

Lindsay City Council Agenda
Regular Meeting
Council Chambers at City Hall
251 E. Honolulu, Lindsay, California
Tuesday, November 22, 2016
6:00PM

1. a) Call to Order: 6:00 p.m.
b) Roll Call: Council members Velasquez, Watson, Sanchez, Mayor Pro Tem Salinas, Mayor Kimball.
c) Flag Salute: Council member SANCHEZ.
d) Invocation:

 2. Public Comment: The public is invited to comment on any subject under the jurisdiction of the Lindsay City Council, including agenda items, other than noticed public hearings. Comments shall be limited to (3) minutes per person, with 30 minutes overall for the entire comment period, unless otherwise indicated by the Mayor.

 3. COUNCIL REPORTS.
Presented by Council members.

 4. STUDENT REPORT.
Presented by Student Representative, Dulce Contreras.

 5. STAFF REPORTS.
Presented by Bill Zigler, City Manager.

 6. Consent Calendar: These items are considered routine and will be enacted by one motion, unless separate discussion is requested by Council or members of the public.
Request for approval of the following: (pg.1-23)
 - a) Meeting Minutes for Nov. 8th, 2016.
 - b) Warrant List for Nov. 4th & 14th, 2016.
 - c) Authorization for the City Manager to execute Agreement with Ralph Gutierrez, on behalf of the City.
 - d) Requesting approval of Council of Cities Letter regarding decisions on water distribution.

 7. PUBLIC HEARING: CONSIDERATION OF RESOLUTION 16-51 APPROVING ISSUANCE OF TAX-EXEMPT BONDS BY THE CALIFORNIA STATEWIDE COMMUNITIES DEVELOPMENT AUTHORITY FOR A LIMITED PARTNERSHIP TO BE ESTABLISHED BY SELF-HELP ENTERPRISES WITH RESPECT TO A MULTIFAMILY HOUSING PROJECT LOCATED IN THE CITY OF LINDSAY. (pg. 24-27)
Presented by Bill Zigler, City Manager.

 8. SECOND READING AND ADOPTION OF ORDINANCE #557 APPROVING A CHANGE OF ZONE FOR THE OLIVE BOWL GRANT PROJECT. (pg. 28-29)
Presented by Bill Zigler, City Manager.

 9. CONSIDERATION OF ITEM TABLED AT THE 11-08 CITY COUNCIL MEETING (pg. 30-64)
A) Resolution 16-39 accepting the categorical exemption as the appropriate Environmental determination & conditionally approving Site Plan Review for a proposed Dollar General at the southeast corner of Hermosa & Elmwood.
Presented by Brian Spaunhurst, Assistant City Planner.

 10. REQUEST TO APPROVE RESOLUTION 16-53 APPOINTING THE MAYOR AND MAYOR PRO TEM TO SERVE AS BOARD MEMBER & ALTERNATE ON THE SAN JOAQUIN VALLEY SPECIAL CITY SELECTION COMMITTEE. (pg. 65)
Presented by Mayor Pam KIMBALL.
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11. COUNCILMEMBER REQUEST FOR AGENDA ITEMS.
Presented by Mayor Pam KIMBALL.

12. DISCUSS OPTIONS FOR AVAILABLE GRANT FUNDS FOR PUBLIC SAFETY.
Presented by Council member WATSON.

13. ADJOURN. The next Regular meeting is scheduled for **TUESDAY, DECEMBER 13, 2016 at 6:00 PM**
in the Council Chambers at City Hall, 251 E. Honolulu, Lindsay, CA 93247.

Materials related to an Agenda item submitted to the legislative body after distribution of the Agenda Packet are available for public inspection in the office of the City Clerk during normal business hours. Complete agenda is available at www.lindsay.ca.us In compliance with the Americans with Disabilities Act & Ralph M. Brown Act, if you need special assistance to participate in this meeting, or to be able to access this agenda and documents in the agenda packet, please contact the office of the City Clerk at (559) 562-7102 ext 8031. Notification 48 hours prior to the meeting will enable the City to ensure accessibility to this meeting and/or provision of an alternative format of the agenda and documents in the agenda packet.

Lindsay City Council Meeting Minutes

Pg. 8227

Regular Meeting
251 East Honolulu, Lindsay, California
Tuesday, Nov. 8, 2016
6:00 P.M.

CALL TO ORDER.

Mayor KIMBALL called the Regular Meeting of the Lindsay City Council to order at 6:00 p.m. in the Council Chambers at City Hall, 251 E. Honolulu, Lindsay, California.

COUNCIL PRESENT: WATSON, Mayor Pro Tem SALINAS, Mayor KIMBALL.

COUNCIL ABSENT: SANCHEZ.

FLAG SALUTE: Mayor KIMBALL.

INVOCATION: By Steve Slagle of the Lindsay Methodist Church.

PUBLIC COMMENT:

Eric Sinclair-commented on former Saints & Sinners business located just outside of Lindsay.

ACTIONS TO SELECT & APPOINT CITY COUNCIL MEMBER TO FILL VACANCY LEFT BY RAMONA PADILLA.

- a) Selection of new City Council Member.
- b) Oath & Appointment of New City Council Member

Mayor KIMBALL announced that the resignation of Ramona Padilla had left a vacancy on the City Council. A notice requesting Letters of Interest were placed in the newspaper and 4 applications were received and acknowledged. Applicants included Esteban Velasquez, Terri Saenz, Joe Patterson and Timothy Daubert. She announced that applicant Joe Patterson had to withdraw for personal reasons and encouraged all applicants to seek election in 2018 if they were not selected for this position. She then invited the applicants to introduce themselves, tell the Council why they should be selected for the open seat and maybe about their goals if they are selected.

Terri Saenz, Esteban Velasquez and Timothy Daubert introduced themselves, described their qualifications and explained why they felt they should be selected.

Following brief comments by Council, Mayor KIMBALL announced nomination period was now open.

Mayor Pro Tem nominated Esteban Velasquez

Mayor Kimball asked if there were any other nominations, seeing and hearing none, she closed the nomination period and asked for a Roll Call Vote.

ACTION:

On Motion by SALINAS and Second by WATSON, the Lindsay City Council Nominated and Appointed ESTEBAN VELASQUEZ to fill the Council Vacancy left by Ramona Padilla.

AYES: SALINAS, WATSON, KIMBALL.
NOES: None.
ABSENT: SANCHEZ.

The City Clerk then administered the Oath of Office and Council member VELASQUEZ took his seat at the dais.

Mayor KIMBALL then introduced and welcomed Dulce Contreras 2016/2017 Student Representative and described a few activities that she is involved in.

Student Representative Dulce Contreras then provided a brief report, which included the Bell Game and Athletics schedule for the next week.

COUNCIL REPORTS

Council member VELASQUEZ – thanked Council for appointment to Council.
Council member WATSON – Nothing to report.
Mayor Pro Tem SALINAS – reported on successful rib cook-off.
Mayor KIMBALL – Reported on Cross Valley Corridor Tour and Healthy Kids Healthy Lindsay meeting.

STAFF REPORT

City Manager Bill Zigler reported on the following:
Cross Valley Corridor Tour
Lindsay Village Project Update
Future of Packing Houses in Lindsay
Council of Cities meeting Nov. 17th
Consider Joint meeting with the School District
ADA Survey Update
Electronic signs at Mirage & Lindmore
Recruitment for F/T Finance Director closes Nov. 22nd

CONSENT CALENDAR:

- a) Meeting Minutes for Oct. 25th, 2016.
- b) Warrant List for Oct. 21st, 2016.
- c) Accept Treasurer’s Report for October 31st, 2016.
- d) Letter of Support for Upper Tule Association.
- e) Salary Matrix Update for 12/01/16-12/31/16 & 1/01/17-6/30/17.

Mayor KIMBALL asked what action Council would like to take on the Consent Calendar.

ACTION:

On Motion by SALINAS and Second by WATSON, the Lindsay City Council approved the Consent Calendar, Via Minute Order. Mayor KIMBALL announced Motion passed 3-0.

AYES: SALINAS, WATSON, KIMBALL.
NOES: None.
ABSENT: SANCHEZ.
ABSTAIN: VELASQUEZ.

(VELASQUEZ abstained citing possible Conflict of Interest on one item).
(City Attorney left the room during items on the Consent Calendar citing possible Conflict of Interest on one item).

PUBLIC HEARING: ACTIONS TO APPROVE GENERAL PLAN AMENDMENT AND CHANGE OF ZONE FOR THE OLIVE BOWL GRANT PROJECT.

- A. Resolution 16-50
- B. 1st Reading of Ordinance #557

City Manager Bill Zigler introduced this item and staff report. The City Manager stated this is a request by City Staff for approval of a Mitigated Negative Declaration, General Plan Amendment and Change of Zone in support of the Olive Bowl Grant Project.

The request is in support of an approved Site Plan that encompasses this parcel as well as the adjacent Olive Bowl Park. The proposed General Plan Amendment and Change of Zone is appropriate, as the approved site plan would transition this parcel into recreational use. He then asked that Council hold the required Public Hearing and approve resolution 16-50 and the 1st Reading of Ordinance 557.

Mayor KIMBALL then asked if there were any questions or discussion on these items, seeing and hearing none she opened the Public Hearing at 6:34pm for those in support of these items.

Eric Sinclair spoke in support of the project.

Mayor KIMBALL then asked if anyone else would like to speak in support of these items. Seeing and hearing no one she asked if anyone would like to speak opposing these items. Seeing and hearing no one, she closed the Public Hearing at 6:36pm and asked if there were any further questions or discussion from Council.

PUBLIC HEARING: ACTIONS TO APPROVE GENERAL PLAN AMENDMENT AND CHANGE OF ZONE FOR THE OLIVE BOWL GRANT PROJECT continued

Mayor KIMBALL then asked what if any action Council would like to take on Resolution 16-50 and the 1st Reading of Ord. #557.

ACTION:

On Motion by SALINAS and Second by VELASQUEZ, the Lindsay City Council approved RESOLUTION 16-50 GENERAL PLAN AMENDMENT NO. 16-38, A REQUEST BY THE CITY OF LINDSAY PLANNING DEPARTMENT TO CHANGE THE LAND USE DESIGNATION FROM MOBILE HOME TO PARK AND RECREATION, FOR PROPERTY LOCATED WEST OF THE NORTHWEST CORNER OF OLIVE AVENUE AND APIA STREET (APN: 205-030-044). Mayor KIMBALL announced Motion passed 4-0.

AYES: SALINAS, VELASQUEZ, WATSON, KIMBALL.
NOES: None.
ABSENT: SANCHEZ.

Mayor KIMBALL then asked what if any action Council would like to take on the 1st Reading of Ord. #557.

ACTION:

On Motion by SALINAS and Second by WATSON, the Lindsay City Council approved THE 1st READING OF ORD. 557 AMENDING THE ZONING DESIGNATION FOR PROPERTY LOCATED WEST OF THE NORTHWEST CORNER OF OLIVE AVENUE AND APIA STREET (APN: 205-030-044), AND THE LINDSAY ZONING MAP AS ADOPTED BY ORDINANCE 437 OF THE CITY OF LINDSAY. Mayor KIMBALL announced Motion passed 4-0.

AYES: SALINAS, WATSON, VELASQUEZ, KIMBALL.
NOES: None.
ABSENT: SANCHEZ.

CONSIDERATION OF RESOLUTION 16-47 AUTHORIZING & DIRECTING THE MAYOR TO EXECUTE THE JOINT POWERS AUTHORITY AGREEMENT THAT WILL PROVIDE CITY PARTICIPATION IN THE EAST KAWEAH GROUNDWATER SUSTAINABILITY AGENCY.

City Services Director Mike Camarena introduced this item and staff report. The City Services Director stated this request is for authorization for the Mayor to sign the Updated Joint Powers Authority Agreement to provide for the City's participation in the East Kaweah Groundwater Sustainability Agency.

He explained that the minor edits in the agreement have been highlighted and also asked that Council appoint a Representative and Alternate Representative tonight. The Primary representative must be a Council member and the Alternate can be staff if desired.

ACTION:

On Motion by SALINAS and Second by VELASQUEZ, the Lindsay City Council approved RESOLUTION 16-47 AUTHORIZING & DIRECTING THE MAYOR TO EXECUTE THE JOINT POWERS AUTHORITY AGREEMENT THAT WILL PROVIDE CITY PARTICIPATION IN THE EAST KAWEAH GROUNDWATER SUSTAINABILITY AGENCY AND APPOINTING COUNCIL MEMBER WATSON AS PRIMARY REPRESENTATIVE AND MICHAEL CAMARENA AS ALTERNATE. Mayor KIMBALL announced Motion passed 4-0.

AYES: SALINAS, VELASQUEZ, WATSON, KIMBALL.
NOES: None.
ABSENT: SANCHEZ.

CONSIDERATION OF RESOLUTION 16-39 ACCEPTING THE CATEGORICAL EXEMPTION AS THE APPROPRIATE ENVIRONMENTAL DETERMINATION & CONDITIONALLY APPROVING SITE PLAN REVIEW FOR PROPERTY LOCATED AT THE SOUTHEAST CORNER OF HERMOSA AND ELMWOOD.

Mayor KIMBALL stated she would like to acknowledge that there were many members of the public out here tonight because of this item. I would also like to acknowledge that the Council & staff received a letter from Mr. Harriman representing Lindsay Advocates for Responsible Govt. and Trudy Wischemann with various concerns and questions about this project.

CONSIDERATION OF RESOLUTION 16-39 continued

Because staff has not had sufficient time to respond to this, I would like to make a suggestion that this item be postponed to the next meeting. I just want to provide that for council consideration.

Mayor Pro Tem SALINAS: I agree, staff & Council need more time.

Council member WATSON: sounds reasonable, we need more time to review the information.

Harriman: Madam Mayor may I be recognized for a moment?

Mayor KIMBALL responded: this is not a Public Hearing and we have your letter.

Mr. Harriman: I just wanted to support your suggestion to the Council.

Mayor KIMBALL: then you are acknowledged.

City Manager: I invite Ms. Wischemann to come by the City Manager's office to discuss her concerns. The invitation to discuss any concerns has been offered on several other occasions and she has not contacted us.

Mayor KIMBALL: It looks as though the Council is in full agreement on this. Our apologies to those who were here for this item, but this item will be brought back at the next Council meeting

ACTION:

RESOLUTION 16-39 ACCEPTING THE CATEGORICAL EXEMPTION AS THE APPROPRIATE ENVIRONMENTAL DETERMINATION & CONDITIONALLY APPROVING SITE PLAN REVIEW FOR PROPERTY LOCATED AT THE SOUTHEAST CORNER OF HERMOSA AND ELMWOOD WAS TABLED TO THE NEXT REGULAR MEETING.

COUNCILMEMBER FUTURE AGENDA ITEMS

Mayor KIMBALL explained that the intent of this item is to add something where Council could add future agenda items. Maybe something that would simplify how that process might work and asked for any discussion.

Brief discussion with Council & City Attorney followed.

It was determined that future items could be discussed tonight as the agenda item was sufficiently titled.

Council member WATSON would like to add item regarding pursuit of grant monies for Public Safety needs.

With no further business, Mayor KIMBALL asked for a motion to adjourn the meeting.

ADJOURN. Upon motion by VELASQUEZ and Second by WATSON, Mayor KIMBALL adjourned the Meeting of the Lindsay City Council at 7:20 pm. The next Regular City Council Meeting is scheduled for **Tuesday**, November 22, 2016 at **6PM** in the Council Chambers at City Hall, 251 E. Honolulu, Lindsay, CA 93247.

