUNDING:</u></b> <i>(Enter the funding source for this item in box below – if fund exists, enter the balance in the fund).</i>		<b><u>ON-GOING COST:</u></b> <i>(Enter the amount that will need to be budgeted each year in box below – if one-time cost, enter NONE).</i>
Funding Source:      Ad valorem property tax levy by the City.  Fund Balance:            Not yet established.		Annual tax levy to be sufficient to cover payments of principal and interest annually.

---

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

---

<u>/s/ Neal E. Costanzo</u>	<u>June 2, 2017</u>
Neal E. Costanzo, City Attorney	Date
<u>/s/ David Elias</u>	<u>June 2, 2017</u>
David Elias, City Manager	Date

---

**ORDINANCE NO. 2017-\_\_\_\_\_**

---

**AN ORDINANCE OF THE CITY OF COUNCIL OF THE CITY OF SELMA SETTING  
THE FISCAL YEAR (FY) 2017-2018 TAX RATE FOR FUNDING THE DEBT SERVICE  
ON MEASURE P GENERAL OBLIGATION BONDS OF THE CITY OF SELMA**

---

The City Council of the City of Selma, California (the "City") does ordain as follows:

**WHEREAS**, on August 1, 2016, the City adopted Ordinance No. 2016-4 which, among other things, called for an election on November 8, 2016 (the "Election") on a question of incurring a bonded indebtedness for the purpose of acquiring and constructing police station and associated improvements (the Police Station Improvements) within the City and providing for the issuance and sale of the City of Selma, General Obligation Bonds (the "Bonds") to finance the Police Station Improvements; and

**WHEREAS**, more than two-thirds of the qualified voters of the City voting at a municipal election on November 8, 2016, approved the issuance of up to \$4,000,000 of General Obligation Bonds to finance the cost of the Police Station Improvements; and

**WHEREAS**, Ordinance 2016-4 provides that if the aforementioned bonds are authorized by the voters to be issued and sold, principal and interest on the Bonds shall be payable from the proceeds of tax levies made upon taxable property in the City; and

**WHEREAS**, on May 15, 2017, the City Council adopted a resolution authorizing the issuance of the Bonds in the amount of not to exceed \$4,000,000 at a maximum interest rate of 6% and further providing that the Bonds will be general obligations of the City payable from and secured by taxes levied and collected in the manner prescribed by the laws of the State of California; and

**WHEREAS**, pursuant to the authorization received at the Election and the authorization contained in Chapter 4 (commencing with Section 43600) of Division 4 of Title 4 of the California Government Code (the "Act") and having authorized issuance of the Bonds the City must levy the tax allowed by the approval of Measure P at the Election; and

**WHEREAS**, Section 43632 of the Government Code, included within Division 4 of Title 4 of the Government Code provides that at the time of making the general tax levy after incurring the bonded indebtedness, and annually thereafter, until the bonds

are paid or until there is a sum in the Treasury set apart for that purpose sufficient to meet all payments, of principal and interest on the Bonds as they become due, the City Council of a City shall levy and collect a tax sufficient to pay the interest on the bonds and such part of the principal as will become due before the proceeds of the tax levied at the next general tax levy will be available; and, Section 43633 provides that if the earliest maturity of the bonds is more than one year after the date of its issuance, the City Council shall levy and collect annually a tax sufficient to pay the interest as it falls due and to establish a sinking fund for payment of the principal on maturity.

**NOW, THEREFORE,** it is ordered as follows:

**SECTION 1:**

Recitals. That the above recitals are true and correct.

**SECTION 2:**

Levy of Tax. That a tax is hereby levied upon all taxable property in the City proceeds of which shall be used to pay the interest and such part of the principal as will become due before the proceeds of a tax levied at the next general tax levy become available.

**SECTION 3:**

Tax Rate. That the fiscal year 2017-2018, tax rate for debt service on the aforementioned General Obligation Improvement Bonds is hereby set at 0.0216%.

**SECTION 4:**

Tax Rate at Assessed Values. The tax rate hereby set for fiscal year 2017-2018 of 0.0216% shall be based on the estimated assessed values for all rolls, secured, unsecured and utility, and will become a part of the fiscal year 2017-2018 property tax bill for all taxable property within the City of Selma.

**SECTION 5:**

Amount to be Generated. This tax rate and tax levy will result in an estimated total collections of \$217,000 needed to make February 1, 2018 and August 1, 2018, debt service payments on the aforementioned General Obligation Bonds.

**SECTION 6:**

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 amendment is not a project, no environmental documentation is required.

**SECTION 7:**

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 8:**

Effective Date and Posting of Ordinance. This Ordinance shall take effect and be enforced 30 calendar 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 15 days after its passage in the Selma Enterprise, with the name of those City Council members voting for or against the ordinance.

\*\*\*\*\*

I, Reyna Rivera, Chief Deputy City Clerk of the City of Selma, do hereby certify that the foregoing Ordinance was introduced at the June 5, 2017, regular City Council meeting and passed at a regular meeting of the City Council of the City of Selma on the \_\_\_\_ day of \_\_\_\_\_ 2017, by the following vote, to wit:

AYES: COUNCIL MEMBERS:

NOES: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

\_\_\_\_\_  
Mayor of the City of Selma

ATTEST:

\_\_\_\_\_  
Reyna Rivera, City Clerk

{00015428.DOCX;1}

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

June 5, 2017

---

---

**ITEM NO:**

5.

**SUBJECT:**

Consideration and Necessary action on Ordinance Amending Section 2 of Chapter 1 of Title VIII of the Selma Municipal Code Entitled Garbage Regulations – first reading.

---

---

**DISCUSSION:** At the May 15, 2017 meeting, Council received information from Cal Recycle regarding AB 1826 Organic Recycling state mandated requirements. It was the consensus of Council to direct staff to move forward with the implementation of the State Mandated Requirements.

After further review of the current Ordinance, staff has amended a single section, Section 2, included within the "Garbage regulations" which are the regulations relating to solid waste disposal and collection in the City of Selma. The amendment changes Section 2 of Chapter 1 of Title VIII as follows:

Recycling Program and Organic Pick Up Program: Subdivision (E) of 8-1-2 has simply been altered to reflect the fact that it is mandatory and shall commence on July 1, 2017.

