The regular meeting of the Selma City Council was called to order at 7:00 p.m. in the Council chambers. Council members answering roll call were: Avalos, Derr, Lujan, Mayor Pro Tem Rodriguez, and Mayor Grey.

Also present were City Attorney Costanzo, Interim Police Chief Dyck, Acting Fire Chief Kain, Financial Consultant Yribarren, 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.

**PRESENTATION TO SELMA SHOCK U10'S GIRLS SOFTBALL TEAM:** Mayor Pro Tem Rodriguez read and presented each member of the Selma Shock U10’s girls softball team with certificates congratulating them on a winning season. He also reported that the team would be going to the Jr. Olympics during the week of August 1st. They were congratulated by the Council.

**ADDITION TO AGENDA:** City Attorney Costanzo reported that an item came to the City’s attention after the agenda went out and that it needs to be taken care of prior to the next meeting.

After discussion, Council member Lujan moved to add the approval of Grant Deeds for the relinquishment by the Selma Health Care District of the first right of refusal and right to purchase the Arts Center building as Consent Calendar item number 1.k. The motion was seconded by Mayor Pro Tem Rodriguez and carried with the following vote:

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

**CONSENT CALENDAR:** Council member Avalos asked that agenda item number 1.f. be pulled for separate discussion. Motion to approve the remainder of the Consent Calendar was made by Council member Lujan and seconded by Mayor Pro Tem Rodriguez. Motion carried with the following vote:

- **AYES:** Lujan, Rodriguez, Avalos, Derr, Grey
- **NOES:** None
- **ABSTAIN:** None
- **ABSENT:** None
a. Minutes of the July 18, 2011 workshop/pre-Council meeting approved as written.

b. Minutes of the July 18, 2011 regular meeting approved as written.


d. Claim for damages from Consolidated Irrigation District denied by standard motion.


f. Pulled for separate discussion.

g. RESOLUTION NO 2011-36R, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SELMA DECLARING COPIER SURPLUS AND AUTHORIZING ITS DONATION TO SELMA SALVATION ARMY. Resolution approved by standard motion.


j. Check register dated July 26, 2011 approved by standard motion.

k. Deeds from the Selma Health Care District relinquishing the first right of refusal and the right to purchase the Arts Center Building accepted by standard motion.
AGENDA ITEM NO 1.f. – CONSIDERATION AND NECESSARY ACTION ON RESOLUTION AWARDING CONTRACT FOR SELMA EAST ROSE ESTATES AND MITCHELL AVENUE STREET AND ALLEY IMPROVEMENTS – CDBG PROJECT NO. 10-651: After various questions regarding the contractor, Council member Avalos moved and Council member Derr seconded the motion to approve RESOLUTION NO. 2011-35R, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SELMA AWARDING CONTRACT FOR SELMA EAST ROSE ESTATES AND MITCHELL AVENUE STREET AND ALLEY IMPROVEMENTS – CDBG PROJECT NO. 10-651. Motion carried with the following vote:

AYES: Avalos, Derr, Lujan, Rodriguez, Grey

NOES: None

ABSTAIN: None

ABSENT: None

CONSIDERATION AND NECESSARY ACTION ON RESOLUTION AUTHORIZING AND APPROVING THE BORROWING OF FUNDS FOR FISCAL YEAR 2011-2012 AND THE ISSUANCE AND SALE OF 2011-2012 TAX AND REVENUE ANTICIPATION NOTES (TRAN) IN AN AMOUNT NOT TO EXCEED $2,000,000: Financial Consultant Steve Yribarren outlined for Council the proposed Tax & Revenue Anticipation Note (TRAN) issue for the 2011-2012 fiscal year. He reported that the amount requested would be approximately 1.85 million. He then introduced Mr. Eric Scriven of De La Rosa Company who stepped forward to review the City’s debt situation as it relates to the TRAN issue for 2011-2012. He stated that he feels the City is on the right track to increase the fund balances and reduce its debt.