ATTEST:

CITY COUNCIL OF THE CITY OF LINDSAY

Carmela Wilson, City Clerk

Pamela Kimball, Mayor

CITY OF LINDSAY ORGANIZATIONAL CHART FOR 2016-2017

FUND /DEPT	TITLE/DESCRIPTION		
1014010	CITY COUNCIL		
1014040	CITY MANAGER		
1014050	FINANCE		
1014060	CITY ATTORNEY		
1014090	NON-DEPARTMENTAL		
1014110	PUBLIC SAFETY		
1014120	PUBLIC WORKS DEPT.		
1014130	STREETS		
1014210	PARKS		
1024111	ASSET FORFEITURE		RESTRICTED FUND
2614160	GAS TAX-MAINTENANCE		RESTRICTED FUND
2634180	TRANSPORTATION		RESTRICTED FUND
2644190	TRANSIT FUND		RESTRICTED FUND
3004300	MCDERMONT OPERATION		ENTERPRISE FUND
4004400	WELLNESS CENTER/AQUATIC		ENTERPRISE FUND
5524552	WATER		ENTERPRISE FUND
5534553	SEWER		ENTERPRISE FUND
5544554	REFUSE		ENTERPRISE FUND
5564556	LAND APPLICATION		SPECIAL REVENUE FUND
600	CAPITAL IMPROVEMENT FUND		ISF
8414140	CURB & GUTTER		SPECIAL REVENUE FUND
856	STORM DRAIN SYSTEM		SPECIAL REVENUE FUND
857	DOMESTIC WASTEWATER		SPECIAL REVENUE FUND
660	SUCCESSOR AGENCY FUND - RDA		
662	SUCCESSOR AGENCY FUND - LMI		
ASSESSMENT DISTRICTS:			
8834883	SIERRA VIEW	8884888	PARKSIDE ESTATES
8844884	HERITAGE PARK	8894889	SIERRA VISTA
8854885	INGOLDSBY	8904890	MAPLE VALLEY
8864886	SAMOA STREET	8914891	PELOUS RANCH
8874887	SWEETBRIER UNITS		
HOUSING AND COMMUNITY DEVELOPMENT:			
7004700	CDBG REVOLVING LN FUND		
7204720	HOME REVOLVING LN FUND		
779	IMPOUND ACCOUNT		

NOTE: All payments using the object code of 200: EXAMPLE XXX-200-XXX are Liability accounts for monies collected from other sources - i.e. payroll deductions, deposits, impounds, etc - and are not Expenses to City

WARRANT LIST 11/22/16

CHECK#	DATE	VENDOR#	VENDOR	FUND	ACCOUNT	DESCRIPTION	AMOUNT
87871	11/04/16	2873	ADVANTAGE ANSWERING	1014120	033001	2672010012016-OCT2016	\$44.99
87871	11/04/16	2873	ADVANTAGE ANSWERING	1014090	037018	2672010012016OCT LATE FEE	\$10.00
87871	11/04/16	2873	ADVANTAGE ANSWERING	5524552	033001	2672010012016-OCT2016	\$44.99
87871	11/04/16	2873	ADVANTAGE ANSWERING	5534553	033001	2672010012016-OCT2016	\$44.97
87872	11/04/16	007	AG IRRIGATION SALES	1014210	022000	19557	\$157.08
87872	11/04/16	007	AG IRRIGATION SALES	1014210	022000	19445	\$40.68
87872	11/04/16	007	AG IRRIGATION SALES	1014210	022000	19545	\$16.10
87872	11/04/16	007	AG IRRIGATION SALES	1014120	022000	19625	\$5.57
87872	11/04/16	007	AG IRRIGATION SALES	5524552	022000	19534	\$56.08
87872	11/04/16	007	AG IRRIGATION SALES	5524552	022000	19514	\$44.64
87872	11/04/16	007	AG IRRIGATION SALES	5524552	022000	19433	\$41.25
87872	11/04/16	007	AG IRRIGATION SALES	5524552	022000	19517	\$8.55
87872	11/04/16	007	AG IRRIGATION SALES	5524552	022000	19617	\$208.55
87872	11/04/16	007	AG IRRIGATION SALES	8844884	022000	19465	\$34.39
87872	11/04/16	007	AG IRRIGATION SALES	8844884	022000	19467	\$31.64
87873	11/04/16	1858	ALL PRO FIRE AND SAFETY	1014120	037000	6986	\$260.00
87873	11/04/16	1858	ALL PRO FIRE AND SAFETY	1014120	037000	6987	\$40.00
87873	11/04/16	1858	ALL PRO FIRE AND SAFETY	1014120	037000	7008	\$75.60
87874	11/04/16	6051	ALPHABRODER	3004300	055004	84888614	\$110.97
87874	11/04/16	6051	ALPHABRODER	3004300	055004	84917844	\$239.65
87875	11/04/16	4908	AMERITAS LIFE INSURANCE	101	200260	DIVISION 1 NOV. 2016	\$720.64
87875	11/04/16	4908	AMERITAS LIFE INSURANCE	101	200260	DIVISION 2 OCT RMNG BALANCE	\$1,000.00
87875	11/04/16	4908	AMERITAS LIFE INSURANCE	101	200260	DIVISION 2 NOV. 2016	\$3,157.36
87876	11/04/16	2323	ANDERSON FAMILY BUSINESS	1014120	037000	1175	\$20.00
87960	11/14/16	5009	ANDY GARCIA	3004300	055019	OCTOBER 2016	\$360.00
87961	11/14/16	5674	ANTHONY GONZALEZ	3004300	055006	OCTOBER 2016	\$275.00
87877	11/04/16	5457	AUTO ZONE COMMERCIAL	3004300	069092	3329943595	\$33.08
87877	11/04/16	5457	AUTO ZONE COMMERCIAL	3004300	069092	3329964663	\$79.89
87878	11/04/16	5381	AWAKE SKATE SHOP	3004300	055004	578	\$180.00
87879	11/04/16	5910	BAKER COMMODITIES INC	3004300	069091	2297-TRAP SERVICE	\$114.00
87879	11/04/16	5910	BAKER COMMODITIES INC	3004300	069091	AUGUST 2016	\$11.00
87879	11/04/16	5910	BAKER COMMODITIES INC	3004300	069091	SEPTEMBER 2016	\$11.00
87880	11/04/16	3797	BETSON IMPERIAL PARTS	3004300	069092	1858131	\$1,245.00
87880	11/04/16	3797	BETSON IMPERIAL PARTS	3004300	069092	1858132	\$97.41

WARRANT LIST 11/22/16

CHECK#	DATE	VENDOR#	VENDOR	FUND	ACCOUNT	DESCRIPTION	AMOUNT
87880	11/04/16	3797	BETSON IMPERIAL PARTS	3004300	069092	1862205	\$84.89
87880	11/04/16	3797	BETSON IMPERIAL PARTS	3004300	069092	1858140	\$150.88
87880	11/04/16	3797	BETSON IMPERIAL PARTS	3004300	069092	1862030	\$290.71
87880	11/04/16	3797	BETSON IMPERIAL PARTS	3004300	069092	1858324	\$571.73
87880	11/04/16	3797	BETSON IMPERIAL PARTS	3004300	069092	1866049	\$1,599.66
87880	11/04/16	3797	BETSON IMPERIAL PARTS	3004300	069092	1855751	\$54.61
87962	11/14/16	3797	BETSON IMPERIAL PARTS	3004300	069113	20271-NOVEMBER 2016	\$1,447.20
87881	11/04/16	2047	BLUE SHIELD	101	200260	NOVEMBER 2016	\$60,986.59
87963	11/14/16	4281	BRIAN E. WATSON	1014010	037012	OCTOBER 2016	\$50.00
87882	11/04/16	051	BSK	5524552	022001	A624107	\$170.00
87882	11/04/16	051	BSK	5524552	022001	A623543	\$120.00
87882	11/04/16	051	BSK	5524552	022001	A624880	\$120.00
87882	11/04/16	051	BSK	5524552	022001	A624872	\$245.00
87882	11/04/16	051	BSK	5524552	022001	A624057	\$295.00
87883	11/04/16	5672	BUILDASIGN.COM	3004300	069084	62629	\$192.64
87884	11/04/16	5013	BUZZ KILL PEST CONTROL	3004300	069091	0050425	\$85.00
87884	11/04/16	5013	BUZZ KILL PEST CONTROL	3004300	069091	0051142	\$85.00
87884	11/04/16	5013	BUZZ KILL PEST CONTROL	3004300	069091	0051931	\$85.00
87884	11/04/16	5013	BUZZ KILL PEST CONTROL	3004300	069091	0052640	\$85.00
87885	11/04/16	1195	CARROT TOP INDUSTRIES	1014120	022000	32140100	\$324.65
87964	11/14/16	5930	CHRIS ALLARD	3004300	069092	OCTOBER 2016	\$800.00
87964	11/14/16	5930	CHRIS ALLARD	4004400	023000	OCTOBER 2016	\$200.00
87886	11/04/16	5832	CINTAS CORPORATION	3004300	069102	621320163	\$122.77
87886	11/04/16	5832	CINTAS CORPORATION	3004300	069091	621318517	\$697.96
87886	11/04/16	5832	CINTAS CORPORATION	3004300	069091	621320162	\$745.20
87886	11/04/16	5832	CINTAS CORPORATION	3004300	069102	621318518	\$11.29
87887	11/04/16	279	CITY OF PORTERVILLE	1014130	022012	201610054006-AUG CNG	\$68.22
87887	11/04/16	279	CITY OF PORTERVILLE	1014210	022012	201610054006-AUG CNG	\$68.22
87887	11/04/16	279	CITY OF PORTERVILLE	1014120	022012	201610054006-AUG CNG	\$68.22
87887	11/04/16	279	CITY OF PORTERVILLE	2614160	022012	201610054006-AUG CNG	\$68.22
87887	11/04/16	279	CITY OF PORTERVILLE	5524552	022012	201610054006-AUG CNG	\$68.22
87887	11/04/16	279	CITY OF PORTERVILLE	5534553	031007	201609283890-SEPT LAB	\$632.00
87887	11/04/16	279	CITY OF PORTERVILLE	5534553	022012	201610054006-AUG CNG	\$68.22
87887	11/04/16	279	CITY OF PORTERVILLE	5544554	022012	201610054006-AUG CNG	\$68.22

WARRANT LIST 11/22/16

CHECK#	DATE	VENDOR#	VENDOR	FUND	ACCOUNT	DESCRIPTION	AMOUNT
87888	11/04/16	2319	COMPUTER SYSTEMS PLUS	1014050	036008	95626	\$45.00
87965	11/14/16	1463	DANNY SALINAS	1014010	037012	OCTOBER 2016	\$50.00
87966	11/14/16	6050	DAVID GARAY	3004300	055019	OCTOBER 2016	\$360.00
87889	11/04/16	388	DENNIS KELLER/JAMES WEGLEY	5524552	031000	SEPTEMBER 2016	\$401.66
87890	11/04/16	316	DEPT OF JUSTICE	1014110	039001	186197	\$801.00
87890	11/04/16	316	DEPT OF JUSTICE	1014120	037000	186197	\$96.00
87890	11/04/16	316	DEPT OF JUSTICE	3004300	069102	186197	\$64.00
87891	11/04/16	113	DEPT OF TRANSPORTATION	2614160	032004	SL170110	\$609.67
87892	11/04/16	4000	DEPT. OF TOXIC SUBSTANCES	5544554	037000	VQ NUMBER 201621081	\$407.50
87893	11/04/16	5599	DEROSA SALES	3004300	069116	0531362	\$533.16
87967	11/14/16	2223	DIANE BUCAROFF	1014070	031000	OCTOBER 2016	\$465.00
87968	11/14/16	6039	DINA RESTIVO	4004400	055006	OCTOBER 2016	\$960.00
87894	11/04/16	3733	DIRECTV	3004300	069069	080290518	\$130.98
87894	11/04/16	3733	DIRECTV	3004300	069069	080290566	\$168.97
87895	11/04/16	5978	DOMINO SOLAR LTD	3004300	069108	9325694-SEPT 2016	\$2,388.71
87895	11/04/16	5978	DOMINO SOLAR LTD	5534553	032001	9325693-SEPT 2016	\$2,871.16
87896	11/04/16	119	DOUG DELEO WELDING	5524552	022000	16-2482	\$37.67
87896	11/04/16	119	DOUG DELEO WELDING	5524552	022000	16-2484	\$14.42
87896	11/04/16	119	DOUG DELEO WELDING	5524552	022000	16-2516	\$93.01
87896	11/04/16	119	DOUG DELEO WELDING	5524552	022000	16-2483	\$172.39
87896	11/04/16	119	DOUG DELEO WELDING	5524552	022000	16-2515	\$136.22
87969	11/14/16	6042	ELIJAH MORENO	3004300	055019	OCTOBER 2016	\$120.00
87970	11/14/16	5611	ELITE FITNESS & NUTRITION	3004300	069113	OCTOBER 2016	\$3,375.00
87897	11/04/16	3583	EMBED/ HELIX USA LLC	3004300	069090	US59487	\$3,400.00
87897	11/04/16	3583	EMBED/ HELIX USA LLC	3004300	069092	US45439	\$911.41
87971	11/14/16	6040	ERMELINDA PUENTES	4004400	055006	OCTOBER 2016	\$750.00
87972	11/14/16	6084	FARMERS INSURANCE EXCHANGE	779	200351	MARIA D. #30081-46-66	\$560.25
87973	11/14/16	6085	FELICIANO CARRASCO	5544554	065004	REFUND 2YR GREEN CAN	\$137.52
87974	11/14/16	5676	FIT FOR LIFE	4004400	055006	OCTOBER 2016	\$350.00
87975	11/14/16	4807	FITGUARD INC.	4004400	022000	121076	\$282.33
87898	11/04/16	6052	FRANK JUAREZ	5524552	038002	REFUND D1 PASSING TEST	\$50.00
87899	11/04/16	137	FRIANT WATER AUTHORY	5524552	022010	110220	\$917.94
87900	11/04/16	6010	FRONTIER COMMUNICATIONS	3004300	069111	559-562-3326	\$395.97
87900	11/04/16	6010	FRONTIER COMMUNICATIONS	4004400	033001	559-562-3657	\$431.13

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CHECK#	DATE	VENDOR#	VENDOR	FUND	ACCOUNT	DESCRIPTION	AMOUNT
87901	11/04/16	1970	GIOTTO'S	1014120	037000	111820	\$181.38
87976	11/14/16	4837	GREG MULLINS	3004300	055006	OCTOBER 2016	\$275.00
87902	11/04/16	5647	GRISWOLD,LASSALLE,COBB,DOWD&GIN	1014060	031000	22752.003	\$1,053.45
87902	11/04/16	5647	GRISWOLD,LASSALLE,COBB,DOWD&GIN	1014060	031000	22752.007	\$1,511.25
87902	11/04/16	5647	GRISWOLD,LASSALLE,COBB,DOWD&GIN	1014060	031000	22752.002	\$88.02
87902	11/04/16	5647	GRISWOLD,LASSALLE,COBB,DOWD&GIN	1014060	031000	22752.012	\$113.10
87902	11/04/16	5647	GRISWOLD,LASSALLE,COBB,DOWD&GIN	1014060	031000	22752.009	\$244.40
87903	11/04/16	1391	HOME DEPOT	3004300	069093	6974138	\$484.01
87977	11/14/16	4721	HUSSAIN RAYANI	3004300	055019	OCTOBER 2016	\$1,110.00
87904	11/04/16	4167	IMPERIAL INTERNATIONAL	3004300	069092	1855281	\$448.71
87904	11/04/16	4167	IMPERIAL INTERNATIONAL	3004300	069092	1859433	\$302.24
87904	11/04/16	4167	IMPERIAL INTERNATIONAL	3004300	069092	1856424	\$1,393.77
87905	11/04/16	5541	JACK DAVENPORT SWEEPING	2614160	023001	116874	\$3,000.00
87906	11/04/16	192	JAMES WINTON & ASSOCIATES	1014120	038000	18570	\$750.00
87906	11/04/16	192	JAMES WINTON & ASSOCIATES	6004552	038000	18615	\$1,905.00
87978	11/14/16	5992	JENNIFER MULLINS	3004300	055006	OCTOBER 2016	\$225.00
87907	11/04/16	2601	JOHN HIBLER WEATHER	1014120	031000	INV-4308	\$50.00
87979	11/14/16	6082	JORGE E. ROJAS	3004300	055019	OCTOBER 2016	\$360.00
87980	11/14/16	6058	JUAN C. TORRES	3004300	055019	OCTOBER 2016	\$75.00
87981	11/14/16	4190	JUAN GUTIERREZ	3004300	055019	OCTOBER 2016	\$610.00
87982	11/14/16	5994	JULIO CESAR FONSECA	3004300	055019	OCTOBER 2016	\$300.00
87983	11/14/16	5614	KALA DONNELLY	3004300	055019	OCTOBER 2016	\$150.00
87984	11/14/16	5804	KELSIE AVINA	3004300	055006	OCTOBER 2016	\$25.00
87984	11/14/16	5804	KELSIE AVINA	4004400	055006	OCTOBER 2016	\$200.00
87985	11/14/16	3600	KEVIN RILEY	1014110	038002	MEAL STIPEND	\$544.00
87986	11/14/16	5448	KIRBY D. MANNON	4004400	055006	OCTOBER 2016	\$200.00
87908	11/04/16	5542	KRC SAFETY CO., INC	2614160	065001	29348	\$1,453.59
87987	11/14/16	5788	LINCOLN AQUATICS	4004400	069076	S1303189	\$216.56
87909	11/04/16	4067	LINCOLN NAT'L INSURANCE	101	200260	NOVEMBER 2016	\$376.89
87910	11/04/16	1422	LINDSAY TRUE VALUE	1014120	022000	C.S.-SEPT. 2016	\$387.21
87910	11/04/16	1422	LINDSAY TRUE VALUE	1014120	022000	C.S.-SEPT. 2016	\$125.34
87910	11/04/16	1422	LINDSAY TRUE VALUE	1014130	022000	C.S.-SEPT. 2016	\$127.44
87910	11/04/16	1422	LINDSAY TRUE VALUE	1014110	023000	P.S.-SEPT. 2016	\$46.42
87910	11/04/16	1422	LINDSAY TRUE VALUE	3004300	069092	MCD-SEPT. 2016	\$880.12