---

---

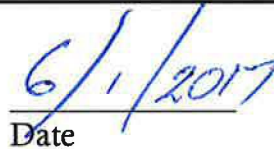
**RECOMMENDATION:** Introduce and waive first reading of Ordinance Amending Section 2, Chapter 1 of Title VIII of the Selma Municipal Code relating to Recycling Program and Organic Pick Up Program and direct City Clerk to schedule matter for public hearing and adoption and to publish the appropriate notice of the public hearing.

---

---



David Elias, City Manager



Date

**ORDINANCE NO. 20152017-\_\_\_\_\_**

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

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

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

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

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

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

**"8-1-2: REGULATIONS FOR ACCUMULATION:**

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

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

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

{00013321.DOC;1}



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

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

(B) Placement Of Receptacles In Alleys: Waste containers shall be stored at a location on the premises no closer to public rights-of-way, including but not limited to any street or alley, than the applicable structural setback line(s) set forth in the zoning ordinance of the city; and shall be visually screened from the adjacent streets, alleys and premises. Containers shall be placed for collection on the street side of the curb, or in the alley no sooner than five o'clock a.m. on the scheduled day of collection and shall be returned from the collection location to the storage location no later than ten o'clock p.m. on the scheduled day of collection.

(C) Misplacement Of Solid Waste Prohibited: It shall be unlawful for any person to throw, dump, place or deposit, or cause to be thrown, dumped, placed or deposited any solid waste upon the premises or property of another, with the intent to thereby dispose of such solid waste.

(D) Consented Misplacement Of Solid Waste Prohibited: It shall be unlawful for any person to consent to any other person dumping, placing, or depositing upon the premises of the person giving such consent, of any such solid waste with the intention that the same will thereby be discarded and disposed of.

(E) Recycling Program And Organics Pick Up Program: Notwithstanding any other provision of this Chapter, it shall be appropriate, ~~but not~~ mandatory, for any person to participate in either the recycling program or the separate organics pick up facilitated by and through the City and the contract agent. The provisions of the recycling program shall be as follows:

Formatted: Not Highlight

1. The collection of dry recyclables shall be by a service schedule separate from those for the pickup of solid waste and organics;
2. The recycling program shall commence on July 1, 1992;
3. Individual and unusual problems presented by any customer shall be considered by the contract agent, including parking conflicts, with the provision of the service;

4. The organics pick up program shall commence on July 1, 2017.

{00013321.DOC;1}2



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

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

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

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

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

Field Code Changed

{00013321.DOC;1}3

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

**SECTION 3: Severability:** If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be invalid or unconstitutional, the decision shall not affect the validity of the remaining portions of the Ordinance. The City Council hereby declares that it would have passed this Ordinance, and each section, subsection, sentence, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases have been declared invalid or unconstitutional.

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

\*\*\*\*\*

I, Reyna Rivera, ~~Chief Deputy~~ City Clerk of the City of Selma, do hereby certify that the foregoing Ordinance was introduced at the \_\_\_\_\_, 20152017, regular City Council meeting and passed at a regular meeting of the City Council of the City of Selma on the \_\_\_\_ day of \_\_\_\_\_, 20152017, by the following vote, to wit:

AYES: COUNCIL MEMBERS:

NOES: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ATTEST:

\_\_\_\_\_  
Mayor of the City of Selma

\_\_\_\_\_  
Reyna Rivera, City Clerk

{00013321.DOC;1}4

# **Mandatory Commercial Organics Recycling**

**(AB 1826)**



# Policy Drivers

## **AB 939**

- 50% diversion requirement for jurisdictions

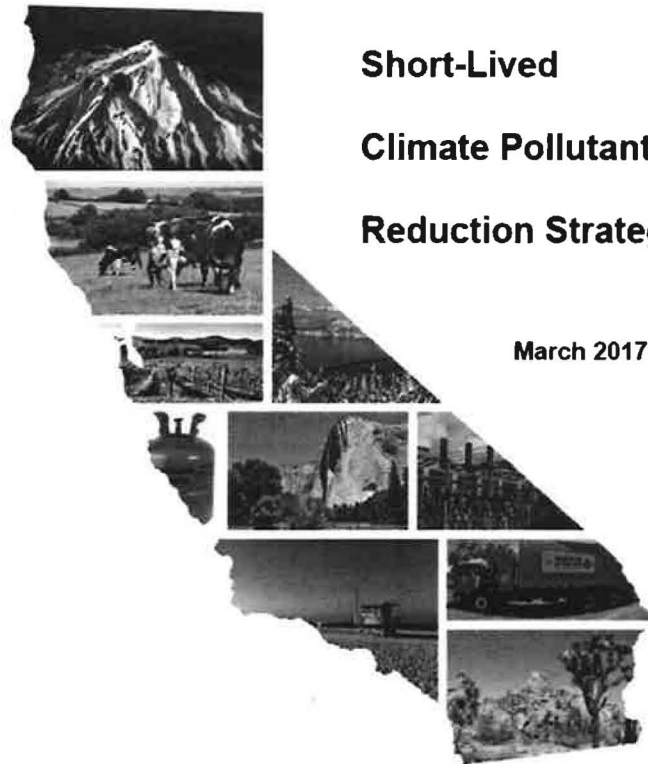
## **AB 341** (Mandatory Commercial Recycling)

- 75% reduction, recycling, composting statewide goal by 2020
- Not transformation or disposal-related activities, etc.
- Doesn't change AB 939 mandate on jurisdictions or how CalRecycle evaluates compliance

## **AB 32**

- ARB Scoping Plan - Waste Sector
- Reduce GHGs to < 1990 levels
- SLCP - divert 75% of organics by 2025, effectively eliminate organics disposal in CA landfills

# SB1383



## Short-Lived Climate Pollutant Reduction Strategy

March 2017

California Environmental Protection Agency  
**☞ Air Resources Board**

**January 1, 2020:** the state must **achieve a 50 percent** reduction in the level of the statewide disposal of organic waste from the 2014 level.

