

**CITY OF SELMA
REGULAR CITY COUNCIL MEETING
OCTOBER 3, 2005**

The regular meeting of the Selma City Council was called to order at 7:08 p.m. in the Council chambers. Council members answering roll call were: Avalos, Derr, Niswander, Mayor Pro Tem Lujan, and Mayor Tow.

Also present were City Manager Heusser, City Attorney Hargrove, Police Chief Whiteside, Fire Chief Kestly, Public Works Director Weaver, Recreation and Community Services Director Kirchner, Finance Director Bier, Administrative Services Manager Hull, Community Development Director Pirnejad, 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 BY WALMART TO THE POLICE AND FIRE DEPARTMENTS:

Mr. Hector Benavides, Manager of the Selma WalMart, stepped forward to present the Police and Fire departments with checks in the amount of \$1,000 each. He reported that the donations are part of the WalMart Foundation's Safe Neighborhood Hero program. He was thanked by the Council.

Council member Derr read and presented Fire Chief Kestly with a proclamation declaring October 9-15, 2005 Fire Prevention Week. Fire Chief Kestly thanked the Council for the proclamation and reported that the department has just received word on receiving a grant in the amount of \$157,408. He was congratulated by the Council.

City Manager Heusser reported that the introduction of new firefighter/paramedic would be held at the next Council meeting.

CONSENT CALENDAR: Motion to approve the Consent Calendar was made by Council member Derr and seconded by Council member Niswander. Motion carried with the following vote:

AYES: Derr, Niswander, Avalos, Lujan, Tow

NOES: None

ABSTAIN: None

ABSENT: None

- a. Minutes of the September 19, 2005 joint workshop/pre-council meeting approved by standard motion.
- b. Minutes of the September 19, 2005 regular meeting approved as written.

- c. RESOLUTION NO. 2005-67R, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SELMA AUTHORIZING AGREEMENT FOR AMBULANCE BILLING SERVICES. Resolution adopted by standard motion.
- d. RESOLUTION NO. 2005-68R, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SELMA APPROVING THE AGREEMENT FOR THE CDBG PROJECT FOR FISCAL YEAR 2005-2006. Resolution adopted by standard motion.
- e. Check register dated September 22, 2005 approved by standard motion.

CONSIDERATION AND NECESSARY ACTION ON ORDINANCE AMENDING CHAPTER 7 OF TITLE VIII OF THE SELMA MUNICIPAL CODE REGARDING PROPERTY MAINTENANCE – GRAFFITI REMOVAL – PUBLIC HEARING, SECOND READING, AND ADOPTION: Before beginning the public hearing, City Attorney Hargrove announced that the accompanying Resolution to this Ordinance was not necessary and that it should be pulled from the agenda. It was the consensus of Council to pull the accompanying Resolution from the agenda.

Mayor Tow opened the public hearing at 7:22 p.m. There being no one to speak for or against the Ordinance the public hearing was closed at 7:23 p.m.

Motion to waive the second reading and adopt ORDINANCE NO. 2005-9, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SELMA AMENDING CHAPTER 7 OF TITLE VIII OF THE SELMA MUNICIPAL CODE REGARDING PROPERTY MAINTENANCE – GRAFFITI REMOVAL, was made by Mayor Pro Tem Lujan and seconded by Council member Niswander. Motion carried with the following vote:

AYES: Lujan, Niswander, Avalos, Derr, Tow

NOES: None

ABSTAIN: None

ABSENT: None

CONSIDERATION AND NECESSARY ACTION ON AGREEMENTS WITH MUNIFINANCIAL CORPORATION FOR FISCAL IMPACT ANALYSIS AND COMMUNITY FACILITIES DISTRICT FORMATION SERVICES AND AGREEMENT WITH PIPER JAFFRAY AND CO., INC AS UNDERWRITER: City Manager Heusser reported that, if approved, the cost of these studies for the formation of a Community Facilities District, can be recovered through the District itself.