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CHECK#	DATE	VENDOR#	VENDOR	FUND	ACCOUNT	DESCRIPTION	AMOUNT
87910	11/04/16	1422	LINDSAY TRUE VALUE	5524552	022000	C.S.-SEPT. 2016	\$165.09
87910	11/04/16	1422	LINDSAY TRUE VALUE	5534553	019000	C.S.-SEPT. 2016	\$149.77
87910	11/04/16	1422	LINDSAY TRUE VALUE	8834883	022000	C.S.-SEPT. 2016	\$13.12
87910	11/04/16	1422	LINDSAY TRUE VALUE	8844884	022000	C.S.-SEPT. 2016	\$13.12
87910	11/04/16	1422	LINDSAY TRUE VALUE	8864886	022000	C.S.-SEPT. 2016	\$13.12
87910	11/04/16	1422	LINDSAY TRUE VALUE	8874887	022000	C.S.-SEPT. 2016	\$13.12
87910	11/04/16	1422	LINDSAY TRUE VALUE	8884888	022000	C.S.-SEPT. 2016	\$13.12
87910	11/04/16	1422	LINDSAY TRUE VALUE	8894889	022000	C.S.-SEPT. 2016	\$13.07
87910	11/04/16	1422	LINDSAY TRUE VALUE	8904890	022000	C.S.-SEPT. 2016	\$13.12
87910	11/04/16	1422	LINDSAY TRUE VALUE	8914891	022000	C.S.-SEPT. 2016	\$13.12
87988	11/14/16	4981	MARIA A. GUTIERREZ	3004300	055006	OCTOBER 2016	\$325.00
87989	11/14/16	6043	MARIA E. JIMENEZ	4004400	055006	OCTOBER 2016	\$100.00
87911	11/04/16	234	MARTIN'S TIRE & AUTO	1014210	022000	11003591	\$164.72
87911	11/04/16	234	MARTIN'S TIRE & AUTO	5534553	022015	11003566	\$883.45
87911	11/04/16	234	MARTIN'S TIRE & AUTO	5534553	022015	11003576	\$770.35
87990	11/14/16	3722	MAXIMUM SOLUTIONS	4004400	033001	19618	\$400.00
87912	11/04/16	5852	MID VALLEY DISPOSAL	5544554	065004	AUGUST 2016	\$69,800.23
87913	11/04/16	2313	MIDTOWN SPORTS, INC	3004300	055019	32495	\$97.26
87914	11/04/16	5243	NATIONAL GYM SUPPLY	3004300	069091	SI-8240205	\$1,218.80
87915	11/04/16	5625	NGLIC-SUPERIOR VISION	101	200260	NOVEMBER 2016	\$599.72
87916	11/04/16	1565	OACYS.COM INC	1014110	037000	159139	\$106.23
87916	11/04/16	1565	OACYS.COM INC	1014050	033001	159139	\$106.24
87916	11/04/16	1565	OACYS.COM INC	1014040	033001	159139	\$106.24
87916	11/04/16	1565	OACYS.COM INC	1014110	037000	159139	\$35.00
87916	11/04/16	1565	OACYS.COM INC	3004300	069069	159139	\$199.95
87916	11/04/16	1565	OACYS.COM INC	4004400	033001	159139	\$106.24
87991	11/14/16	1565	OACYS.COM INC	4004400	033001	159294	\$189.95
87992	11/14/16	6026	OSCAR ARREGUIN	3004300	055019	OCTOBER 2016	\$475.00
87993	11/14/16	5971	OSCAR VELASQUEZ	3004300	055019	OCTOBER 2016	\$60.00
87994	11/14/16	1426	PAM KIMBALL	1014010	037012	OCTOBER 2016	\$62.50
87917	11/04/16	5831	PANADERIA LA FORTUNA	3004300	055025	10/20/16	\$15.00
87917	11/04/16	5831	PANADERIA LA FORTUNA	3004300	055025	10/25/16	\$22.50
87917	11/04/16	5831	PANADERIA LA FORTUNA	3004300	055025	10/27/16	\$22.50
87917	11/04/16	5831	PANADERIA LA FORTUNA	3004300	055025	10/18/16	\$22.75

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CHECK#	DATE	VENDOR#	VENDOR	FUND	ACCOUNT	DESCRIPTION	AMOUNT
87918	11/04/16	3750	PEPSI-COLA	3004300	069116	23235753	\$1,226.85
87918	11/04/16	3750	PEPSI-COLA	3004300	069116	04578561	\$505.70
87918	11/04/16	3750	PEPSI-COLA	3004300	069116	25204157	\$524.50
87995	11/14/16	272	PITNEY BOWES INC.	1014090	037000	8000-9090-0702-7779	\$2,000.00
87919	11/04/16	6019	PORTERVILLE PRIVATE SECURITY	4004400	069115	00016- 10/22/16	\$85.00
87996	11/14/16	6019	PORTERVILLE PRIVATE SECURITY	4004400	069115	OCTOBER 2016	\$170.00
87920	11/04/16	276	PORTERVILLE RECORDER	1014070	035000	639512	\$167.05
87920	11/04/16	276	PORTERVILLE RECORDER	1014070	035000	639511	\$179.27
87920	11/04/16	276	PORTERVILLE RECORDER	1014040	024002	639838	\$80.12
87921	11/04/16	2869	PORTERVILLE SHELTERED WORKSHOP	1014210	022000	20592	\$87.75
87921	11/04/16	2869	PORTERVILLE SHELTERED WORKSHOP	1014120	022000	20592	\$27.25
87921	11/04/16	2869	PORTERVILLE SHELTERED WORKSHOP	3004300	069084	79302	\$97.49
87922	11/04/16	4618	PROVOST & PRITCHARD	5534553	064001	59949	\$1,175.16
87923	11/04/16	285	QUILL CORPORATION	1014050	021000	1023031	\$15.10
87997	11/14/16	4452	RAMONA PADILLA	1014010	037012	OCTOBER 2016	\$37.50
87924	11/04/16	5717	RANDSTAD/PLACEMENT PRO	1014050	010008	R20291186	\$55.35
87924	11/04/16	5717	RANDSTAD/PLACEMENT PRO	1014050	010008	R20291186	\$69.19
87924	11/04/16	5717	RANDSTAD/PLACEMENT PRO	5524552	010008	R20291186	\$346.00
87924	11/04/16	5717	RANDSTAD/PLACEMENT PRO	5524552	010008	R20291186	\$276.80
87924	11/04/16	5717	RANDSTAD/PLACEMENT PRO	5534553	010008	R20291186	\$138.40
87924	11/04/16	5717	RANDSTAD/PLACEMENT PRO	5534553	010008	R20291186	\$173.00
87924	11/04/16	5717	RANDSTAD/PLACEMENT PRO	5544554	010008	R20291186	\$83.04
87924	11/04/16	5717	RANDSTAD/PLACEMENT PRO	5544554	010008	R20291186	\$103.80
87998	11/14/16	5717	RANDSTAD/PLACEMENT PRO	1014050	010008	R20324771	\$69.19
87998	11/14/16	5717	RANDSTAD/PLACEMENT PRO	5524552	010008	R20324771	\$346.00
87998	11/14/16	5717	RANDSTAD/PLACEMENT PRO	5534553	010008	R20324771	\$173.00
87998	11/14/16	5717	RANDSTAD/PLACEMENT PRO	5544554	010008	R20324771	\$103.80
87999	11/14/16	5696	RASHEEM RAYANI	3004300	055019	OCTOBER 2016	\$480.00
88000	11/14/16	5356	RAY MORGAN COMPANY	1014110	036008	1405620	\$127.66
88000	11/14/16	5356	RAY MORGAN COMPANY	1014110	036008	1405620	\$246.17
88000	11/14/16	5356	RAY MORGAN COMPANY	1014070	036008	1405620	\$6.81
88000	11/14/16	5356	RAY MORGAN COMPANY	1014040	036008	1405620	\$26.19
88000	11/14/16	5356	RAY MORGAN COMPANY	1014050	036008	1405620	\$33.10
88000	11/14/16	5356	RAY MORGAN COMPANY	1014120	036008	1405620	\$49.52

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CHECK#	DATE	VENDOR#	VENDOR	FUND	ACCOUNT	DESCRIPTION	AMOUNT
88000	11/14/16	5356	RAY MORGAN COMPANY	3004300	069113	1405620	\$482.54
88001	11/14/16	6086	RICARDO MONTOYA	3004300	055019	OCTOBER 2016	\$375.00
87925	11/04/16	3840	RICHARD RIOS	1014210	030001	OCTOBER 2016	\$1,800.00
87926	11/04/16	5822	R-N MARKET	4004400	069115	MEAT FOR H.O.W. DINNER	\$174.22
87927	11/04/16	6080	ROPAMEX WHOLESale	3004300	069116	23118	\$180.10
88002	11/14/16	5511	ROSAENA SANCHEZ	1014010	037012	OCTOBER 2016	\$50.00
87928	11/04/16	6053	RUDY HERNANDEZ	5524552	022000	REFUND D-1 EXAM	\$50.00
87929	11/04/16	298	SAVE MART SUPERMARKETS	4004400	069115	7/18/16	\$5.37
87929	11/04/16	298	SAVE MART SUPERMARKETS	4004400	069115	10/20/16	\$34.54
88003	11/14/16	298	SAVE MART SUPERMARKETS	3004300	055025	10/27/16	\$10.45
88003	11/14/16	298	SAVE MART SUPERMARKETS	3004300	055025	10/20/16	\$11.62
88003	11/14/16	298	SAVE MART SUPERMARKETS	3004300	069116	10/14/16	\$4.80
88003	11/14/16	298	SAVE MART SUPERMARKETS	3004300	069103	10/28/16	\$9.45
88003	11/14/16	298	SAVE MART SUPERMARKETS	3004300	069103	10/20/16	\$95.17
88003	11/14/16	298	SAVE MART SUPERMARKETS	3004300	069103	10/13/16	\$100.44
88003	11/14/16	298	SAVE MART SUPERMARKETS	3004300	069103	10/28/16	\$103.78
88003	11/14/16	298	SAVE MART SUPERMARKETS	3004300	055025	10/18/16	\$42.12
88003	11/14/16	298	SAVE MART SUPERMARKETS	3004300	069103	11/4/16	\$289.37
87930	11/04/16	3924	SECURITY FIRST	1014120	037000	30110	\$120.00
87931	11/04/16	6081	SERGIO ROMERO	5524552	015018	2016 BOOT ALLOWANCE	\$112.50
87931	11/04/16	6081	SERGIO ROMERO	5534553	015018	2016 BOOT ALLOWANCE	\$112.50
88004	11/14/16	3208	SHANNON PATTERSON	4004400	055006	OCTOBER 2016	\$650.00
88005	11/14/16	5314	SHRED-IT USA LLC	1014090	037000	8121100871	\$66.70
88006	11/14/16	1776	SMART & FINAL	3004300	069116	10/26/16	\$251.48
88006	11/14/16	1776	SMART & FINAL	3004300	055025	10/25/16	\$95.37
88006	11/14/16	1776	SMART & FINAL	3004300	055025	10/19/16	\$36.47
88006	11/14/16	1776	SMART & FINAL	3004300	069116	9/7/16-103159	\$155.03
88006	11/14/16	1776	SMART & FINAL	3004300	069116	10/19/16	\$264.39
88007	11/14/16	6087	SOUTH BAY REGIONAL PUBLIC SAFETY	1014110	037008	KEVIN R. SUPERVISOR COURSE	\$250.00
87932	11/04/16	310	SOUTHERN CA. EDISON	1014090	037018	3-001-1837-87-LATE FEE	\$44.32
87932	11/04/16	310	SOUTHERN CA. EDISON	1014210	032001	3-042-0004-61	\$54.88
87932	11/04/16	310	SOUTHERN CA. EDISON	1014090	037018	3-033-5943-68-LATE FEE	\$0.19
87932	11/04/16	310	SOUTHERN CA. EDISON	1014090	037018	3-033-6548-68-LATE FEE	\$0.22
87932	11/04/16	310	SOUTHERN CA. EDISON	1014090	037018	3-033-9504-85-LATE FEE	\$0.25

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CHECK#	DATE	VENDOR#	VENDOR	FUND	ACCOUNT	DESCRIPTION	AMOUNT
87932	11/04/16	310	SOUTHERN CA. EDISON	1014090	037018	3-042-0004-61-LATE FEE	\$0.33
87932	11/04/16	310	SOUTHERN CA. EDISON	1014090	037018	3-023-0081-92-LATE FEE	\$0.37
87932	11/04/16	310	SOUTHERN CA. EDISON	1014090	037018	3-033-9421-46-LATE FEE	\$0.49
87932	11/04/16	310	SOUTHERN CA. EDISON	1014090	037018	3-033-1133-77-LATE FEE	\$0.58
87932	11/04/16	310	SOUTHERN CA. EDISON	1014090	037018	3-033-1133-94-LATE FEE	\$0.77
87932	11/04/16	310	SOUTHERN CA. EDISON	1014090	037018	3-033-9591-42-LATE FEE	\$1.45
87932	11/04/16	310	SOUTHERN CA. EDISON	1014090	037018	2-31-363-1293-LATE FEE	\$1.52
87932	11/04/16	310	SOUTHERN CA. EDISON	1014210	032001	3-033-5943-68	\$26.77
87932	11/04/16	310	SOUTHERN CA. EDISON	2614160	032004	3-033-9591-42	\$201.79
87932	11/04/16	310	SOUTHERN CA. EDISON	2614160	032004	2-31-363-1293	\$181.98
87932	11/04/16	310	SOUTHERN CA. EDISON	2614160	032004	3-033-1133-94	\$113.52
87932	11/04/16	310	SOUTHERN CA. EDISON	2614160	032004	3-033-1133-77	\$78.76
87932	11/04/16	310	SOUTHERN CA. EDISON	2614160	032004	3-033-9421-46	\$62.35
87932	11/04/16	310	SOUTHERN CA. EDISON	2614160	032004	3-023-0081-92	\$52.02
87932	11/04/16	310	SOUTHERN CA. EDISON	2614160	032004	3-033-9504-85	\$36.32
87932	11/04/16	310	SOUTHERN CA. EDISON	3004300	069108	3-027-1508-28	\$11,270.41
87932	11/04/16	310	SOUTHERN CA. EDISON	3004300	069108	3-033-6548-68	\$30.76
87932	11/04/16	310	SOUTHERN CA. EDISON	5534553	032001	3-001-1837-87	\$6,771.91
87932	11/04/16	310	SOUTHERN CA. EDISON	8914891	032001	2-35-921-6264	\$49.34
87933	11/04/16	310	SOUTHERN CA. EDISON	1014110	032001	2-00-424-8134 SEPT. 2016	\$1,279.00
87933	11/04/16	310	SOUTHERN CA. EDISON	1014120	032001	2-00-424-8134 SEPT. 2016	\$2,037.76
87933	11/04/16	310	SOUTHERN CA. EDISON	1014210	032001	2-00-424-8134 SEPT. 2016	\$2,905.96
87933	11/04/16	310	SOUTHERN CA. EDISON	1014130	032001	2-00-424-8134 SEPT. 2016	\$86.84
87933	11/04/16	310	SOUTHERN CA. EDISON	2614160	032004	2-00-424-8134 SEPT. 2016	\$5,993.84
87933	11/04/16	310	SOUTHERN CA. EDISON	5524552	032005	2-00-424-8134 SEPT. 2016	\$42.25
87933	11/04/16	310	SOUTHERN CA. EDISON	5524552	032006	2-00-424-8134 SEPT. 2016	\$15,009.06
87933	11/04/16	310	SOUTHERN CA. EDISON	5534553	032001	2-00-424-8134 SEPT. 2016	\$371.89
87933	11/04/16	310	SOUTHERN CA. EDISON	5564556	022000	2-00-424-8134 SEPT. 2016	\$264.35
87933	11/04/16	310	SOUTHERN CA. EDISON	8834883	032001	2-00-424-8134 SEPT. 2016	\$154.18
87933	11/04/16	310	SOUTHERN CA. EDISON	8844884	032001	2-00-424-8134 SEPT. 2016	\$23.67
87933	11/04/16	310	SOUTHERN CA. EDISON	8854885	032001	2-00-424-8134 SEPT. 2016	\$23.67
87933	11/04/16	310	SOUTHERN CA. EDISON	8864886	032001	2-00-424-8134 SEPT. 2016	\$42.83
87933	11/04/16	310	SOUTHERN CA. EDISON	8874887	032001	2-00-424-8134 SEPT. 2016	\$69.49
87933	11/04/16	310	SOUTHERN CA. EDISON	8884888	032001	2-00-424-8134 SEPT. 2016	\$23.67