**January 1, 2024:** Effective on this date, the regulations may require local jurisdictions to impose penalties for noncompliance on generators within their jurisdiction.

**January 1, 2025:** By this date, the state must **achieve a 75 percent reduction** in the level of the statewide disposal of organic waste from the 2014 level. In addition, not less than 20 percent of currently disposed edible food must be recovered for human consumption.

# AB 1826 Business Requirements

- April 2016 - Businesses generating 8 CY organics/week required to have organic waste recycling
  - Jan 2017 - 4 CY/week of organics
  - Jan 2019 - 4 CY/week of **solid waste**
  - 2020 trigger: CalRecycle can reduce to 2 CY of waste if statewide organics disposal not cut in 1/2
    - Multifamily complexes not required to divert food waste but are required to divert green waste



# AB 1826 Jurisdiction Requirements

- ▶ Jan 2016 - Implement program:
  - Outreach, education, monitoring
  - Organics recycling program
  - May include mandatory recycling via policy or ordinance, franchise agreement or contract, or requiring material to go through MRF
  - Identify barriers; plan to address barriers under control of jurisdiction
- ▶ 2016 -annual calls/site visits, staff will discuss with each jurisdiction what they plan to do for education/outreach/monitoring activities.
- ▶ Aug 2017 - begin reporting in Annual Reports on education, outreach, monitoring, barriers/plans, facility infrastructure

# Program Implementation

- ▶ 2017 threshold (4 CY of Organics/week) 12 businesses + School District and 11 Multifamily have been identified as needing service.
- ▶ Establish Commercial Organics Rate
- ▶ Consider City Ordinance to ensure participation (MCR and MORE)
- ▶ Outreach and Education
- ▶ Monitoring of program



# Steps Toward Issuance of Compliance Order

- ▶ If CalRecycle finds a Jurisdiction failed to adequately implement MCR and/or MORE requirements...
  - Regardless of whether it met per-capita target
  - And has not demonstrated good faith effort
- ▶ Then CalRecycle may issue Compliance Order

# Enforcement

## ► Letter from our Director sent out in Jan 2017

California Environmental Protection Agency

Edmund G. Brown, Jr., Governor



### DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY

1001 I STREET, SACRAMENTO, CALIFORNIA 95814 • (916) 322-4027 • [WWW.CALRECYCLE.CA.GOV](http://WWW.CALRECYCLE.CA.GOV)

P.O. BOX 4025 SACRAMENTO, CALIFORNIA 95812

**Date:** January 10, 2017  
**To:** Elected Officials and Recycling Coordinators  
**From:** Scott Smithline, Director  
**Subject:** Reviews of Jurisdiction Mandatory Commercial Recycling and Commercial Organics Recycling Programs

This memo outlines how the Department of Resources Recycling and Recovery (CalRecycle) will exercise its existing statutory authority to formally review jurisdictions' mandatory commercial recycling and mandatory commercial organics recycling programs more frequently as needed. Specifically, CalRecycle will initiate a review and may refer a jurisdiction to enforcement **at any time** that CalRecycle receives information that a jurisdiction has not implemented, or is not making a good faith effort to implement its required programs.

# Questions?

**CalRecycle Webpage:**

**[www.calrecycle.ca.gov/Recycle/Commercial/Organics/](http://www.calrecycle.ca.gov/Recycle/Commercial/Organics/)**

**Arlene Iwahiro**

**Local Assistance and Market Development Branch**

**916.322.8000 or Arlene.Iwahiro @CalRecycle.ca.gov**

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

June 5, 2017

---

---

**ITEM NO:**

6.

**SUBJECT:**

Consideration and necessary action on Resolution of the City Council of the City of Selma approving first amendment to the Amended and Restated Solid Waste and Recycling Franchise Agreement Between the City of Selma and USA Waste of California DBA Waste Management for Solid Waste Collection, Green Waste Collection, and Recycling Services.

---

**BACKGROUND:** In 2002, the City of Selma entered into a Franchise Agreement with Selma Disposal for Solid Waste, Recycling and Green Waste collection. In 2006, the Agreement was revised that allowed for an extension of 15-years. Over the years there have been minor agreed upon changes, which were never added to the Agreement.

The original agreement was with Selma Disposal Inc. (Larry Johnson). In October 2013, Council approved the assignment and transfer to John Shay and David Carroll who had been operating the business as Selma Disposal & Recycling, LLC, parent company is C & S Waste Solutions. Council later ratified the finalized agreement in February 2014.

On July 5, 2016, Council then approved the transfer of the franchise from Selma Disposal and Recycling, LLC (John Shay and Dave Carroll) to USA Waste of California, Inc. DBA Waste Management.

**DISCUSSION:** Council is being asked to review the first amendment to the franchise agreement. The amendment includes the following changes:

1. The change in rates by the CPI index is something already incorporated to the existing contract and the change made to the contract is necessary because the CPI index in the existing contract has been discontinued. We are permitted to adjust the contract to conform to reality and implement the presumptive intent of the original agreement to have automatic increases according to the most applicable CPI index. Since a CPI index increase was contemplated when the rates were initially set the city is not required to go through a prop 218 procedure to implement that particular increase. It was authorized when the rates were initially set and a CPI index, albeit one that no longer exists, was incorporated into that contract. That allows for the annual adjustments without observing proposition 218.
2. C.LE.A.N. Selma program will assist in avoiding situations such as unsightly litter and odors, pests, and illegal dumping hotspots. The inclusion of the program will assist with the lost diversion and recycling.

3. Authorization for the implantation of AB 1826 Organic Recycling. Changes to the Ordinance have also been recommended to allow for the state mandated requirements.

Staff has reviewed the requested amendment and find the changes are acceptable to allow for the State Mandated requirements, reflect the corrected CPI index and allow for the C.L.E.A.N. Selma program.

---

---

**RECOMMENDATION:**

Adopt Resolution approving the first amendment to the Amended and Restated Solid Waste and Recycling Franchise Agreement between the City of Selma and USA Waste of California DBA Waste Management for Solid Waste Collection, Green Waste Collection, and Recycling Services.