After discussion, motion to approve RESOLUTION NO. 2011-39R, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SELMA AUTHORIZING AND APPROVING THE BORROWING OF FUNDS FOR FISCAL YEAR 2011-2012 AND THE ISSUANCE AND SALE OF 2011-2012 TAX AND REVENUE ANTICIPATION NOTES (TRAN) IN AN AMOUNT NOT TO EXCEED $2,000,000 was made by Council member Lujan and seconded by Council member Derr. Motion carried with the following vote:

AYES: Lujan, Derr, Avalos, Grey, Grey

NOES: None

ABSTAIN: None

ABSENT: None
CONSIDERATION AND NECESSARY ACTION ON RESOLUTION AUTHORIZING VACATION OF AN EXISTING 10’ WIDE WALKWAY BETWEEN HILLCREST STREET AND JACKSON ELEMENTARY SCHOOL AND APPROVING QUIT CLAIM DEEDS – PUBLIC HEARING AND ADOPTION:
Assistant Planner Bryant Hemby reviewed for the Council a request from Selma Unified School District that the 10’ wide walkway between Hillcrest Streets and Jackson Elementary School be closed due to problems in the area.

Mayor Grey opened the public hearing at 7:45 p.m. and called for testimony from anyone in favor of the proposal.

Mr. Joe Machnik, 2111 Hillcrest, stepped forward and stated that he is for closure due to various illegal activities occurring in the area and for the safety of children. He reported that he had spoken with the other property owner who is disabled and lives out of-town and that he is also in favor of closure. He also stated that he would be willing to block one entire end of the walkway if the other property owner could not.

City Attorney Costanzo then clarified the Subdivision Map Act regulations pertaining to the vacation of property and reported that the land would have to be given back equally.

Ms. Pat Price, an area resident stepped forward to let the Council know that she is concerned about the safety of the children.

Mayor Grey then called for testimony from everyone against closure.

Ms. Martie Alvarado, an area resident stepped forward to ask that the walkway not be closed because of its convenience to area residents.

There being no further testimony, the public hearing was closed at 8:10 p.m.

After discussion, motion to approve RESOLUTION NO. 2011-40R, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SELMA AUTHORIZING VACATION OF AN EXISTING 10’ WIDE WALKWAY BETWEEN HILLCREST STREET AND JACKSON ELEMENTARY SCHOOL AND APPROVING QUIT CLAIM DEEDS was made by Mayor Pro Tem Rodriguez and seconded by Council member Lujan. Motion carried with the following vote:

AYES: Rodriguez, Lujan, Avalos, Derr, Grey

NOES: None

ABSTAIN: None

ABSENT: None
CONSIDERATION AND NECESSARY ACTION ON RESOLUTION APPROVING CONDITIONAL USE PERMIT TO ALLOW THE USE OF EXPOSED METAL IN THE NORTHWEST SPECIFIC PLAN AREA: Assistant Planner Hemby reviewed for the Council a proposal to remodel the building at 2805 Whitson Street turning it into a Wendy’s Restaurant. He also reported that part of the design Wendy’s is using contains painted metal and according to the Northwest Specific Plan, exposed metal requires a Conditional Use Permit.

Mayor Grey opened the meeting to public testimony at 8:15 p.m.

Mr. Robert Vermeltfoort, the architect representing Wendy’s Corporation, stepped forward to explain the proposal.

There being no further testimony, the public hearing was closed at 8:16 p.m.

Mayor Grey stated that he did not have a problem with the metal as long as the fasteners holding it are concealed.

After discussion, motion to approve RESOLUTION NO. 2011-41R, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SELMA APPROVING A CONDITIONAL USE PERMIT TO ALLOW THE USE OF EXPOSED METAL IN THE NORTHWEST SPECIFIC PLAN AREA at 2805 Whitson Street and making it a requirement that concealed fasteners be used was made by Council member Lujan and seconded by Council member Derr. Motion carried with the following vote:

AYES: Lujan, Derr, Avalos, Rodriguez, Grey

NOES: None

ABSTAIN: None

ABSENT: None

COUNCIL REPORTS: Council member Lujan reported on attending a Mass at Ringo Park.

ADJOURNMENT: There being no further business the meeting was adjourned at 8:20 p.m.
Respectfully submitted,

Melanie A. Carter, CMC
City Clerk

Kenneth Grey
Mayor of the City of Selma