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CHECK#	DATE	VENDOR#	VENDOR	FUND	ACCOUNT	DESCRIPTION	AMOUNT
87933	11/04/16	310	SOUTHERN CA. EDISON	8894889	032001	2-00-424-8134 SEPT. 2016	\$52.33
87933	11/04/16	310	SOUTHERN CA. EDISON	8904890	032001	2-00-424-8134 SEPT. 2016	\$103.16
87933	11/04/16	310	SOUTHERN CA. EDISON	8914891	032002	2-00-424-8134 SEPT. 2016	\$381.16
88008	11/14/16	310	SOUTHERN CA. EDISON	1014090	037018	2-30-468-3113-LATE FEE	\$85.88
88008	11/14/16	310	SOUTHERN CA. EDISON	4004400	032006	2-30-468-3113	\$3,731.71
88009	11/14/16	310	SOUTHERN CA. EDISON	1014130	032001	2-00-424-8134 MAY 2016	\$73.41
88009	11/14/16	310	SOUTHERN CA. EDISON	1014110	032001	2-00-424-8134 MAY 2016	\$757.86
88009	11/14/16	310	SOUTHERN CA. EDISON	1014120	032001	2-00-424-8134 MAY 2016	\$1,252.53
88009	11/14/16	310	SOUTHERN CA. EDISON	1014210	032001	2-00-424-8134 MAY 2016	\$1,982.17
88009	11/14/16	310	SOUTHERN CA. EDISON	1014090	037018	2-00-424-8134 MAY 2016	\$19.36
88009	11/14/16	310	SOUTHERN CA. EDISON	2614160	032004	2-00-424-8134 MAY 2016	\$6,162.64
88009	11/14/16	310	SOUTHERN CA. EDISON	5524552	032005	2-00-424-8134 MAY 2016	\$7,124.35
88009	11/14/16	310	SOUTHERN CA. EDISON	5524552	032006	2-00-424-8134 MAY 2016	\$2,261.56
88009	11/14/16	310	SOUTHERN CA. EDISON	5534553	032001	2-00-424-8134 MAY 2016	\$262.53
88009	11/14/16	310	SOUTHERN CA. EDISON	5564556	022000	2-00-424-8134 MAY 2016	\$383.45
88009	11/14/16	310	SOUTHERN CA. EDISON	8834883	032001	2-00-424-8134 MAY 2016	\$150.24
88009	11/14/16	310	SOUTHERN CA. EDISON	8844884	032001	2-00-424-8134 MAY 2016	\$20.72
88009	11/14/16	310	SOUTHERN CA. EDISON	8854885	032001	2-00-424-8134 MAY 2016	\$20.67
88009	11/14/16	310	SOUTHERN CA. EDISON	8864886	032001	2-00-424-8134 MAY 2016	\$34.65
88009	11/14/16	310	SOUTHERN CA. EDISON	8874887	032001	2-00-424-8134 MAY 2016	\$55.56
88009	11/14/16	310	SOUTHERN CA. EDISON	8884888	032001	2-00-424-8134 MAY 2016	\$20.67
88009	11/14/16	310	SOUTHERN CA. EDISON	8894889	032001	2-00-424-8134 MAY 2016	\$53.66
88009	11/14/16	310	SOUTHERN CA. EDISON	8904890	032001	2-00-424-8134 MAY 2016	\$102.29
88009	11/14/16	310	SOUTHERN CA. EDISON	8914891	032002	2-00-424-8134 MAY 2016	\$389.44
87934	11/04/16	5691	STATE WATER RESOURCES	5524552	038002	WDO D1 CERT. FOR FRANK	\$70.00
87935	11/04/16	5691	STATE WATER RESOURCES	5524552	038002	WDO D1 CERT. FOR JERRY	\$55.00
88010	11/14/16	4914	STEPHANIE VELASQUEZ	3004300	055025	OCTOBER 2016	\$120.00
88010	11/14/16	4914	STEPHANIE VELASQUEZ	3004300	055006	OCTOBER 2016	\$975.00
88010	11/14/16	4914	STEPHANIE VELASQUEZ	4004400	055006	OCTOBER 2016	\$125.00
88011	11/14/16	5267	SUNGARD PUBLIC SECTOR	1014050	037000	128685	\$605.00
88011	11/14/16	5267	SUNGARD PUBLIC SECTOR	1014120	037000	128685	\$605.00
88011	11/14/16	5267	SUNGARD PUBLIC SECTOR	1014050	037000	128685-ADDITIONAL USER	\$32.00
88011	11/14/16	5267	SUNGARD PUBLIC SECTOR	3004300	037000	128685	\$605.00
88011	11/14/16	5267	SUNGARD PUBLIC SECTOR	5524552	037000	128685	\$605.00

WARRANT LIST 11/22/16

CHECK#	DATE	VENDOR#	VENDOR	FUND	ACCOUNT	DESCRIPTION	AMOUNT
88011	11/14/16	5267	SUNGARD PUBLIC SECTOR	5534553	019000	128685	\$605.00
87936	11/04/16	5899	SUPPLYWORKS	3004300	069091	379009558	\$85.00
87936	11/04/16	5899	SUPPLYWORKS	3004300	069091	379810849	\$1,420.71
87937	11/04/16	5646	SUSP, INC.	5524552	031000	273-SEPT. 2016	\$2,050.00
87937	11/04/16	5646	SUSP, INC.	5534553	031000	273-SEPT. 2016	\$2,050.00
88012	11/14/16	6083	SUZZANE MARIE TERRILL	3004300	055004	OCTOBER 2016	\$587.50
87938	11/04/16	3682	SYSCO OF CENTRAL CA.	3004300	069116	610200630	\$228.77
87938	11/04/16	3682	SYSCO OF CENTRAL CA.	3004300	069116	610130625	\$599.40
87938	11/04/16	3682	SYSCO OF CENTRAL CA.	3004300	069116	610270791	\$762.11
88013	11/14/16	518	TCAG	1014130	047001	MEASURE R SEPT. INTEREST	\$4,990.59
87939	11/04/16	1921	TELSTAR INSTRUMENTS	5524552	037000	87621	\$611.00
87940	11/04/16	5733	THE FLAG MAKERS LLC	3004300	069093	0024829	\$286.38
87941	11/04/16	144	THE GAS COMPANY	1014110	032002	P.S.-163-715-8900	\$42.03
87941	11/04/16	144	THE GAS COMPANY	1014090	037018	061-799-7936-1 LATE FEE	\$1.78
87941	11/04/16	144	THE GAS COMPANY	1014210	032001	115-454-6222-5	\$19.94
87941	11/04/16	144	THE GAS COMPANY	1014120	032002	C.S.-031-415-9000	\$14.64
87941	11/04/16	144	THE GAS COMPANY	1014120	032002	C.S.-163-715-6900	\$14.64
87941	11/04/16	144	THE GAS COMPANY	4004400	032006	W.C.-098-628-2905	\$1,617.56
88014	11/14/16	144	THE GAS COMPANY	4004400	032006	092-375-2718-0	\$54.58
88015	11/14/16	3396	THYSSENKRUPP ELEVATORS	4004400	032007	3002852441	\$291.94
87942	11/04/16	4943	TIMOTHY CULVER	101	200311	REFUND OVER WITHOLDINGS	\$248.86
88016	11/14/16	6011	TONY S. MADSON	3004300	069092	OCTOBER 2016	\$1,640.00
87943	11/04/16	336	TULARE COUNTY TAX COLLECTORS	779	200351	202-200-018-000 NAVARRO	\$825.01
87943	11/04/16	336	TULARE COUNTY TAX COLLECTORS	779	200351	205-283-015-000 LOPEZ	\$958.19
87943	11/04/16	336	TULARE COUNTY TAX COLLECTORS	779	200351	205-283-023-000 CORTEZ	\$958.19
87943	11/04/16	336	TULARE COUNTY TAX COLLECTORS	779	200351	205-283-014-000 GUTIERREZ	\$998.46
87943	11/04/16	336	TULARE COUNTY TAX COLLECTORS	779	200351	201-090-044-000 LOWERY	\$1,044.69
87943	11/04/16	336	TULARE COUNTY TAX COLLECTORS	779	200351	201-070-019-000 GUARDADO	\$660.33
87944	11/04/16	336	TULARE COUNTY TAX COLLECTORS	779	200351	206-121-020-000 PEREZ	\$481.88
87944	11/04/16	336	TULARE COUNTY TAX COLLECTORS	779	200351	205-063-021-000 PARAMO	\$430.85
87944	11/04/16	336	TULARE COUNTY TAX COLLECTORS	779	200351	205-283-019-000 VILLA	\$1,115.22
87944	11/04/16	336	TULARE COUNTY TAX COLLECTORS	779	200351	205-281-017-000 SALEM	\$1,156.98
87944	11/04/16	336	TULARE COUNTY TAX COLLECTORS	779	200351	205-303-002-000 AVALOS	\$617.01
87944	11/04/16	336	TULARE COUNTY TAX COLLECTORS	779	200351	205-303-004-000 HERNANDEZ	\$620.61

WARRANT LIST 11/22/16

CHECK#	DATE	VENDOR#	VENDOR	FUND	ACCOUNT	DESCRIPTION	AMOUNT
87944	11/04/16	336	TULARE COUNTY TAX COLLECTORS	779	200351	206-113-014-000 ADRIANA	\$600.70
87944	11/04/16	336	TULARE COUNTY TAX COLLECTORS	779	200351	205-303-006-000 MOOR	\$595.27
87944	11/04/16	336	TULARE COUNTY TAX COLLECTORS	779	200351	205-303-003-000 JUAN	\$595.27
87944	11/04/16	336	TULARE COUNTY TAX COLLECTORS	779	200351	205-030-034-000 AVINA	\$1,235.93
88017	11/14/16	336	TULARE COUNTY TAX COLLECTORS	779	200351	205-283-020-000 RITO	\$958.19
88017	11/14/16	336	TULARE COUNTY TAX COLLECTORS	779	200351	205-283-021-000 GONZALEZ	\$992.22
88017	11/14/16	336	TULARE COUNTY TAX COLLECTORS	779	200351	205-281-019-000 MAGANA	\$1,012.16
88017	11/14/16	336	TULARE COUNTY TAX COLLECTORS	779	200351	205-281-022-000 MOHSIN	\$1,046.83
88017	11/14/16	336	TULARE COUNTY TAX COLLECTORS	779	200351	205-281-021-000 DIAZ	\$1,046.83
88017	11/14/16	336	TULARE COUNTY TAX COLLECTORS	779	200351	205-093-008-000 VARELA	\$508.65
88017	11/14/16	336	TULARE COUNTY TAX COLLECTORS	779	200351	205-261-004-000 GUADALUPE	\$573.69
88018	11/14/16	5708	TYLER DAGUMAN	3004300	055019	OCTOBER 2016	\$240.00
87945	11/04/16	4849	U.S. BANK EQUIPMENT	1014110	036008	P.S.-316086925	\$321.30
87945	11/04/16	4849	U.S. BANK EQUIPMENT	1014040	036008	C.M.-316086925	\$154.78
87945	11/04/16	4849	U.S. BANK EQUIPMENT	1014110	036008	P.S.-316086925	\$175.76
87945	11/04/16	4849	U.S. BANK EQUIPMENT	1014090	037018	316086925-LATE FEES	\$210.40
87945	11/04/16	4849	U.S. BANK EQUIPMENT	1014050	036008	FINANCE-316086925	\$81.75
87945	11/04/16	4849	U.S. BANK EQUIPMENT	1014120	036008	C.S.-316086925	\$81.76
87945	11/04/16	4849	U.S. BANK EQUIPMENT	1014070	036008	CITY CLERK-316086925	\$81.76
87945	11/04/16	4849	U.S. BANK EQUIPMENT	3004300	069113	MCD-316086925	\$392.17
87946	11/04/16	5413	UNIVAR USA INC	5524552	022004	FO857796	\$392.41
87946	11/04/16	5413	UNIVAR USA INC	5524552	037000	FO853503	\$821.02
87946	11/04/16	5413	UNIVAR USA INC	5524552	022004	FO857800	\$531.07
87946	11/04/16	5413	UNIVAR USA INC	5524552	022007	FO856948	\$2,602.81
87947	11/04/16	624	US BANK TRUST	660	031000	ALLOCATION BOND 2007	\$500.00
87948	11/04/16	1032	US POSTMASTER	5524552	037004	PERMIT #228	\$71.67
87948	11/04/16	1032	US POSTMASTER	5534553	037000	PERMIT #228	\$71.66
87948	11/04/16	1032	US POSTMASTER	5544554	037000	PERMIT #228	\$71.67
87949	11/04/16	1041	VERIZON WIRELESS	5524552	033001	9772797856-SEPT 2016	\$24.54
87949	11/04/16	1041	VERIZON WIRELESS	5534553	033001	9772797856-SEPT 2016	\$24.53
88019	11/14/16	1604	VISA	1014110	038002	COL	\$160.00
88019	11/14/16	1604	VISA	1014110	038002	COL	\$160.00
88019	11/14/16	1604	VISA	1014050	031000	COL	\$275.00
88019	11/14/16	1604	VISA	1014110	037008	C.H.	\$525.51

WARRANT LIST 11/22/16

CHECK#	DATE	VENDOR#	VENDOR	FUND	ACCOUNT	DESCRIPTION	AMOUNT
88019	11/14/16	1604	VISA	1014110	037004	C.H.-OCT ADOBE	\$14.99
88019	11/14/16	1604	VISA	1014110	037004	COL-P/S ADOBE	\$14.99
88019	11/14/16	1604	VISA	1014110	037004	COL-M.C. ADOBE	\$14.99
88019	11/14/16	1604	VISA	1014040	037004	COL-M.K. ADOBE	\$14.99
88019	11/14/16	1604	VISA	1014110	037008	C.H.	\$15.04
88019	11/14/16	1604	VISA	1014110	037008	C.H.	\$8.98
88019	11/14/16	1604	VISA	1014110	037008	C.H.	\$10.13
88019	11/14/16	1604	VISA	1014110	038002	COL	\$36.90
88019	11/14/16	1604	VISA	1014110	031000	C.H.	\$41.57
88019	11/14/16	1604	VISA	3004300	055004	COL	\$331.96
88019	11/14/16	1604	VISA	5524552	037000	COL	\$100.00
88019	11/14/16	1604	VISA	5534553	037000	COL	\$100.00
88020	11/14/16	368	VOLLMER EXCAVATION, INC	6004775	064002	30060	\$4,992.00
88021	11/14/16	370	WALMART COMMUNITY	3004300	069172	10/17/16	\$7.50
88021	11/14/16	370	WALMART COMMUNITY	3004300	055004	10/19/16	\$98.31
88021	11/14/16	370	WALMART COMMUNITY	3004300	055004	10/14/16	\$68.06
87950	11/04/16	612	WEISENBERGERS ACE HARDWARE	2614160	065001	A488326	\$310.04
88022	11/14/16	4978	WILLIAM B. PETERSON	3004300	055019	OCTOBER 2016	\$480.00
88023	11/14/16	5912	YVETTE DURAN	3004300	055006	OCTOBER 2016	\$225.00
						TOTAL	\$341,481.31

DATE : November 22, 2016
TO : Honorable Mayor Kimball and City Council Members
FROM : Michael Camarena, City Services Director
RE : Ralph Gutierrez Water Service Contract Utilities Agreement

The City has contracted services for water treatment and distribution as well as wastewater treatment and collection since 2004. The purpose of the contract is to meet state requirements of appropriately licensed operators for these respective facilities.