---

---

/s/ David Elias	June 2, 2017
David Elias, City Manager	Date

---

---

**RESOLUTION NO. 2017 – R**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SELMA  
APPROVING THE FIRST AMENDMENT TO THE AMENDED AND  
RESTATED SOLID WASTE AND RECYCLING FRANCHISE AGREEMENT BETWEEN  
THE CITY OF SELMA AND USA WASTE OF CALIFORNIA, INC. DBA WASTE  
MANAGEMENT FOR SOLID WASTE COLLECTION, GREEN WASTE COLLECTION,  
AND RECYCLING SERVICES**

**WHEREAS**, on October 21, 2013, the City Council of the City of Selma approved the assignment and transfer of the City's Solid Waste Franchise from Selma Disposal, Inc. to Selma Disposal and Recycling, LLC, and authorized the City Manager to negotiate a Franchise Agreement (Agreement) between the City of Selma and Selma Disposal and Recycling, LLC; and

**WHEREAS**, on February 18, 2014, the City Council of the City of Selma Ratified the Agreement with certain revisions effective November 1, 2013; and

**WHEREAS**, on July 5, 2016, the City Council of the City of Selma approved the assignment and transfer of the City's Solid Waste Franchise from Selma Disposal and Recycling, LLC USA Waste of California, Inc. DBA Waste Management; and

**WHEREAS**, on July 5, 2016, the City Council of the City of Selma approved an amendment to Sections 1.22 and 4.6 replacing "Avenal Landfill" with "any permitted transfer station or subtitle D landfill, and/or facilities owned by Waste Management" to Agreement; and

**WHEREAS**, USA Waste of California, Inc. DBA Waste Management is requesting an amendment to Sections 4.3.B to allow for Multi-Family and Commercial Green Waste and Food Waste Collection Services; and

**WHEREAS**, USA Waste of California, Inc. DBA Waste Management is also requesting an amendment to Sections 4.7.B.2 to allow for Cleanup: Container Overages and Overweight Containers; and

**WHEREAS**, USA Waste of California, Inc. DBA Waste Management is further requesting an amendment to Sections 7.2 to update a Consumer Price Index.

**NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:**

1. That the foregoing recitals are true and correct.
2. The City Council of the City of Selma hereby approves, and authorizes execution of amendments to Sections 4.3.B, 4.7.B.2, and 7.2 of Agreement.
3. The City Council approves the execution of the First Amendment to the Amended and Restated Agreement for Solid Waste Collection, Green Waste Collection and Recycling Services.

The foregoing Resolution was duly approved by the Selma City Council at a regular meeting held on the 5<sup>th</sup> day of June 2017 by the following vote, to wit:

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

---

Michael Derr  
Mayor of the City of Selma

ATTEST:

---

Reyna Rivera  
City Clerk

**FIRST AMENDMENT TO  
AMENDED AND RESTATED SOLID WASTE AND RECYCLING FRANCHISE  
AGREEMENT FOR SOLID WASTE COLLECTION, GREEN WASTE COLLECTION,  
AND RECYCLING SERVICES**

This First Amendment to Amended and Restated Solid Waste and Recycling Franchise Agreement for Solid Waste Collection, Green Waste Collection, and Recycling Services (“First Amendment”) is made and entered into on this \_\_\_\_ day of \_\_\_\_\_, 2017 by and between the City of Selma, a municipal corporation and general law city (the “City”), and USA Waste of California, Inc., a Delaware corporation (the “Contractor”), for Solid Waste collection and disposal, Recyclable Materials collection and processing, Green Waste collection and processing, and Food Waste collection and processing.

**RECITALS:**

City and Selma Disposal & Recycling, LLC entered into that certain agreement entitled Amended and Restated Solid Waste and Recycling Franchise Agreement for Solid Waste Collection, Green Waste Collection, and Recycling Services, dated November 1, 2013 (“Franchise Agreement”).

The Franchise Agreement was assigned from Selma Disposal & Recycling, LLC to Contractor upon the resolution of the City Council dated \_\_\_\_\_.

The parties desire to provide for additional and changed services from those set forth in the Franchise Agreement.

In accordance with California Public Resources Code Section 40059(a)(2), the City has determined that the public health, safety, and welfare require that an exclusive franchise be awarded to a qualified solid waste enterprise for the collection, transportation, recycling, processing, and disposal of solid waste, and for other related services, to meet the goals and objectives of the California Integrated Waste Management Act.

This First Amendment has been developed by and is satisfactory to the parties.

NOW, THEREFORE, for good and valuable consideration, the receipt of which is acknowledged, the parties agree as follows:

1. The first paragraph of Section 4.3.B of the Franchise Agreement is deleted in its entirety and replaced with the following:

“Multi-Family and Commercial Green Waste and Food Waste Collection Services  
Contractor will provide for collection of Green Waste and Food Waste from Multi-Family and Commercial premises that request such services, using bins or carts, depending upon the customer’s needs, at the rates set forth in Exhibit F.

Contractor shall collect and remove all Green Waste and Food Waste placed in containers from every Multi-Family and Commercial premises receiving Green Waste and Food



Waste collection service, at least once every week or more frequently if required to handle the materials generated by the premises.

Public Resources Code Section 42649.81 (AB 1826) states in pertinent part that certain Multi-Family and Commercial premises are required to subscribe for source separated collection of Green Waste and Food Waste. Contractor shall make good faith efforts to assist the City to implement the requirements of AB 1826, including the education, outreach and monitoring requirements of this law. Contractor agrees to provide such assistance, and more specifically to identify all Multi-Family and Commercial premises subject to the requirements of AB 1826, provide periodic on-site visits to such premises to offer and promote Green Waste and Food Waste collection services, attempt to provide commercially reasonable solutions to any logistical detriments to providing these services, and notify and request assistance from the City for potential follow up action where there is a repeated refusal to undertake actions required by generators under AB 1826. City agrees to provide reasonable assistance to Contractor, including preparing a letter for distribution to Multi-Family and Commercial premises regarding AB 1826 requirements, adoption of mandatory collection ordinances, and participation by City personnel in meetings with Multi-Family and Commercial premises who repeatedly refuse to undertake actions required by generators under AB 1826.”