After discussion, motion to approve the agreement with MuniFinancial Corporation for a fiscal impact analysis and the formation of a Community Facilities District and the agreement with Piper Jaffray and Co. as underwriter was made by Mayor Pro Tem Lujan and seconded by Council member Niswander. Motion carried with the following vote:

AYES: Lujan, Niswander, Avalos, Derr, Tow

NOES: None

ABSTAIN: None

ABSENT: None

CONSIDERATION AND NECESSARY ACTION ON ORDINANCE AMENDING VARIOUS SECTIONS OF CHAPTER 10 OF TITLE X OF THE SELMA MUNICIPAL CODE REGARDING TRUCK TRACTORS AND/OR TRAILER PARKING IN THE CITY OF SELMA – INTRODUCTION AND FIRST READING: Public Works

Director Weaver reviewed for the Council the proposed truck parking route and stated that this route is in the industrial, commercial, and manufacturing area of Selma. He also stated that truck parking still would not be allowed in residential areas and that the proposed Ordinance would not allow any truck parking in Selma from 2:00 a.m. to 6:00 a.m.

After discussion, motion to introduce and waive the first reading of ORDINANCE NO. 2005-10, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SELMA AMENDING VARIOUS SECTIONS OF CHAPTER 10 OF TITLE X OF THE SELMA MUNICIPAL CODE REGARDING TRUCK TRACTORS AND/OR TRAILER PARKING IN THE CITY OF SELMA was made by Council member Derr and seconded by Council member Niswander. Motion carried with the following vote:

AYES: Derr, Niswander, Avalos, Lujan, Tow

NOES: None

ABSTAIN: None

ABSENT: None

DEPARTMENTAL REPORTS: City Manager Heusser asked Council to set a new date in which to conduct Commissioner interviews. After discussion, the dates of November 7th and 8th were chosen for the interviews. He also presented the idea of adopting the City of Venice, Louisiana which was damaged heavily by hurricane Katrina. He reported that it would need to be a community-wide effort and that his suggestion is to notify the media to see if there is an interest from the public. After discussion, it was the consensus of Council to proceed as recommended.

Community Development Director Pirnejad then provided an update on the Southeast Area Specific Plan. He also reported that the Planning Commission is asking for direction on the Highland Avenue ingress/egress issue. After discussion, it was the consensus of Council to recommend to the Planning Commission that only one ingress/egress from the proposed Nissan project is allowed onto Highland Avenue.

COUNCIL REPORTS: Council member Niswander reported on attending the “Circle the City” and “Relay for Life” events and stated that the response had been excellent. She also questioned the status of the light synchronization project on Floral Avenue? Public Works Director Weaver reported that he is still working with Caltrans on the project. City Manager Heusser reported that he will be meeting with Senator Dean Florez on the issue. She reported that the Industrial Park is in need of discing and asked when Orange Avenue would be reopened. It was reported that staff will work to clean up the industrial park and will check with the developer on the Orange Avenue project and will report back with a proposed timeline for completion.

Council member Derr reported that someone has placed illegal “work from home” signs all over town.

Mayor Pro Tem Lujan reported on attending the Catholic Church groundbreaking ceremony. He also asked the status of the McCall Avenue daycare project? It was reported that the issue will be presented to the Planning Commission and Council for consideration in the next 2-3 months. He also asked the status of the WalMart Super Center project? City Manager Heusser reported that the matter will be heard by a judge in December. He also asked about truck parking along the railroad tracks? Public Works Director Weaver reported that signs are ready to be posted in conjunction with the truck parking ordinance.

Mayor Tow reported on receiving memos regarding the Planning Commission. He also reported on receiving notice of grant for the use of rubberized asphalt. City Manager Heusser reported that staff is looking into the grant. He also reported on receiving a “call for projects” notice from the “One Voice” group for lobbying services in Washington, D.C.

ADJOURNMENT: There being no further business, the meeting was adjourned at 8:17 p.m.

Respectfully submitted,

Melanie A. Carter, CMC
City Clerk

Don Tow
Mayor of the City of Selma

Ordinance Nos: 2005-9, 2005-10
Resolution Nos: 2005-67R, 2005-68R