All facilities require a Grade 3 minimum level Chief Supervising Operator (CSO). Current staffing in the City Services Department are Grade 1 and Grade 2 water treatment and distribution and Operator in Training (OIT) wastewater licensing. Field staff attend training as well as state annual testing to increase the level of licensing in water and wastewater fields.

Staff released a Request for Proposal (RFP) for CSO duties as well as several other requirements to meet the daily operations of City facilities. Educational resource for existing City staff was a required item as well. The RFP was also posted on the City web page. There were a total of 2 submittals received.

The request is to authorize the City Manager to execute Agreement to Provide Services on behalf of the City.

Attachments:

- Agreement to Provide Services

AGREEMENT TO PROVIDE SERVICES

THIS AGREEMENT is made and entered into this 1st day of December, 2016, by and between RALPH GUTIERREZ dba: RALPH GUTIERREZ WATER SERVICE, herein after referred to as “RGWS”, and the CITY OF LINDSAY, herein after referred to as “LINDSAY”, existing pursuant to the Government Code of the State of California, with principal place of business located in the County of Tulare, State of California.

WHEREAS, the CITY OF LINDSAY has employed RALPH GUTIERREZ as an operator who is licensed and qualified to operate the wastewater treatment plant facilities (23611 Road 196, Lindsay, California) and associated collection system and appurtenances, and the water treatment plant (729 East Honolulu Street, Lindsay, California), and associated distribution system and appurtenances; and

WHEREAS, CITY OF LINDSAY wishes to utilize the services and licenses of RALPH GUTIERREZ on a contract basis,

NOW THEREFORE, for and in consideration of the covenants and conditions herein contained, the parties do hereby agree as follows:

1. RGWS to act as the chief supervising operator for the wastewater treatment facilities and associated collection system and appurtenances and the water treatment plant and associated distribution system and appurtenances of LINDSAY, will do the following:
 - a. RGWS to post his wastewater, water treatment and distribution licenses at the offices of the LINDSAY wastewater treatment facility and the water treatment plant and the appropriate agencies and jurisdictions will be informed that RGWS will be acting as the Chief Operator for LINDSAY wastewater and water treatment facilities;
 - b. RGWS to provide operational policy and oversight to LINDSAY operators, who will be responsible to comply with the policies and directives generated by RGWS;
 - c. RGWS to provide instruction as to project tasks to be specifically undertaken and to develop a periodic project list;
 - d. RGWS to provide monthly reports to LINDSAY on the performance of the LINDSAY operators and facilities;
 - e. RGWS to provide input to LINDSAY on major utility capital projects for consideration or implementation by LINDSAY;
 - f. RGWS to provide oversight and assistance on safety related issues;
 - g. RGWS to work with LINDSAY operators on projects requiring more than one (1) individual for safety purposes;
 - h. RGWS to act as an educational resource for LINDSAY operators.

2. In order to carry out the duties as outlined above, it is the intent of the parties hereto that RGWS will spend approximately eight (8) hours per week at the wastewater treatment plant and water treatment facilities for LINDSAY.
3. For and in consideration of the services to be performed by RGWS, LINDSAY agrees to pay to RGWS as compensation for his services, the following:
 - a. Four thousand dollars (\$4,000) per month.
4. This Agreement shall become effective on December 1, 2016, and shall continue on a month to month basis upon 30 day written notice of termination of this agreement by either party.
5. RGWS agrees to provide proof of General Liability Insurance as follows;

General Aggregate Limit	\$2,000,000
Products & Completed Operation	\$1,000,000
Personal & Advertising Injury	\$1,000,000
Each Occurrence	\$1,000,000
Fire Damage Limit (Any one fire)	\$ 50,000
Medical Expense (Any one person)	\$ 2,000
Deductible	\$ 500

6. RGWS does hereby agree to indemnify and hold LINDSAY safe and harmless from any and all liabilities or loss, damages or injuries to persons or property, directly or indirectly, arising out of any activities performed by RGWS except gross negligence, and LINDSAY does hereby agree to indemnify and hold RGWS safe and harmless from any and all liabilities or loss, damages or injuries to persons or property, directly or indirectly, arising out of any activities performed by LINDSAY while performing services for RGWS except gross negligence.
7. It is further understood and agreed by and between the parties hereto that the provisions hereof shall insure to the benefit of and be binding upon the successors, assigns, and political subdivisions or the parties hereto. The parties hereto do hereby agree that this Agreement has been approved by the City Council of the City of Lindsay and that said City Council has the authority under laws of the State of California to enter into this agreement and that the undersigned are authorized to enter into this agreement.

CITY OF LINDSAY

RALPH GUTIERREZ WATER SERVICE

William O. Zigler, City Manager

Ralph Gutierrez, Owner

MEMORANDUM

Date: November 22, 2016
to: Lindsay City Council

From: William Zigler, City Manager

Subject: Minute Order Approval Authorizing Mayor to Sign Council of Cities Letter

The Council of Cities is requesting the City of Lindsay's support in sending a joint letter to the State Water Resources Control Board opposing the effort to reduce flows into major tributaries of the San Joaquin River. The proposed State Water Resources Control Board action would divert water from the Friant Kern Canal, which would negatively impact Lindsay's drinking water supply. See attached letter for details. Staff requests that the City Council authorize the Mayor to sign the attached letter adding Lindsay's support to this opposition by Minute Order approval.

Respectfully Submitted,



William Zigler
City Manager

Attachment: Council of Cities Letter RE: Reduced Flows into Major Tributaries of the San Joaquin River

COUNCIL OF CITIES



CITY OF DINUBA
CITY OF FARMERSVILLE
CITY OF PORTERVILLE
CITY OF VISALIA

CITY OF EXETER
CITY OF TULARE
CITY OF WOODLAKE
CITY OF LINDSAY

November 10, 2016

Felicia Marcus, Chair
California Water Resources Control Board
P.O. Box 100
Sacramento, CA 95814

Dear Chair Marcus:

The eight incorporated cities in Tulare County are gravely concerned about recent decisions and general direction of the California Water Resources Control Board with regards to water distribution in the State in general, and in the Central Valley in particular.

The draft proposal released Sept. 15, 2016 to update water quality requirements for water flows in major tributaries to the San Joaquin River would reduce the flows released to the Southern San Joaquin Valley thereby exacerbating an already tenuous situation in our communities. Here in the Southern San Joaquin Valley, our citizens already suffer from high unemployment and other poverty related issues that are only complicated by a reduced water supply.

As we enter into a sixth year of drought, we find it inconceivable that the State Board would consider further reduction in water flows that will impact the amount of water available to provide quality water in sufficient amounts to sustain the quality of life and economic base in our communities.

The impacts of reduced flows are very real in communities like Lindsay where they do not have sufficient quality groundwater to provide potable water to their citizens. The citizens of this community are reliant of surface water flows for adequate drinking water supplies. In Visalia, where they have had water conservation restrictions since the early 1990's, the groundwater level is still at a historic low. In Tulare County, over 1,650 domestic well failures have been documented during the drought. Almost 2,000 households are on the Bottled Drinking Water Program, there have been over 9,300 requests for drought related assistance through the United Way of Tulare County's assistance line, over 300 employees have been documented laid off of work directly due to the drought, and over 297,000 drought related food relief packages have been distributed by Foodlink of Tulare County. These numbers continue to grow on a weekly basis; the drought continues to be a growing problem in our communities.

It is encouraging to know that northern California had adequate rainfall last year, but it is disheartening to also know that there was not adequate storage or transport systems in place to best utilize that water throughout the State. It is obvious to the cities of Tulare County that more storage, water releases, and transport systems are needed, and approval and construction of these facilities needs to be expedited.

The cities of Tulare County urge the State Resources Board to make storage and transport your highest priority, and until those systems are in place, that you focus transporting what precious water there is to places where it will best benefit the families that live and work in this state. We urge to not further reduce the flows into the major tributaries of the San Joaquin River as proposed in the draft report released September 15, 2016.

Sincerely,

Emilio Morales, Mayor
City of Dinuba

Robyn Stearns, Mayor
City of Exeter

Paul Boyer, Mayor
City of Farmersville

David Macedo, Mayor
City of Tulare

Milt Stowe, Mayor
City of Porterville

Rudy Mendoza, Mayor
City of Woodlake

Steve Nelsen, Mayor
City of Visalia

Pam Kimball, Mayor
City of Lindsay

cc: Dorene D'Adamo
Frances Spivy-Weber
Steven Moore
Tam Doduc

PUBLIC HEARING PROCEDURES

The following rules shall apply:

1. OPEN the public hearing.
2. PROPOSERS (those in favor). The Council may ask questions of the proponents and they may respond.
3. OPPOSERS (those against). The Council may ask questions of the opponents and they may respond.
4. REBUTTAL each side.
5. FURTHER QUESTIONS from Council, but the parties may not engage in further debate.
6. CLOSE the public hearing.
7. COUNCIL DISCUSSION.
8. MOTION (if necessary).
9. COUNCIL VOTE.

MEMORANDUM

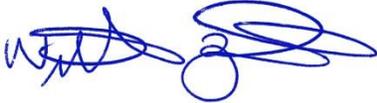
Date: November 18, 2016
To: Lindsay City Council
From: William Zigler, City Manager

Subject: Tax Exempt Bonds in Support of Lindsay Village Housing Project

The City has been requested to hold a public hearing to consider approval of the issuance by the California Statewide Communities Development Authority (the "Authority") of multifamily housing revenue bonds (the "Bonds") in a principal amount not to exceed \$15,000,000 to assist in financing the construction of eight two-story buildings on 2.49 acres of land located at the southeast corner of Westwood Avenue and Hermosa Street, Lindsay, California (the "Project"). The owner and operator of the Project will be a limited partnership to be established by Self-Help Enterprises, a nonprofit housing and community development organization described in Section 501(c)(3) of the Internal Revenue Code of 1986, or an entity related thereto. The Project will be occupied in whole or in part by persons or families of very low or lower income.

The Bonds will not constitute an indebtedness or obligation, or a pledge of the faith and credit of, the City. The Bonds will be special, limited obligations of the Authority, payable solely from the revenues of the Project and other amounts pledged by the Borrower.

Respectfully Submitted,



William Zigler
City Manager

RESOLUTION NO. 16-51

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LINDSAY APPROVING THE ISSUANCE OF TAX-EXEMPT BONDS BY THE CALIFORNIA STATEWIDE COMMUNITIES DEVELOPMENT AUTHORITY FOR A LIMITED PARTNERSHIP TO BE ESTABLISHED BY SELF-HELP ENTERPRISES OR A RELATED ENTITY WITH RESPECT TO A MULTIFAMILY HOUSING PROJECT LOCATED IN THE CITY OF LINDSAY.

At a regularly scheduled meeting of the City Council of the City of Lindsay, held November 22, 2016, at the hour of 6:00 p.m. in the Council Chambers of City Hall, Lindsay, California 93247, the following resolution was adopted:

WHEREAS, the California Statewide Communities Development Authority (the "Authority"), of which the City of Lindsay (the "City") is a member pursuant to the provisions of that certain Amended and Restated Joint Exercise of Powers Agreement Relating to the California Statewide Communities Development Authority, dated as of June 1, 1988 (the "Agreement"), is authorized by the laws of the State of California (the "Law") to issue tax-exempt obligations and taxable obligations for the purpose of financing multifamily rental housing to be occupied, in whole or in part, by persons or families of low and very low income; and

WHEREAS, Self-Help Enterprises ("Self Help"), a nonprofit housing and community development organization described in Section 501(c)(3) of the Internal Revenue Code of 1986, intends to establish a limited partnership of which Self Help or a related entity is the general partner (the "Borrower"), to construct eight two-story buildings with 50 units on 2.49 acres of land located at the southeast corner of Westwood Avenue and Hermosa Street, Lindsay, California (the "Project"), and has requested the Authority to cause the issuance of tax-exempt bonds (the "Bonds") in the not-to-exceed amount of \$15,000,000, the proceeds of which shall be used for the purpose of financing the acquisition and construction of the Project; and

WHEREAS, Section 147(f) of the Internal Revenue Code of 1986 (the "Code") requires that the "applicable elected representative" with respect to the Project approve the issuance of the Bonds with respect to the Project after a public hearing has been held concerning the issuance and delivery of the Bonds with respect to the Project; and

WHEREAS, the City Council of the City (the "City Council") is the elected legislative body of the City and is one of the applicable elected representatives required to approve the issuance fo the Bonds under Section 147(f) of the Code; and

WHEREAS, the City Council has on this date held said public hearing after due public notice and, at said hearing, all those interested in speaking with respect to the financing of the Project were heard;

NOW, THEREFORE, BE IT RESOLVED by the City Council, as follows:

Section 1. This City Council hereby finds and determines that the foregoing recitals are true and correct.

Section 2. This City Council hereby approves the issuance of the Bonds in the amount of not to exceed \$15,000,000 with respect to the Project by the Authority for the purposes of Section 147(f) of the Code.

Section 3. The issuance and delivery of the Bonds shall be subject to the approval of and execution by the Authority of all financing documents relating thereto to which the Authority is a party and subject to the sale of the Bonds by the Authority.

Section 4. The Borrower shall be responsible for the payment of all present and future costs in connection with the issuance of the Bonds, including, but not limited to, any fees and expenses incurred by the City in anticipation of the issuance of the Bonds. The payment of the principal, prepayment premium, if any, and purchase price of and interest on the Bonds shall be solely the responsibility of Borrower. The Bonds shall not constitute a debt or obligation of the City, and the City shall have no financial obligation with respect to the payment of the Bonds.

Section 5. This City Council hereby determines that it is appropriate for the Authority to cause the issuance of the Bonds to finance the acquisition and construction of the Project and hereby approves the issuance of the Bonds. It is the purpose and intent of this City Council that this resolution constitute approval of the Bonds for the purposes of Section 9 of the Agreement.

Section 6. The adoption of this Resolution is solely for the purpose of meeting the requirements of the Code and Section 9 of the Agreement and shall not be construed in any other manner, with neither the City nor its staff having fully reviewed or considered the financial feasibility of the financing of the Project or the expected operation of the Project with regards to any State of California statutory requirements, and such adoption shall not obligate, without further formal action to be taken by this City Council, (i) the City to provide financing to the Borrower for the financing of the acquisition and construction of the Project or to cause the delivery of the Bonds for the purpose of such financing; or (ii) the City, or any department of the City, to approve any application or request for, or take any other action in connection with the ownership, rehabilitation or operation of the Project.

Section 7. The Clerk of the City Council shall forward a certified copy of this Resolution to:

Stephen G. Melikian
Jones Hall, A Professional Law Corporation
475 Sansome Street, Suite 1700
San Francisco, California 94111

Section 8. This Resolution shall take effect from and after the date of its passage and adoption.

PASSED AND ADOPTED by the City Council of the City of Lindsay, this 22nd day of November, 2016.

CITY COUNCIL OF THE CITY OF LINDSAY

Pamela Kimball, Mayor

ATTEST:

Carmela Wilson, City Clerk

MEMORANDUM

November 22, 2016

From: Assistant City Planner
To: City Manager and City Council

Subject: Change of Zone No. 16-38 (Second Reading of Ordinance No. 557)

On November 8, 2016, the City Council voted to approve Change of Zone No. 16-38, and conducted the first reading of Ordinance No. 557. This project is a request by the City of Lindsay Planning Department to change the zoning designation from RM-3 (Multi-Family Residential) to RCO (resource Conservation, and Open Space), for property located west of the northwest corner of Apia Street and Olive Avenue (APN: 205-030-044).

Staff recommends that the City Council conduct the second reading of Ordinance No. 557 (move to read ordinance by title only).

Respectfully submitted,



Brian Spaunhurst

Attachment: Ordinance No. 557

ORDINANCE NO. 557

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LINDSAY AMENDING THE ZONING DESIGNATION FOR PROPERTY LOCATED WEST OF THE NORTHWEST CORNER OF OLIVE AVENUE AND APIA STREET (APN: 205-030-044), AND THE LINDSAY ZONING MAP AS ADOPTED BY ORDINANCE 437 OF THE CITY OF LINDSAY.

THE CITY COUNCIL OF THE CITY OF LINDSAY DOES ORDAIN AS FOLLOWS:

ARTICLE 1: The real property located in the City of Lindsay and described as follows: That South half of Northwest quarter of Southwest quarter of Section 7, Township 20 South, Range 27 East, Mount Diablo Base and Meridian in the City of Lindsay, County of Tulare, State of California, as per map recorded in Book 42, Page 15 of Maps, Tulare County Records, labeled as follows: "Outlot A"; said area containing approximately 1.36 acres in area, more or less, shall be and is hereby designated as RCO (Resource Conservation, and Open Space).