2. Section 4.7.B.2 of the Franchise Agreement is deleted in its entirety and replaced with the following:

- “2. Cleanup; Container Overages and Overweight Containers. During the Collection or transportation process for bin or Debris Box services, the Contractor shall clean up litter in the immediate vicinity of any Solid Waste storage area (including the areas where Collection bins and Debris Boxes are delivered for Collection) whether or not Contractor has caused the litter. In such instance, Contractor will document the overfilling through the use of film or digital photography. Contractor may charge a cleanup fee for cleaning up the storage/container area and placing overfilled material into the collection vehicle, at the rates set forth in Exhibit F. Contractor will provide the customer with notice and copies of the photographs of the overfilling to the customer.

In instances where the container is overweight such that handling the materials is difficult or may cause a violation of street weight restrictions, Contractor may refuse to service the container, and will provide notice to the customer that collection was refused and the reason for non-collection.

Upon request, Contractor shall provide a listing of premises receiving such notices to the City Manager. Where such evidence was presented to the customer, and Contractor documents another instance of overfilling or overweight containers within one (1) year of such presentation, Contractor is authorized to deliver the next larger-sized container to the premises and to adjust the service rate to the rate then in effect for the next larger-sized

container.”

3. The second paragraph of Section 7.2 is added as follows:

“Commencing with the annual rate adjustment taking place on July 1, 2017, and each July 1 thereafter during the Term, the rate shall be calculated by multiplying the then-current rates by one (1) plus the percentage change in the Consumer Price Index series CUUR0000SEHG02, CPI-Garbage and Trash Collection, US City Average, not seasonally adjusted, as published by the United States Department of Labor, Bureau of Labor Statistics, by calculating the average of the percentage changes in the CPI between each month during the April to March period immediately preceding the date of the rate adjustment and the same month in the preceding year.”

4. An updated Exhibit F, setting forth the rates for services, is attached hereto and shall become effective as of the Effective Date of this First Amendment.

5. Except as provided in this First Amendment, the terms and condition of the Franchise Agreement remain in full force and effect.

TO EFFECTUATE THIS FIRST AMENDMENT, each of the parties has caused this First Amendment to be executed by its duly authorized representative as of the date set forth below the authorized signature.

CITY OF SELMA, a municipal corporation

ATTEST:

By: \_\_\_\_\_

\_\_\_\_\_

Title: \_\_\_\_\_

CITY CLERK

Date: \_\_\_\_\_

APPROVED AS TO FORM:

\_\_\_\_\_

CITY ATTORNEY

USA WASTE OF CALIFORNIA, INC., a  
Delaware corporation

By: \_\_\_\_\_

(Authorized Representative)

Title: \_\_\_\_\_

Date: \_\_\_\_\_

City of Selma  
Service Rate Schedule  
Residential Rates (effective July 1, 2017 - June 30, 2018 )

## City of Selma Rate Sheet

### Residential

Service Type	Rate July 1, 2016	Rate July 1, 2017
Standard Service offering - 3 96-gallon carts (trash, recycling, greenwaste)	\$30.25	1.29% \$30.64
2010 Senior Discount	\$1.00	\$1.00
Extra Trash Cart	\$26.50	1.29% \$26.84
Extra Green Waste Cart	\$9.25	1.29% \$9.37
Extra Pick Up per Cart	\$9.25	1.29% \$9.37

### Commercial

Service Level	Monthly Fee	Monthly Fee
1 Commercial Can, 1x/wk	\$ 34.00	1.29% \$34.44
2 Commercial Can, 1x/wk	\$ 66.00	1.29% \$66.85
3 Commercial Can, 1x/wk	\$ 98.00	1.29% \$99.26
4 Commercial Can, 1x/wk	\$ 131.00	1.29% \$132.69
1.5 YD 1X/WK	\$95.00	1.29% \$96.22
1.5 YD 2X/WK	\$169.00	1.29% \$171.18
2 YD 1X/WK	\$116.00	1.29% \$117.49
2 YD 2X/WK	\$203.00	1.29% \$205.61
3 YD 1X/WK	\$156.00	1.29% \$158.01
3 YD 2X/WK	\$260.00	1.29% \$263.35
3 YD 3X/WK	\$366.00	1.29% \$370.71
3 YD 4X/WK	\$513.00	1.29% \$519.61
3 YD 5X/WK	\$621.00	1.29% \$629.00
4 YD 1X/WK	\$198.00	1.29% \$200.55
4 YD 2X/WK	\$381.00	1.29% \$385.91
4 YD 3X/WK	\$565.00	1.29% \$572.28
4 YD 4X/WK	\$749.00	1.29% \$758.65
6 YD 1X/WK	\$231.00	1.29% \$233.98
6 YD 2X/WK	\$435.00	1.29% \$440.60
6 YD 3X/WK	\$627.00	1.29% \$635.08
6 YD 4 X/WK	\$841.00	1.29% \$851.83
6 YD 5X/WK	\$993.00	1.29% \$1,005.79
6 YD 6X/WK	\$1,190.00	1.29% \$1,205.33
4 YD 1X/WK COMPACTOR	\$391.00	1.29% \$396.04
4 YD 3X/WK COMPACTOR	\$949.00	1.29% \$961.22

### Short Term and Special Bins (7-day use)

4 YD one-time trash bin	\$145.00	1.29% \$146.87
20 YD, trash including up to 3 tons	\$414.00	1.29% \$419.33
30 YD, trash including up to 4 tons	\$493.00	1.29% \$499.35
40 YD, trash including up to 5 tons	\$567.00	1.29% \$574.30
Charge for every trash ton over included Basic	\$50.00	1.29% \$50.64
4 YD : Daily charge for over 7-day use	\$10.00	1.29% \$10.13
Roll-Off: Daily charge for over 7-day use	\$19.00	1.29% \$19.24
40 YD Wood Only, includes all tons	\$290.00	1.29% \$293.74
57 YD Wood Only, includes all tons	\$348.00	1.29% \$352.48
20 YD Clean Concrete Only, (1/2 full only)	\$232.00	1.29% \$234.99

### Portable Restrooms

Single Unit Restroom, up to one month use	\$92.00	1.29% \$93.18
---	---------	---------------