ARTICLE 2: The City Planner of the City of Lindsay is hereby authorized, instructed and directed to make the changes to the official Zoning Map of the City of Lindsay made by Article One of this Ordinance, by outlining the boundaries of the described parcel of the Zoning Map adopted by Ordinance 437 of the City of Lindsay.

ARTICLE 3: This Ordinance shall be in full force and effect on and after the 30th day after its adoption by the City Council. Within 15 days after its adoption by the City Council, this Ordinance shall be published in full text or in summary in a newspaper of general circulation in the City of Lindsay.

The foregoing ordinance, read by title only with waiving of the reading in full, was introduced at a regularly scheduled meeting on the 8th day of November, 2016.

PASSED, APPROVED AND ADOPTED at a regular meeting of the City Council held on the 22nd day of November, 2016.

ATTEST:

CITY COUNCIL OF THE CITY OF LINDSAY

Carmela Wilson, City Clerk

Pamela Kimball, Mayor

**CITY OF LINDSAY
CITY COUNCIL
PROJECT SUMMARY**

Project Number: Site Plan Review No. 16-28	Agenda Date: 11/22/16	
Applicant: Serna 2006 Family Trust, Attn: Arthur J. Serna, 897 E. Tulare Rd., Lindsay, CA 93247	Agenda Item Number:	
Agent: N/A	Agenda Item Type	
Subject: Categorical Exemption and Site Plan Review No. 16-28 to approve a 7,500 sq. ft. Dollar General Store on four parcels totaling 30,355 sq. ft. in the CC (Central Commercial) Zoning District, on property located at the southeast corner of Hermosa Street and Elmwood Avenue. (APNs: 205-264-014, -015, -018, and -022)	Presentation	X
	Consent Calendar	
	Unfinished Business	X
	New Business	
	Public Hearing	
	Continued Public Hearing	
	Discussion	
Environmental Review: Categorical Exemption from CEQA pursuant to Section 15332, Class 32, pertaining to Infill Development.	Action Requested	
	Approval	
Motion(s): One Motion	Direction	
Contact Persons: Brian Spaunhurst	Resolution – City Council	X

RECOMMENDATIONS:

That the City Council:

1. Approve a Categorical Exemption from the California Environmental Quality Act (CEQA) and the State CEQA Guidelines for the Implementation of the California Environmental Quality Act of 1970, as amended, pursuant to Section 15332, Class 32, pertaining to Infill Development; **and** approve Site Plan Review No. 16-28 with accompanying Resolution 16-39.

CITY COUNCIL ALTERNATIVES

Alternative No. 1: Move to approve, subject to modifications as discussed by City Council.

Alternative No. 2: Move to deny.

Alternative No. 3: Refer back to Staff for further study and report.

PROJECT OVERVIEW

Categorical Exemption and conditional approval of Site Plan Review No. 16-28 (Dollar General) is a request by Serna 2006 Family Trust (Serna) for site plan review approval to develop a 7,500 SF retail building and an adjacent parking lot in the CC (central commercial) zoning district. The project would include development of four properties that are currently vacant. The project site is located on the southeast corner of E. Hermosa St. and N. Elmwood Ave. (APNs: 205-264-014, 205-264-015, 205-264-018 and 205-264-022).

The area north of the parking lot, which is approximately 24 feet by 150 feet, would be dedicated to the City for public use. Potential uses of this space include a transit stop or pocket park. This specified area identified on the attached Site Plan is rendered for representational purposes only and is subject to a separate review process.

ENVIRONMENTAL SUMMARY

Categorical exemption from the California Environmental Quality Act (CEQA) and the State CEQA Guidelines for the implementation of the California Environmental Quality Act of 1970, as amended, pursuant to Section 15332, Class 32, pertaining to Infill Development. The use of Section 15332, Class 32 is applicable and appropriate as the project is compatible with this exemption because the project:

- Is consistent with the applicable general plan designation and all applicable general plan policies as well as with applicable zoning designation and regulations.
- As proposed occurs within the city limits on a project site of no more than five acres substantially surrounded by urban uses.
- Site has no value as habitat for endangered, rare or threatened species.
- Approval would not result in any significant effects relating to traffic, noise, air quality, or water quality.
- The site can be adequately served by all required utilities and public services.

In addition to categorical exemption, a truck movement diagram and traffic engineering letter are attached to serve as further evidence that the proposed project will not pose negative impacts for traffic generated or circulation. Please see attached Staff report for detailed environmental analysis.

ENTITLEMENT(S):

Entitlement is found in Section 18.10.030.B, which allows, by-right, office, retail stores, and service establishments which supply commodities or provide services primarily to meet the convenience needs of residents of one or more residential neighborhoods, specifically Variety stores, less than ten thousand square feet in area.

GENERAL PLAN CONSISTENCY:

The land use designation for the project site is Central Commercial, specifically this site is within the Central Business District (CBD). The CBD is intended for retail commercial, business and financial services, dining and entertainment, and government uses. Such facilities may range from a single use to a cluster of uses such as a shopping center. The following General Plan Policies are relevant to the project: (a) LU-3 Outdoor Storage Areas; (b) LU-4 Street Trees and Frontage Landscaping; (c) Seismic Safety SS-2 Building Construction; (d) SS-3 Building Height; (e) SS-4 Soil Compaction; (f) N-3 New Development. The proposed project is consistent with the City of Lindsay General Plan as it conforms to the land use policies applicable within the Plan. See the Staff Report for the full consistency analysis.

SITE HISTORY

The project site includes four parcels. APNs: 205-264-014 (258 N. Elmwood Avenue) and 015 (268 N. Elmwood Avenue) have been vacant during recent memory. APN: 205-264-018 (120 E. Hermosa Street) was a non-conforming auto repair facility that has recently been deconstructed and relocated to a private residential property in Round Valley. APN: 205-264-022 (286 N. Elmwood Avenue) contained a non-conforming, derelict structure that was vacant for over fifteen years before being recently demolished. The site is generally flat and has no notable natural features. The vacant areas are routinely disked or sprayed for weed control.

PROJECT SUMMARY

The project is a 7,500 sq. ft. Dollar General retail store on four properties totaling 30,355 square feet. Dollar General is a retail store that sells general merchandise. Lindsay building standards do not permit structures to cross or “straddle” property lines. With project approval a lot merger would be required prior to the issuance of building permits.

Employees: 8-12 employees in two shifts

Days and Hours of Operation: 8:00 a.m. to 11:00 p.m., 7 days per week.

Parking: Proposed light-duty asphalt surface for parking spaces; proposed heavy-duty asphalt and concrete for the drive aisles. Thirty (30) spaces will be provided, two of which will be Americans with Disabilities Act (ADA) compliant. A truck unloading area will also be provided on the southeast corner of the project site.

Trash Enclosure: Located on the southeast side of the project site, near the truck unloading area. Enclosure will meet City Standards and be screened from public view by the main structure.

Landscaping: Landscaping would be provided along the Hermosa Street frontage, including trees and shrubs to serve as a visual buffer between the round-about and the main structure. Landscaping would also be provided along the Elmwood Avenue frontage. All landscaping would be harmonious with existing city-installed landscaping themes. The project would comply with the California Model Landscape Ordinance. A detailed landscape and irrigation plan, providing for automatic irrigation, would be submitted to the City Planner for approval.

Lighting: All lighting would be hooded, down shielded, and will be appropriate for the location.

Fencing: A 6-foot tall wooden fence along the south property line is proposed to provide separation between properties and screen the rear yard from public right of way view.

Development Standards in the CC Zone: Height = 75 feet; Front, Side, and Rear Yards = 0 feet; Lot Area = No Limitation; Parking and Loading = a minimum of 10 off street parking spaces shall be provided (30 proposed); Outdoor Advertising Display Sign = Subject to

separate sign permit review process; Fences, Walls and Screening = May be required when site adjoins "RCO", "UR", "R", "RM", or "PO" Zoning District.

ATTACHMENTS

Attachment No. 1 – Draft Resolution Conditionally Approving SPR 16-28
Exhibit "A" – Site Plan

Attachment No. 2 – Staff Research and Background Report

Attachment No. 3 – Traffic Engineering Letter

Attachment No. 4 – Delivery Truck Movement Diagram

Attachment No. 4 – Maps and Graphics

Attachment No. 5 – Notice of Exemption

Attachment No. 6 – Letter from Mr. Harriman with Staff response



Brian Spauhurst, Assistant City Planner
Planning and Economic Development

William O. Zigler, Director
Planning and Economic Development

RESOLUTION NO. 16-39

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LINDSAY ACCEPTING THE CATEGORICAL EXEMPTION AS THE APPROPRIATE ENVIRONMENTAL DETERMINATION AND CONDITIONALLY APPROVING SITE PLAN REVIEW NO. 16-28, A REQUEST BY THE SERNA 2006 FAMILY TRUST (897 E. TULARE RD. LINDSAY, CA 93247), FOR DEVELOPMENT OF A DOLLAR GENERAL STORE SITE, FOR PROPERTY LOCATED AT THE SOUTHEAST CORNER OF HERMOSA STREET AND ELMWOOD AVENUE, (APNS: 205-264-014, 205-264-015, 205-264-018 and 205-264-022).

At a regularly scheduled meeting of the City Council of the City of Lindsay, held November 22, 2016, at the hour of 6:00 p.m. in the Council Chambers at City Hall, Lindsay, California 93247, the following resolution was adopted:

THAT WHEREAS, Site Plan Review No. 16-28 was filed pursuant to the regulations contained in Ordinance No. 437, the Zoning Ordinance of the City of Lindsay; and

WHEREAS, planning staff has prepared necessary investigations and prepared a written report of information bearing upon the site plan review; and

WHEREAS, all attached exhibits are incorporated by reference herein; and

NOW, THEREFORE, BE IT RESOLVED as follows:

A. The City Council of the City of Lindsay hereby certifies that the Council has reviewed and considered the information contained in the staff research and background report for the proposed project, in compliance with the California Environmental Quality Act and the State Guidelines for the Implementation of the California Environmental Quality Act of 1970 prior to taking action on the project.

B. The City Council hereby adopts the following findings of fact as to the reasons for approval of this application:

- a. The project is to allow a seven thousand, five hundred (7,500) sq. ft. Dollar General retail store on four parcels totaling 30,355 sq. ft. in the CC Zone, located at the southeast corner of Hermosa Street and Elmwood Avenue. (APNs: 205-264-014, 205-264-015, 205-264-018, and 205-264-022)
- b. Entitlement is found in Section 18.10.030.B, which allows, by-right, office, retail stores, and service establishments which supply commodities or provide services primarily to meet the convenience needs of residents of one or more residential neighborhoods, specifically Variety stores, less than ten thousand square feet in area in the CC Zone.
- c. The environmental determination is a Categorical Exemption from the California Environmental Quality Act (CEQA) and the State CEQA Guidelines for the Implementation of the California Environmental Quality Act of 1970, as amended,

pursuant to Section 15332, Class 32, pertaining to Infill Development. The use of section 15332, Class 32 is applicable because the project is:

- i. Consistent with the applicable general plan designation and all applicable general plan policies as well as with applicable zoning designation and regulations; and
 - ii. As proposed occurs within the city limits on a project site of no more than five acres substantially surrounded by urban uses; and
 - iii. The site has no value as habitat for endangered, rare, or threatened species; and
 - iv. Approval would not result in any significant effects relating to traffic, noise, air quality, or water quality; and the site can be adequately served by all required utilities and public services.
- d. The project site is located within the city limits of the City of Lindsay and the land use designation for the project site is Central Commercial, specifically this site is within the Central Business District (CBD). The CBD is intended for retail commercial, business and financial services, dining and entertainment, and government uses. Such facilities may range from a single use to a cluster of uses such as a shopping center. The following General Plan Policies are relevant to the project: (a) LU-3 Outdoor Storage Areas; (b) LU-4 Street Trees and Frontage Landscaping; (c) Seismic Safety SS-2 Building Construction; (d) SS-3 Building Height; (e) SS-4 Soil Compaction; (f) N-3 New Development. The proposed project is consistent with the City of Lindsay General Plan as it conforms to the land use policies applicable within the Plan. See the Staff Report for the full consistency analysis.
- e. The project is located in the CC (Central Commercial) Zone and is currently vacant. The surrounding properties are all zoned CC and contain a variety of restaurants, service, and convenience stores.
- f. A lot line adjustment shall be required to allow sufficient area for the main structure without crossing or "straddling" property lines. This requirement shall be met prior to the issuance of project building permits.
- g. The project is a 7,500 sq. ft. Dollar General store. Dollar General is a retail store that sells general merchandise. There will be 8-12 employees working in two shifts; the days and hours of operation will be 8:00 a.m. to 11:00 p.m., 7 days per week. The parking lot will be surfaced with a combination of light-duty asphalt for parking spaces and heavy-duty asphalt and concrete for drive aisles. Development standards require ten (10) parking spaces. Thirty (30) spaces will be provided, two of which will be Americans with Disabilities Act (ADA) compliant. A truck unloading area will be provided on the southeast corner of the subject site. A trash/recycling enclosure will be located on the southeast side of the site, near the truck unloading zone. Landscaping will be provided along the Hermosa Street frontage, including trees and shrubs to serve as a visual buffer between the round-about and the parking lot. Landscaping will also be provided along the

Elmwood Avenue frontage between the west property line and the main structure. All landscaping will be harmonious with existing city-installed landscaping themes. The project will comply with the California Model Landscape Ordinance. A detailed landscape and irrigation plan, providing for automatic irrigation, shall be submitted to the city planner for approval. All lighting will be hooded, and down shielded. The Development Standards in the CC Zone are: Height = 75 feet; Front, Side, and Rear Yards = 0 feet; Lot Area = No limitation; Parking and Loading = 10 off street parking spaces shall be provided (30 proposed); Outdoor Advertising Display Sign = Subject to separate sign permit review process; Fences, Walls and Screening = may be required when site adjoins "RCO, "UR", "R", "RM", or "PO" Zoning District.

C. This City Council, after considering all of the evidence presented, found that the establishment, maintenance, and operation of the use of building or land applied for will not, under the circumstances of the particular case, be detrimental to the health, safety, and general welfare of persons residing, or working in the neighborhood or to the general welfare of the City.

AND BE IT FURTHER RESOLVED as follows:

A. This Council hereby finds said Site Plan Review will not have a significant effect on the environment and determines that the "In-Fill Development" Exemption for said Site Plan Review reflects independent judgment of the city and has been completed in compliance with the California Environmental Quality Act and the State Guidelines for the Implementation of the California Environmental Quality Act of 1970.

B. This Council hereby approves Site Plan Review No. 16-28, subject to the following conditions:

Standard Conditions of Approval for Site Plan Reviews:

1. That development shall be in accordance with the plan(s) (Exhibit A) as submitted by the applicant and/or as modified by the City Council and with the development standards pertaining to a use of this type adopted by the City of Lindsay in 1989.
2. That regardless of Condition No. 1 above, the Planning Director is authorized to approve minor modifications in the approved plans upon a request by the applicant, or his successors as long as said modifications do not materially affect the determination of the City Council. Such modifications shall be noted on the approved plans and shall be initialed by the Planning Director.
3. That the final plan of development shall provide and show all utility easements, as required.
4. That the developer shall remove, under City inspection, all existing, abandoned and unnecessary items from the project site such as foundations, septic tanks, etc., to the satisfaction of the city engineer prior to receiving a certificate of occupancy.
5. That the developer shall abandon and cap existing wells, if any prior to the start of grading. If required, a well abandonment permit shall be obtained from the Tulare County Department of

Environmental Health. Prior to acceptance of the improvements the developer shall provide proof of abandonment in compliance with Tulare County regulations.