### Commercial Organics Rate

96 Gallon 1X/WK		\$19.29
96 Gallon 2X/WK		\$38.38
96 Gallon 3X/WK		\$57.87
1.5 yd 1X/WK		\$115.00
1.5 yd 2X/WK		\$230.00
1.5 yd 3X/WK		\$345.00
3 yd 1X/WK		\$165.00
3 yd 2X/WK		\$330.00
3 yd 3X/WK		\$495.00

### Commercial Overage Charges (per instance)

1.5 Yard		\$41.95
2 Yard		\$50.49
3 Yard		\$83.51
4 Yard		\$100.41
6 Yard		\$122.19

## City of Selma Rate Sheet

### Residential

Service Type	Rate July 1, 2016	Rate July 1, 2017
Standard Service offering - 3 96-gallon carts (trash, recycling, greenwaste)	\$30.25	1.29% \$30.64
2010 Senior Discount	\$1.00	1.29% \$1.00
Extra Trash Cart	\$26.50	1.29% \$26.84
Extra Green Waste Cart	\$9.25	1.29% \$9.37
Extra Pick Up per Cart	\$9.25	1.29% \$9.37

### Commercial

Service Level	Monthly Fee	Monthly Fee
1 Commercial Can, 1x/wk	\$ 34.00	1.29% \$34.44
2 Commercial Can, 1x/wk	\$ 66.00	1.29% \$66.85
3 Commercial Can, 1x/wk	\$ 98.00	1.29% \$99.28
4 Commercial Can, 1x/wk	\$ 131.00	1.29% \$132.69
1.5 YD 1X/WK	\$95.00	1.29% \$96.22
1.5 YD 2X/WK	\$169.00	1.29% \$171.18
2 YD 1X/WK	\$116.00	1.29% \$117.49
2 YD 2X/WK	\$203.00	1.29% \$205.61
3 YD 1X/WK	\$156.00	1.29% \$158.01
3 YD 2X/WK	\$260.00	1.29% \$263.35
3 YD 3X/WK	\$366.00	1.29% \$370.71
3 YD 4X/WK	\$513.00	1.29% \$519.61
3 YD 5X/WK	\$621.00	1.29% \$629.00
4 YD 1X/WK	\$198.00	1.29% \$200.55
4 YD 2X/WK	\$381.00	1.29% \$385.91
4 YD 3X/WK	\$565.00	1.29% \$572.28
4 YD 4X/WK	\$749.00	1.29% \$758.65
6 YD 1X/WK	\$231.00	1.29% \$233.98
6 YD 2X/WK	\$435.00	1.29% \$440.60
6 YD 3X/WK	\$627.00	1.29% \$635.08
6 YD 4 X/WK	\$841.00	1.29% \$851.83
6 YD 5X/WK	\$993.00	1.29% \$1,005.79
6 YD 6X/WK	\$1,190.00	1.29% \$1,205.33
4 YD 1X/WK COMPACTOR	\$391.00	1.29% \$396.04
4 YD 3X/WK COMPACTOR	\$949.00	1.29% \$961.22

### Short Term and Special Bins (7-day use)

4 YD one-time trash bin	\$145.00	1.29% \$146.87
20 YD, trash including up to 3 tons	\$414.00	1.29% \$419.33
30 YD, trash including up to 4 tons	\$493.00	1.29% \$499.35
40 YD, trash including up to 5 tons	\$567.00	1.29% \$574.30
Charge for every trash ton over Included Basic	\$50.00	1.29% \$50.64
4 YD : Daily charge for over 7-day use	\$10.00	1.29% \$10.13
Roll-Off: Daily charge for over 7-day use	\$19.00	1.29% \$19.24
40 YD Wood Only, Includes all tons	\$290.00	1.29% \$293.74
57 YD Wood Only, Includes all tons	\$348.00	1.29% \$352.48
20 YD Clean Concrete Only, (1/2 full only)	\$232.00	1.29% \$234.99

### Portable Restrooms

Single Unit Restroom, up to one month use	\$92.00	1.29% \$93.18
---	---------	---------------

### Commercial Organics Rate

96 Gallon 1X/WK		\$139.29
96 Gallon 2X/WK		\$38.39
96 Gallon 3X/WK		\$57.87
1.5 yd 1X/WK		\$115.00
1.5 yd 2X/WK		\$230.00
1.5 yd 3X/WK		\$345.00
3 yd 1X/WK		\$165.00
3 yd 2X/WK		\$330.00
3 yd 3X/WK		\$495.00

### Commercial Overage Charges (per instance)

1.5 Yard		\$41.95
2 Yard		\$50.49
3 Yard		\$83.51
4 Yard		\$100.41
6 Yard		\$122.19

City of Selma  
Annual Rate Adjustment  
Percentage Change Calculation  
For July 1, 2017 to June 30, 2018

	<u>Apr</u>	<u>May</u>	<u>Jun</u>	<u>Jul</u>	<u>Aug</u>	<u>Sep</u>	<u>Oct</u>	<u>Nov</u>	<u>Dec</u>	<u>Jan</u>	<u>Feb</u>	<u>Mar</u>	<u>Average</u>
12 months ending March 2017	437.676	438.317	437.858	438.607	439.358	439.707	440.311	443.343	444.745	446.266	447.699	446.987	
12 months ending March 2016	429.807	431.234	430.813	431.229	432.967	433.843	434.829	436.428	436.996	437.205	438.296	437.699	
Change	7.869	7.083	7.045	7.378	6.391	5.864	5.482	6.915	7.749	9.061	9.403	9.288	
% Change	1.83%	1.64%	1.64%	1.71%	1.48%	1.35%	1.26%	1.58%	1.77%	2.07%	2.15%	2.12%	1.717%
													75%
													<u>1.288%</u>

**CPI-All Urban Consumers (Current Series)**  
**Original Data Value**

Series Id: CUUR0000SEHG02

**Not Seasonally Adjusted**

**Series:** Garbage and trash collection in U.S. city average, all  
**Title:** urban consumers, not seasonally adjusted  
**Area:** U.S. city average  
**Item:** Garbage and trash collection  
**Base:** DECEMBER 1983=100  
**Period:**  
**Years:** 2007 to 2017

Year	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	HALF1	HALF2
2007	340.087	340.898	342.033	343.286	343.198	343.836	345.081	347.168	347.949	348.684	351.136	353.439		
2008	356.901	358.059	358.550	359.586	361.533	363.159	366.043	368.960	369.651	371.155	371.648	371.093		
2009	371.828	372.503	373.241	375.392	375.599	376.582	377.494	377.879	378.285	379.560	379.208	379.248		
2010	380.036	382.490	383.362	383.615	383.405	383.749	383.832	385.010	385.920	385.909	387.216	387.884		
2011	389.727	391.854	391.855	392.754	395.477	395.329	395.723	396.605	397.028	397.106	398.910	398.720		
2012	398.880	400.381	401.692	400.913	401.067	402.793	406.243	406.823	407.594	409.495	410.155	410.416		
2013	411.126	411.805	412.305	413.675	414.511	414.802	416.505	417.760	418.357	419.687	421.427	422.237		
2014	422.440	422.483	423.413	425.393	425.242	425.930	426.562	426.771	427.327	427.995	427.808	428.187		
2015	427.734	429.248	429.235	429.807	431.234	430.813	431.229	432.967	433.843	434.829	436.428	436.996		
2016	437.205	438.296	437.699	437.676	438.317	437.858	438.607	439.358	439.707	440.311	443.343	444.745		
2017	446.266	447.699	446.987											

# C.L.E.A.N. Selma

Community pride through beautification & litter abatement



THINK GREEN.®



# A History of Compliance

Selma has been a proven partner in helping achieve state goals

## AB 939 (1989)

- Reduce waste diversion from landfills by 50% by 2000
- Local committee formation, County lead initiatives

## AB 341 (2012)

- 75% recycling goal by 2020

### Present & Future

- AB 1826 (2014) Organic Recycling
- Future Legislation
  - SB 1383, AB 1 & SB 1

### Repercussions of Non-Compliance

- Warrants state action and imposed fees up to \$10k/day



THINK GREEN.®



## C.L.E.A.N. Selma

Spot, Snap, Check!

C

### COMMUNITY

Community aesthetics and pride starts with well-maintained and proper use of waste and recycling containers

L

### LITTER

The C.L.E.A.N. program identifies overflowing bins and illegal dumping to assist the city in litter reduction

E

### ENVIRONMENTAL PROTECTION

Prevent storm water run-off issues related to trash. Identify recycling opportunities to increase diversion and participation

A

### AWARENESS

Awareness is the first step to behavior change — the C.L.E.A.N. program notifies the customer of trash overages to help businesses optimize waste solutions

N

### NOTICE

Customers receive a notice that their trash bin(s) are overflowing and are typically contacted by a Waste Management consultant



THINK GREEN.®

# Let's C.L.E.A.N. Selma Together

Helping avoid situations that can cause...



Unsightly Litter &  
Odors

Issues for Business &  
Community  
Development

Pests & Illegal Activity



Illegal Dumping  
Hotspots

Safety Concerns for  
Employees & Residents

Lost Diversion and  
Recycling



**THINK GREEN.®**

# C.L.E.A.N. Selma

Proactively keeps your business community safe and clean



Before



After



WM drivers use onboard computers to take a digital picture of waste materials surrounding or blocking the waste bin



After the picture is transmitted, it's reviewed for specific parameters; clarity and validity



Customer receives notice via mail and overage service charge on their invoice



WM contacts the customer to present recommendations – such as a larger bin, recycling containers, or more frequent pickups to solve overflow problem

**THINK GREEN.®**

# Change, it's a good thing



## Prognosis

- Overflowing bins pose threats beyond being an eyesore;
- Invites add'l dumping
- Easy prey for scavenging
- Increases litter on ground, graffiti

## Problem

- Current: no-charge model does not drive behavior in a positive, compliant direction
- Without consequence a business can continue to abuse the system and short-change the City

## Solutions

- Increased diversion and compliance with state mandated recycling goals
- Generate revenue owed to the city thru service levels that are adequate to each customer

# Promoting Health, Cleanliness & Safety

Help make the move to a CLEAN Selma with WM

## Overall CLEAN program goals:

- **Preserve** community pride through clean streets and alleys
- **Reduce** inviting environments to pests, graffiti, scavenging and illegal dumping
- **Promote** *Right-Size* service among customers thru recycling and proper solid waste subscription levels
- **Assure** diversion and compliance with state regulation

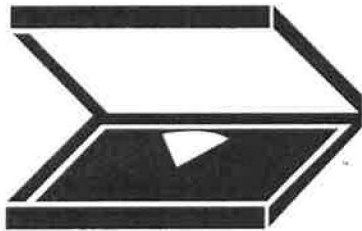
# Questions?



**THINK GREEN.®**

# Commercial Organics Recycling

## AB1826 and what this means for Selma



### What is organic waste?

AB 1826 outlines the following material:

- Food Waste
- Food-Soiled Paper
- Green Waste, including landscape pruning waste and nonhazardous wood waste

### Why do we need this?

Recycling of organic waste is the next step toward achieving California's aggressive recycling and GHG emission goals & avoiding state fines



# Commercial Organics Recycling

## Midyear Program Implementation

### •Past: April 2016 - Business & Multi-Family

- generate at least eight cubic yards of organic waste per week

### Present: January 2017 - Business & Multi-Family

- generate at least four cubic yards of organic waste per week

### Future: January 2019

- Businesses that generate at least four cubic yards of commercial solid waste per week



THINK GREEN.®



# Tale of the Tape

Your community by the numbers

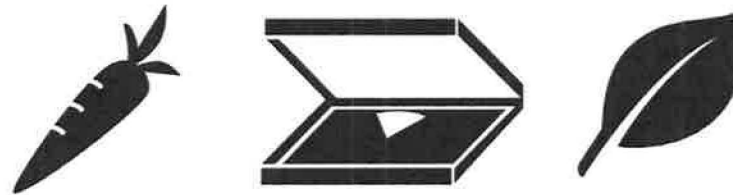


# Partnership, Prevention & Protection

WM is your partner to help assure a CLEAN & compliant community



Recoup revenues by allowing WM to adequately service customers to their true trash outputs and correct behaviors working toward best diversion practices



Adopt a resolution implementing mandatory commercial organic recycling. Protecting the City from fines by the state.