6. That the developer shall assure compliance with San Joaquin Valley Air Pollution Control District Rules 8010, 8020, and 8030 regarding fugitive dust, as well as Section 7-8, Project Site Maintenance of the Standard Specifications. A street sweeper is to be provided as necessary to comply. During grading operations, the "Supervising Civil Engineer" shall be responsible for enforcing the dust control provisions of Section 7-8 or the developer shall pay inspection fees on the grading cost to compensate the City for dust control inspection. Improvement plans shall show a designated wash out area for concrete trucks, if required, and a sign designating it as such. The developer shall remove and properly dispose of waste concrete deposited in this area.
7. That this project shall be subject to all applicable mandatory air pollution control measures of the San Joaquin Valley Air Pollution Control District in effect at time of development, including, but not limited to Regulation VIII (Fugitive PM10 Prohibitions), Rules 8011-8081; Rule 4102 (Nuisance); 4103 (Open Burning); Rule 4601 (Architectural Coatings); Rule 4641 (Cutback, Slow Cure, and Emulsified Asphalt, Paving and Maintenance Operations); Rule 4901 (Wood Burning Fire Places and Wood Burning Heaters); and Rule 9510 (Indirect Source Review). These mitigation measures shall be monitored by the City of Lindsay through the plan check process for project improvements and building construction.
8. That the developer shall specifically demonstrate compliance with San Joaquin Valley Air Pollution Control District Rule 9510 (Indirect Source Review), including payment of all applicable fees, prior to the issuance of the first building permit.
9. That the developer shall provide a Preliminary Soils Report including results on "R-Value" tests and recommendations regarding construction of public improvements, satisfactory to the city engineer, prior to the approval of the improvement plans or start of grading, whichever comes first.
10. That the developer shall underground all on site telephone, power, cable television, and communications utilities and shall provide and convey necessary easements to the applicable utility companies.
11. That all required fees and sureties, as appropriate shall be paid and/or secured by the developer in the amounts, at the times and in the manner prescribed by municipal codes, ordinances and policies of the City of Lindsay.
12. That all exterior lighting shall be so adjusted as to deflect direct rays away from public roadways and adjacent properties.
13. That the proposed facility shall be maintained and operated in accordance with all State and County health regulations.
14. That any structures built shall conform to the building regulations and the building line setbacks of the Zoning Code of the City of Lindsay insofar as said regulations and setbacks are applicable to such structures.

15. That the conditions set down herein which require construction of improvements shall be complied with before the premises shall be used for the purposes applied for, in order that the safety and general welfare of the persons using said premises, and the traveling public, shall be protected. The Planning Director may grant exceptions to this condition upon request by the applicant.
16. That the Site Plan Review shall automatically become null and void one (1) year after the date upon which it is granted by the City Council, unless the applicant, or his/her successor, has made continued significant progress in site development authorized by a building permit within said one year period. The City Council may grant one or more extensions of said one year time, upon request by the applicant.
17. That the applicant(s), at their sole cost and expense, shall defend, indemnify and hold harmless the City of Lindsay, its agents, legislative body, officers or employees in any legal or administrative action, claim or proceeding concerning approval of Site Plan Review No. 16-28; or, at its election and in the alternative, shall relinquish such approval. The applicant(s) shall assume the defense of the City of Lindsay in any such legal or administrative action, claim or proceeding with legal counsel paid for in the entirety by the applicant(s), but subject to the City's reasonable approvals. The applicant(s) shall also reimburse the City, its agents, its legislative body, officers or employees for any judgments, amounts paid in the settlements court costs and attorney's fees with the City, its agents, legislative body, officers or employees may be required to pay at court as a result of such action, claim or proceeding. The City may, at its sole discretion, participate at its own expense in the defense of any such action, claim or proceeding, but such participation shall not relieve the applicant(s) of their obligations under this condition.
18. That an indemnification agreement stipulating all conditions from item 17 and subject to the approval of the City Attorney shall be signed by the applicant(s) and provided to the City prior to the issuance of any building permits.
19. That all other city codes and ordinances shall apply.

Planning Conditions:

20. That the portion of the site north of the parking lot, which is approximately twenty-four (24) feet by one-hundred-fifty (150) feet, shall be dedicated to the City for public use. This portion shall receive landscaping and irrigation installed and provided for by the developer and subject to approval of the City Planner prior to receiving a certificate of occupancy for the project site.
21. The portion of the site identified in item 20 is subject to a separate review process should a use other than landscaping be proposed by the City.
22. That all parking and internal circulation shall be designed so that vehicles enter and exit the site by moving forward. There shall be no maneuvering or backing onto the public right-of-way.
23. That landscaping shall comply with the California Model Landscape Ordinance.
24. That landscaping shall provide for low growing plants at drive approaches and intersections, in accordance with City ordinances, where traffic sight distances can become a problem.

25. That the developer shall screen mechanical equipment and utility meters/valves/panels/devices to the greatest extent possible, or locate said equipment in a manner to be harmonious with the landscaping and architecture, to the approval of the city planner.
26. That all signage shall be reviewed under separate permit.
27. That a Lot Line Adjustment shall be completed to ensure that no buildings or structures cross or "straddle" property lines. This requirement shall be satisfied prior to issuance of any building permits.
28. That the facility shall be subject to the permit requirements set forth in the California Retail Food Code. The applicant(s) shall submit three (3) complete sets of building plans for the facility to the Tulare County Environmental Health Services District prior to issuance of any building permits.

City Services Conditions:

29. That the developer shall provide a drainage and grading plan for the project in accordance with the City's Master Storm Drain Plan. Provisions for storm drainage of the site shall be provided by the developer to the approval of the city engineer. Said provisions shall control surface flows in accordance with development standards and the City's Master Drainage Plan.
30. That the developer shall construct full-width alley improvements along the property frontage, providing for efficient drainage of storm water runoff, to the satisfaction of the city engineer.
31. That the developer shall install a gated trash and recycling double enclosure, providing sufficient container capacity to the approval of the city engineer. Said enclosure shall incorporate masonry construction and graffiti resistant coating, and shall provide visual screening from all public rights-of-way.
32. That the developer shall pay all applicable fees including, water, sewer, storm drain acreage, connection, park land, etc.
33. That the developer shall construct or repair, as determined by the director of city services, city standard curb, gutter, and sidewalks to facilitate drainage, road stabilization, and pedestrian accessibility along the project frontages.
34. That the developer shall be responsible for the cost of any off-site improvements necessary to accommodate the movements of delivery trucks.
35. That delivery trucks shall, to the greatest extent possible, utilize Hermosa Street and Mirage Avenue as transit routes to and from the project site.
36. That the developer shall be responsible for cost and related labor involving installation of necessary signage in conjunction with this project.
37. That the developer shall submit 3 sets of engineered plans and 2 sets of calculations.

38. That the developer shall meet state requirements for accessibility for persons with disabilities. This shall include, but not be limited to path of travel, parking, and common areas.

Public Safety Conditions:

39. That building egress requirements shall comply with the latest California Building Code requirements.
40. That fire hydrant locations and flow requirements shall comply with the latest California Fire Code Appendix B and C.
41. That the developer shall submit a complete set of plans to include any underground work for fire department water. Underground fire main work will require a separate permit.
42. That the developer shall provide the Fire Department all weather access in accordance with the latest California Fire Code requirements.
43. That an adequate amount of fire extinguishers and their locations shall be provided, subject to the approval of the Director of Public Safety.
44. That all fire requirements shall be in place prior to the issuance of a certificate of occupancy by the City Building Inspector.

PASSED, APPROVED AND ADOPTED by the City Council of the City of Lindsay this 22nd day of November, 2016.

ATTEST:

CITY COUNCIL OF THE CITY OF LINDSAY

Carmela Wilson, City Clerk

Pamela Kimball, Mayor

PRELIMINARY SITE PLAN

**LINDSAY, CA.
E.HERMOSA ST & N. ELMWOOD AVE.**

DATE: 11/17/2016

LEGEND:

-  HEAVY DUTY PCC
-  HEAVY DUTY AC
-  LIGHT DUTY AC
-  LANDSCAPE

BUILDING INFO
PROTOTYPE: METRO LD
BLDG/SALES SF: 7,489/5,686

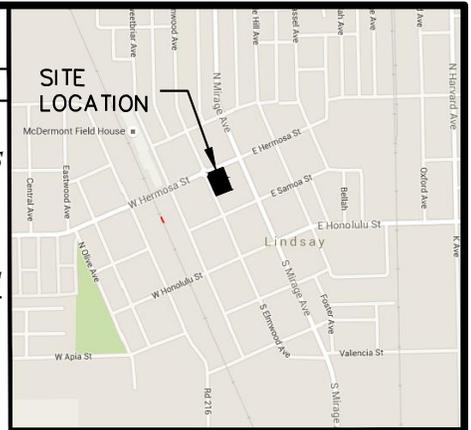
LAND INFO
ACREAGE: ±0.69 (30,000 SF)
ZONING: C-C CENTRAL
COMMERCIAL PERMITTED USE

BUILDING SETBACKS:
FRONT: 0'
SIDE: 0'
REAR: 0'

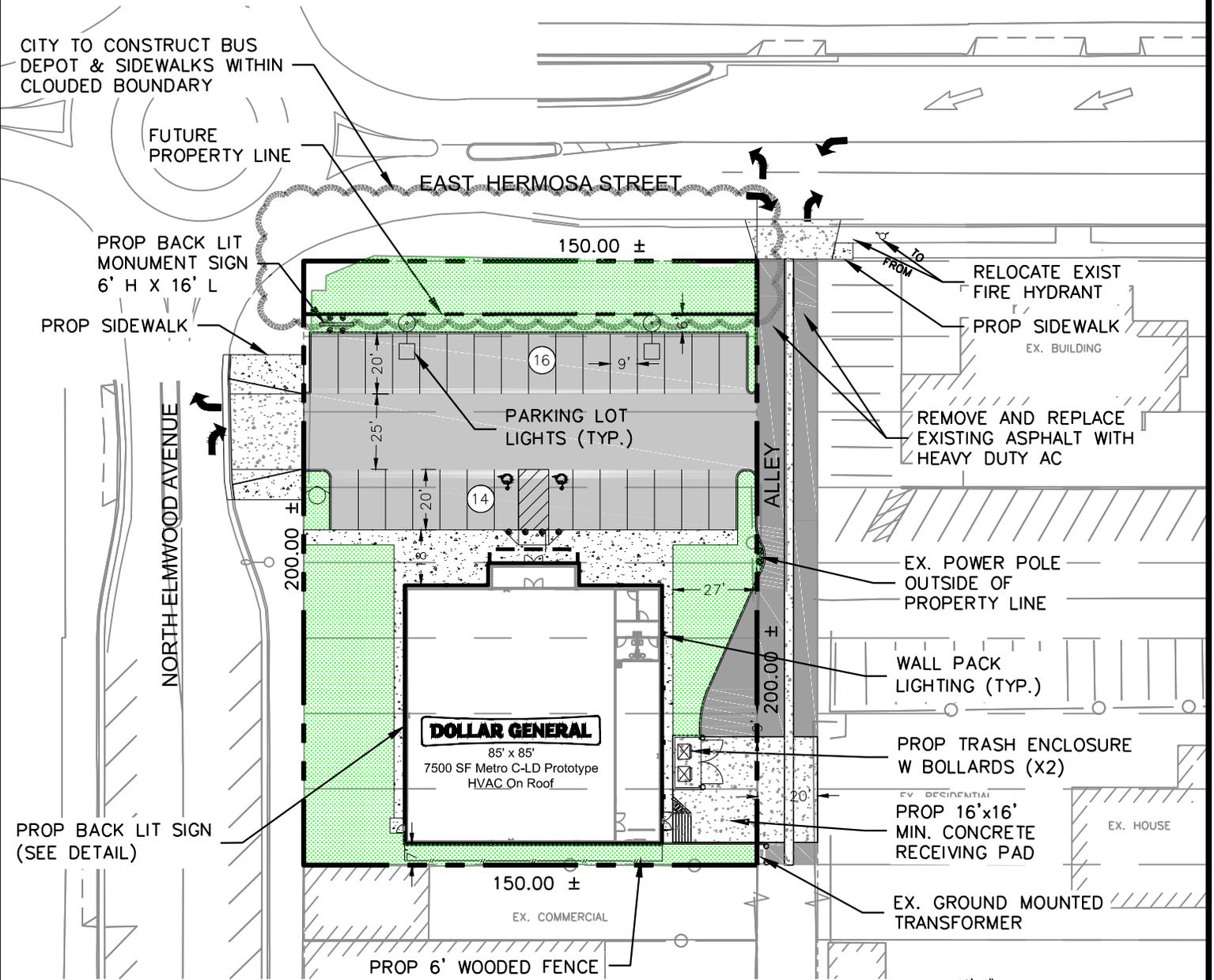
REQUIRED PARKING:
1 SPACE PER 800 SF OF GROSS
FLOOR AREA: 9,100 SF/800=11
SPACES
PROPOSED = 30

MINIMUM DIMENSIONS
STANDARD STALLS = 20' x 9'
COMPACT STALLS = 17' x 8'
(UP TO 40% CAN BE
COMPACTS)

JURISDICTION:
CITY OF LINDSAY, CA



VICINITY MAP



MAIN BUILDING SIGN



MONUMENT SIGN



SCALE: 1"=50'

**CITY OF LINDSAY
STAFF RESEARCH AND BACKGROUND REPORT
SITE PLAN REVIEW No. 16-28
(Dollar General)**

GENERAL INFORMATION

1. Applicant: Serna 2006 Family Trust
897 E. Tulare Rd.
Lindsay, CA 93247
2. Requested Action: Site Plan Review to allow a 7,500 sq. ft. Dollar General retail store and signs on four parcels totaling 30,355 sq. ft. in the CC (Central Commercial) Zoning District.
3. Location: The southeast corner of Hermosa Street and Elmwood Avenue, (APNs: 205-264-014, 205-264-015, 205-264-018 and 205-264-022).

PROJECT DESCRIPTION

Site Plan Review No. 16-28 (Dollar General) is a request by the Serna 2006 Family Trust (Serna) for site plan review approval to develop a 7,500 SF retail building and an adjacent parking lot in the CC (central commercial) zoning district. The project would include development of four properties that are currently vacant. The project site is located on the southeast corner of E. Hermosa St. and N. Elmwood Ave. (APNs: 205-264-014, 205-264-015, 205-264-018 and 205-264-022). The area north of the parking lot, which is approximately 24 feet by 150 feet, would be dedicated to the City for public use. Potential uses of this space include a transit stop or pocket park. This specified area identified on the attached Site Plan is rendered for representational purposes only and is subject to a separate review process.

COMPATIBILITY WITH EXISTING ZONING, PLANS AND POLICIES

Zoning and Land Use:

The proposed project is consistent with the policies, objectives, and standards of the Lindsay General Plan and Zoning Ordinance. Specifically, the site has a General Plan land use designation of Central Commercial and is Zoned CC (Central Commercial). The proposed retail store and parking lot are permitted uses in this zone, per Zoning Code Section 18.10.030.B. The project complies with all applicable development standards. New commercial developments are subject to the site plan review and approval process by the City Council.

Structures Crossing Property Lines:

Lindsay building standards do not permit structures to cross or “straddle” property lines. With project approval a lot merger would be required prior to the issuance of building permits.

General Plan Consistency:

Land Use Element – The land use designation for the project site is Central Commercial, specifically this site is within the Central Business District (CBD). The CBD is intended for retail commercial, business and financial services, dining and entertainment, and government uses.

The following General Plan Policies are relevant to the project:

Land Use

LU-3 Outdoor Storage Areas: All outdoor storage area shall be visually screened with ornamental fencing or walls, and landscaping.

Staff Comment: The project is consistent with this policy because a condition of approval will require the trash enclosure to be compatible with the design elements of the main building. As proposed, the trash enclosure will be located adjacent to the alley, away from general public view.

LU-4 Street Trees and Frontage Landscaping: Street trees and frontage landscaping, with automatic irrigation, are to be provided for all commercial sites outside of the CBD, and may be required by the City within the CBD.

Staff Comment: The project is consistent with this policy because a condition of approval will require frontage landscaping that meets all requirements of the California Model Landscape Ordinance. Multiple street trees exist along the frontage of this project and they will continue to be maintained as required by the property owner(s).

Seismic Safety

For clarification, the following excerpt from Seismic Safety Goals and Policies is provided:

“Since new construction can be designed to withstand probable seismic shaking without collapse, the greatest existing danger for the Lindsay planning area is the continued use of older structures, and especially those of unreinforced brick or other masonry construction. Goals for achieving and maintaining safety from seismic events include preventing serious injury, loss of life, serious damage to critical facilities involving large assemblies of peoples, and loss of continuity in providing essential public services.”

In summary, the goals and polices of this section are primarily intended for safety of existing, older construction that is at higher risk if seismic shaking should occur.

SS-2 Building Construction: All new building construction shall conform to the latest seismic requirements of the Uniform Building Code as a minimum standard.

Staff Comment: The project is consistent with this policy because a condition of approval will require all new construction to conform to the latest Uniform Building Code.