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

June 5, 2017

---

---

**ITEM NO:**

7.

**SUBJECT:**

Consideration and necessary action on Commission Vacancy Report.

---

---

**DISCUSSION:** There are 5 Commissions to which the Council has the discretion to appoint some or all of the members. Each Commission has an issue, policy and/or program focus, and appointees generally represent defined communities of interest. The Council relies on these groups to advise them on a wide range of issues affecting the City and to assure they are responsive to community needs. The Council is committed to providing all citizens with access to specific and current information about the local commissions so they might pursue the opportunity to serve on and participate in the operations and processes of local government. Anyone living in Selma is encouraged to apply for positions on commissions which are of interest. Attachment "A" is a list of Commissions that currently have positions available for appointment as well as eligible applicants. The intent of this list is to provide the public with access to current information regarding the many local regulatory and advisory boards, commissions and committees and provide an equal opportunity to be informed of existing vacancies. The list contains all appointive terms for Commissions with the names of the appointee and terms of office. The Council has an opportunity to make nominations from the listed applicants to fill current vacancies. Persons wishing to apply for membership to a commission must complete an application form and deliver it to the Clerk. The application and further information, on each specific Commission is available on the City website.

---

---

**RECOMMENDATION:    Review attachments and provide direction**

---

---



David Elias, City Manager



Date

City of Selma Appointments List

	COMMISSION NAME	TERM EXPIRES
	Planning Commission (4 year Terms)	
1	Jim Ivory	6/30/2017
2	George Gonzalez	6/30/2017
3	Ken Maxey	6/30/2018
4	Johnny Gonzalez	6/30/2019
5	Ramza Coury	6/30/2019
6	Danny Serimian	6/30/2020
7	Glen Niswander	6/30/2020

**Applications on file**

	Recreation & Community Services (2 year Terms)	
1	Santiago Ocegura	6/30/2017
2	Diego Haro	6/30/2017
3	David Rivera	6/30/2017
4	Beverly Cho	6/30/2018
5	Ken Robison	6/30/2018
6	Monica Navarro	6/30/2018
7	Larry Teixeira	no expiration

	Personnel Commission (4 year Terms)	
1	John Trujillo	6/30/2017
2	Paula Contreras	6/30/2017
3	Vacant	6/30/2017
4	Hugh Adams	6/30/2019
5	Vacant	6/30/2019

	Pioneer Village Commission (2 year Terms)	
1	Erica Rivas	6/30/2018
2	Jim Stephenson Vacating Position	6/30/2018
3	Robert Allen	6/30/2018
4	Virginia Lees-Chair	6/30/2018
5	Ken Maxey	6/30/2018
6	Vacant	6/30/2017
7	Susan Wells- Vice	6/30/2017

- 1 Char Tucker
- 2 John Hoyt

	Measure "S" Oversight Committee (3 year Terms)	
1	Karl Salazar	6/30/2019
2	Charlotte Tucker	6/30/2019
3	Vacant	6/30/2019
4	Michael Ridgway	6/30/2017
5	Jennifer Earle	6/30/2017

- 1 Rosemary Alanis
- 2 Brandon Shoemaker

Green Highlight - Vacancy

Yellow Highlight - Incumbant requires ratification



# Selma Police Department

## **POLICE DEPARTMENT** **BI-WEEKLY COUNCIL UPDATE** **(5/12/17 – 6/2/17)**

### **Crime Trends**

- Although over the last 28 days, the city of Selma saw a 22% drop in violent crime, including a 25% drop in aggravated assault, and a 50% drop in domestic violence. Over the last 28-days, property crime in the city of Selma rose by 14%, an increase of 6 reported crimes over nearly a month. We had 12 reported vehicle burglaries, up 1 from the 11 reported the previous 28-days. Nine (9) addition vehicles were stolen during this time frame as well, a total of eleven (11) for the 28-day period.

### **SIGNIFICANT CALLS FOR SERVICE**

- On 5/16/17, at approximately 7pm, officers were dispatched to Fitness Evolution, regarding several calls of two men running after a black pickup truck through the parking lot of Fitness Evolution with one of the subjects openly carrying a handgun. Prior to officers arrival one of the employees of the business ran after the subject carrying the handgun, tackled the subject near Wendy's restaurant and took the gun and subjects cell phone from him. The subject ran off northbound through the parking lot and was last seen in the area by McDonalds heading towards Highland Ave. The other subject with him was not seen with any weapons but was contacted on scene by officers and arrested for public intoxication. The arrested subject was uncooperative with the investigation and refused to help identify the person he was seen running with or the reason they were chasing after the truck. A silver Ruger P89 model 9mm handgun was recovered along with the cell phone that the subject was carrying and entered into evidence.
- On 5/18/17, Officer Bejarano, while on routine patrol, noticed a subject laying on the railroad tracks at Branch and West Front. The subject had full intentions of being run over by the train. The subject was evaluated by mental health and transported for treatment.

### **Personnel**

- We have filled four (4) of the four (4) vacant full-time sworn positions, filling our authorized staffing levels. Interviews for the vacant dispatch positions will take place in the next week.



# Selma Police Department

## Special Events

- The second event of the BBNBTL community event series took place on Saturday, May 20, at the SMART Center. Many thanks to Councilmember Montijo (help in registration), Mayor Derr and Councilmember Franco (in the dunk tank) and Councilmember Robertson for attending.
- Bringing Broken Neighborhood's Back to Life remaining 2017 season events are:
  - SATURDAY, MAY 20, SALAZAR PARK (HOST: SMART Center)
  - SATURDAY, JUNE 24, HICKS @ WRIGHT STREET (HOST: New Hope Church)
  - SATURDAY, AUGUST 26, McCALL @ BARBARA (HOST: Valley Life Church)
  - SATURDAY, SEPTEMBER 30, RINGO PARK (HOST: Multiple Churches)

All events will be from 10am to 2pm.