SS-3 Building Height: The present building height limit of 50 feet shall be maintained, with a maximum of four stories.

Staff Comment: The project is consistent with this policy because the proposed project has modern construction methods that are designed to withstand seismic shaking without collapse. This policy is intended for existing structures that are of unreinforced brick or other masonry construction.

SS-4 Soil Compaction: Soil compaction tests, and geo-technical analysis of soil conditions and behavior under seismic conditions shall be required of all subdivisions and of all commercial, industrial and institutional structures over 6,000 square feet in area (or in the case of institutional structures, which hold over 100 people).

Staff Comment: The project is consistent with this policy because minimum development requirements, including soil compaction tests, are satisfied in the building permit process that occurs only if the Site Plan Review is approved by Council.

Noise

N-3 New Development: New development of industrial, commercial or other noise generating land uses will not be permitted if resulting noise levels will exceed 60 dB CNEL in areas containing residential or other noise-sensitive land uses. Additionally, new noise generating land uses which are not preempted from local noise regulation will not be permitted if resulting noise levels will exceed the performance standards contained in Table 9 in areas containing residential or other noise sensitive land uses.

Staff Comment: This project is consistent with this policy because all noise generating portions of this project will not exceed 60 dB CNEL in areas accessible to the general public. During the construction process, it is normal to exceed 60 dB CNEL on a temporary basis. Both the construction process and the normal operation of the proposed use will be governed by the Lindsay Noise Ordinance.

SITE BACKGROUND

The project site includes four parcels. APNs: 205-264-014 (258 N. Elmwood Avenue) and 205-264-015 (268 N. Elmwood Avenue) have been vacant during recent memory. APN: 205-264-018 (120 E. Hermosa Street) was a non-conforming auto repair facility that has recently been deconstructed and relocated to a private residence in Round Valley. APN: 205-264-022 (286 N. Elmwood Avenue) contained a non-conforming, derelict structure that was vacant for over fifteen years before being recently demolished. The site is generally flat and has no notable natural features. The vacant areas are routinely disked or sprayed for weed control.

PROJECT EVALUATION

Zoning Ordinance Section 18.18.050 lists several findings that are needed for approving Site Plan Review applications. In sum, this includes findings that the project complies with all applicable codes and would not adversely impact public health, safety, or welfare. Staff finds that the proposed site plan is consistent with the requirements of the Zoning Ordinance. Staff recommends that the project be developed in compliance with specific conditions of approval and development requirements discussed in the following sections.

Circulation: The proposed retail store would take access by two approaches: A twenty-five-foot-wide drive approach located south of the round-about would provide access to the west end of the parking lot from Elmwood Avenue and the north/south running alley between Mirage and Elmwood Avenues would provide customer and service truck access. Internal sidewalks would provide pedestrian access between the parking lot, store, and public sidewalks to the north and east. Surface streets, primarily Hermosa Street,, Elmwood Avenue, Mirage Avenue and alleys would provide access for delivery trucks. A truck movement diagram is attached indicating clear movement ability for delivery trucks without affecting public on-street parking.

Public Services: The site is within a convenient response time of public safety services. Existing water supply and conveyance facilities provide adequate fire suppression capabilities. Sanitary sewer and municipal water services are available to the subject site. The project would require the installation and extension of utilities to serve the site, as follows:

- **Sewer:** A six inch city sewer line is available to serve the project site in the adjacent alley. The project would include extensions of sewer laterals as needed to serve the proposed project.
- **Water:** An eight inch city water line is available to serve the project site in the adjacent alley and a twelve-inch water line is available along the Hermosa Street frontage. The project would include extensions of water services as needed to serve the proposed project.
- **Storm Drainage:** A forty-eight inch city storm water drainage line is available along the Hermosa Street frontage. A storm drain inlet is available at the southeast corner of the Hermosa/Elmwood intersection to serve the project site. As a condition of approval, staff recommends that the developer submits a detailed storm water drainage plan to accommodate projected storm water impacts of the proposed development.
- **Trash and Recycling:** City trash and recycling services are available to the project site. The project would include a trash and recycling enclosure that adequately meets city regulations to service the site.

Street, Alley, and Parking Lot Improvements: Staff recommends that adjacent to the project site, city standard curb, gutter, and sidewalk be installed and/or repaired as needed to facilitate drainage, vehicular access, and pedestrian access. This would include a new

parking lot drive approach along Elmwood Avenue, adjacent to the traffic divider and removal of the existing drive approaches near the Elmwood/Hermosa intersection. Those approaches would be replaced with city-standard curb, gutter, and sidewalks. Additionally, staff recommends the provision of approximately 200 feet of alley improvements south of the Hermosa Street alley approach to accommodate service truck and customer access. Alley improvements would provide for the proper drainage of storm water.

The parking lot would be constructed to city standards, providing for handicapped parking and the drainage of storm water. This project requires ten (10) parking spaces per development standards (18.13.020.D.2.a). A total of thirty (30) parking spaces, two of which will be Americans with Disabilities (ADA) compliant are proposed.

Flood Potential: The site is not located in a flood hazard zone.

Landscaping: Landscaping would be provided along the Hermosa Street frontage, including trees and shrubs to serve as a visual buffer between the round-about and the parking lot. Landscaping would also be provided along Elmwood Avenue and the main structure. All landscaping would be harmonious with existing city-installed landscaping themes. The project would comply with the California Model Landscape Ordinance. A detailed landscape and irrigation plan, providing for automatic irrigation, would be submitted to the City Planner for approval during the building permit process.

Mechanical Equipment and Utilities: Mechanical equipment and utility meters/valves/panels/devices would be screened to the greatest extent possible, or located in a manner to be harmonious with the landscaping and architecture, subject to the approval of the city planner.

Signage: A monument sign would be provided near the Hermosa Street/Elmwood Avenue intersection and building mounted signs would be provided as well. All signage would be reviewed for conformance with the city's sign ordinance under a separate permit.

Lighting: All lighting would be hooded, down shielded, and will be appropriate for the location.

Fencing: A 6-foot tall wooden fence along the south property line is proposed to provide separation between properties and screen the rear yard from public right of way view.

Development Standards in the CC Zone: Height = 75 feet; Front, Side, and Rear Yards = 0 feet; Lot Area = No Limitation; Parking and Loading = a minimum of 10 off street parking spaces shall be provided (30 proposed); Outdoor Advertising Display Sign = Subject to separate sign permit review process; Fences, Walls and Screening = May be required when site adjoins "RCO", "UR", "R", "RM", or "PO" Zoning District.

ENVIRONMENTAL REVIEW

Categorical exemption from the California Environmental Quality Act (CEQA) and the State CEQA Guidelines for the implementation of the California Environmental Quality Act of 1970, as amended, pursuant to Section 15332, Class 32, pertaining to Infill Development. The use of Section 15332, Class 32 is applicable and appropriate as the project is compatible with this exemption because the project:

- Is consistent with the applicable general plan designation and all applicable general plan policies as well as with applicable zoning designation and regulations.
- As proposed occurs within the city limits on a project site of no more than five acres substantially surrounded by urban uses.
- Site has no value as habitat for endangered, rare or threatened species.
- Approval would not result in any significant effects relating to traffic, noise, air quality, or water quality. (Analysis provided)
- The site can be adequately served by all required utilities and public services.

Traffic:

Hermosa Street and Elmwood Avenue are both defined as arterial roads. Per the Lindsay General Plan, Arterial roads are intended to be:

“...the principal network for traffic flow within the community. They connect areas of major traffic generation within the urban area, and with the State highways and important County roads. Arterial streets function primarily as carriers of cross town traffic. They also provide for the collection and distribution of traffic to and from collector streets which serve residential, commercial and industrial areas. Arterial streets also provide indirect as well as direct access to abutting properties. Indirect access may be preferred in newly developing areas, by backing parcels onto the Arterial Street.”

In summary, the two roads of which the proposed project fronts on to are designed to:

- Carry the largest volume of traffic in Lindsay
- Connect the Central Business District and other key areas of Lindsay to State Highway 65
- Collect and distribute traffic

In addition, the Zoning and General Plan designations of the subject parcels are the same today as they were when the General Plan and Zoning Ordinance were developed in conjunction with the City's Environmental Impact Report. The population growth trends used to design these documents have not altered in such a way that would merit additional traffic studies. The proposed project meets all site development requirements which were used to determine the maximum capacity of which these arterial streets could safely carry.

Staff recognizes no unusual circumstances as the project satisfies all development requirements and both arterial streets are fully developed to meet City standards. Staff also recognizes roundabouts as a common tool utilized throughout the County, State, and Nation to lower vehicle emissions and keep traffic flowing safely. A letter from KD Anderson & Associates, Inc. (Transportation Engineers) is provided for further evidence that the proposed project will have a minimal traffic impacts. Specifically, the roundabout will maintain Level of Service “A” during peak traffic hours through the year 2030.

Noise:

The project as proposed does not have any excessive noise generating features. All noise generating features will be roof mounted and screened from the public. The proposed use is subject to Lindsay’s noise ordinance.

Air Quality:

The project as proposed does not have any features that will significantly contribute to impacts on air quality. The project site is within walking distance from bus access and will have bike racks available to promote alternative modes of transportation.

Water Quality:

The project as proposed does not have any features that will significantly contribute to impacts on water quality. The proposed use is subject to Lindsay’s water conservation ordinance.

Cumulative Impacts:

The proposed project is located at a site that has been identified by the City wide Environmental Impact Report (EIR). This document addresses any potential adverse impacts under the assumption of complete site development as outlined in the City Zoning Ordinance. As proposed, this project meets or exceeds all site development standards thus approval of this project will not contribute to any cumulative impacts.

SUBSEQUENT ACTIONS

1. Appeals:

All City Council actions on Site Plan Reviews are final and not subject to an appeals process.

2. Air Impact Assessment:

The San Joaquin Air Pollution Control District has adopted the Indirect Source Review (District Rule 9510). This project may require filing of an application for an Air Impact Assessment. Application forms and a copy of the rule that includes specific applicability criteria are available on the District Website under “Land Use/Development” and then under “Indirect Source Review”, or at any District Office. Assistance with applications and advice as to the applicability of the rule can be obtained from the District’s ISR Group at 559-230-6000.

3. Water Impact Assessment:

If activities or discharges from this property or business affect California's surface, coastal, or ground waters, the developer will need to apply for a permit from the Regional Water Quality Control Board (RWQCB). If this project will result in discharging pollutants (or proposing to) into surface water, the developer must file a complete National Pollutant Discharge Elimination System (NPDES) with the RWQCB. Other types of discharges, such as those affecting groundwater or from diffused sources (e.g., erosion from soil disturbance or waste discharges to land) are handled by filing a Report of Waste Discharge with the RWQCB. For specified situations, some permits may be waived and some discharge activities can be handled through enrollment in an existing general permit. For assistance in determining whether or not this project requires a discharge permit call the Fresno Branch Office at 559-445-5116 or visit www.waterboards.ca.gov/centralvalley.

November 17, 2016

Jason Renna, P.E., Design Manager
Embree Asset Group, Inc.
4747 Williams Drive
Georgetown, TX 78633

**RE: TRAFFIC ASSESSMENT FOR DOLLAR GENERAL STORE IN LINDSAY,
CALIFORNIA**

Dear Mr. Renna:

Thank you for contacting our firm regarding the **Dollar General Store** proposed in the Tulare County City of Lindsay. As we are aware, Dollar General intends to construct a new 7.5 ksf facility on the southeast corner of the intersection of Hermosa Street & Elmwood Avenue. You have asked for our opinion as to the potential traffic impact associated with the project.

Trip Generation. A Trip Generation forecast for this store has been made based on consideration of trip generation rates provided by the Institute of Transportation Engineers (ITE) in their publication *Trip Generation Manual 9th Edition*. The project is expected to generate approximately 480 daily trips on a weekday basis (i.e., ½ inbound and ½ outbound). Of that total 29 trips are expected during the a.m. peak hour and 51 trips will occur during the evening commute hour. Of the project's traffic 34% is expected to be drawn from the stream of traffic already using local streets. The site will be visited by 1 - 2 large trucks (STAA) each week, although single unit trucks will likely make deliveries each day.

Background Traffic Conditions. In 2006 the City commissioned a traffic study addressing the design of the roundabout intersection that is now in place at the Hermosa Street / Elmwood Avenue intersection¹. That report indicated that the roundabout would provide a good Level of Service during peak traffic hours through the Year 2030 (i.e., LOS A).

Conclusions. The Dollar General Store will add a minimal amount of traffic to the local street system in downtown Lindsay. The roundabout intersection adjoining the project has the capacity to accommodate project traffic and maintain a Level of Service satisfying the City's minimum LOS standard into the foreseeable future. Thus, the project's traffic impact is not significant.

Thank you again for contacting our firm. Please feel free to call if you have any questions.

Sincerely yours,

KDAnderson & Associates, Inc.



Kenneth D. Anderson, P.E.
President

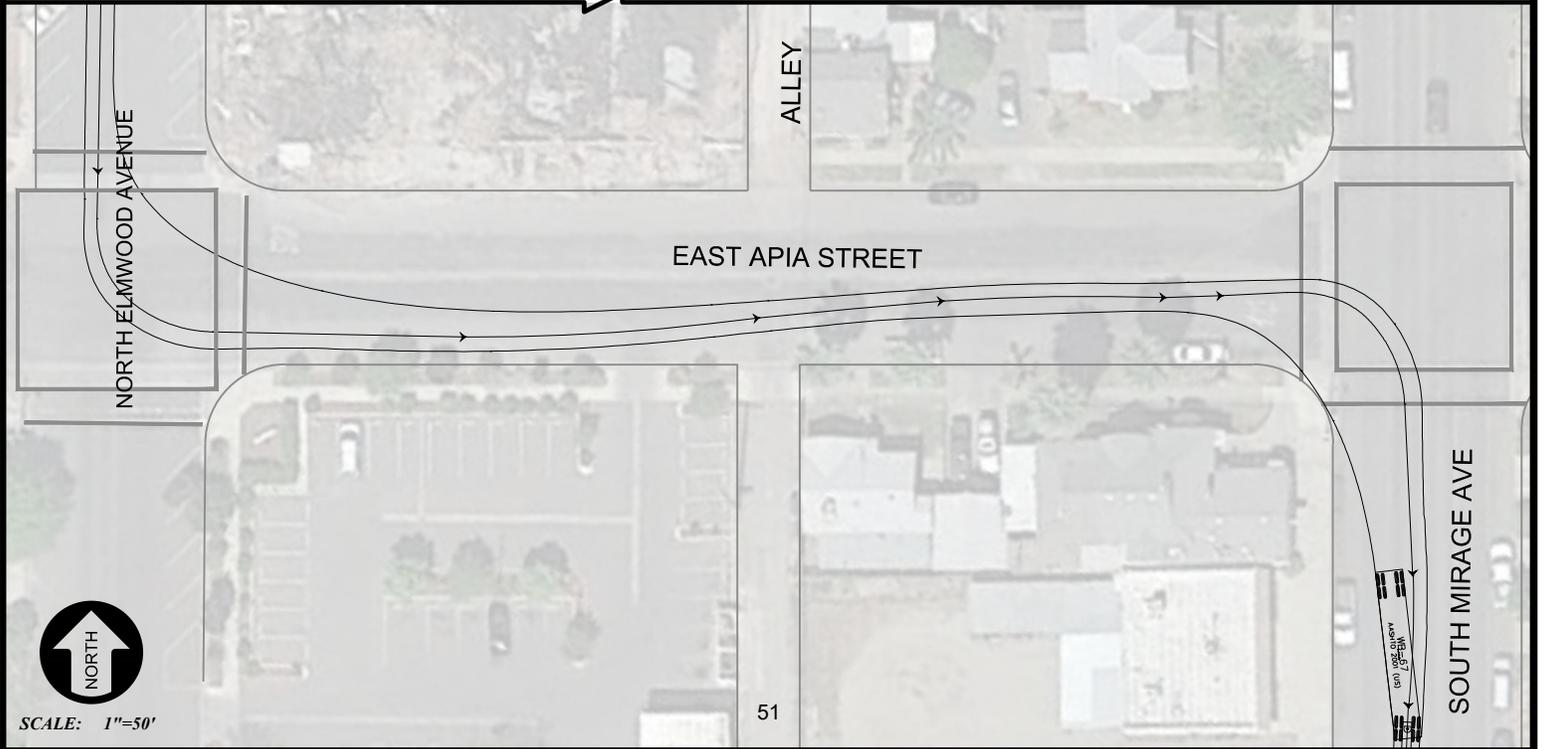
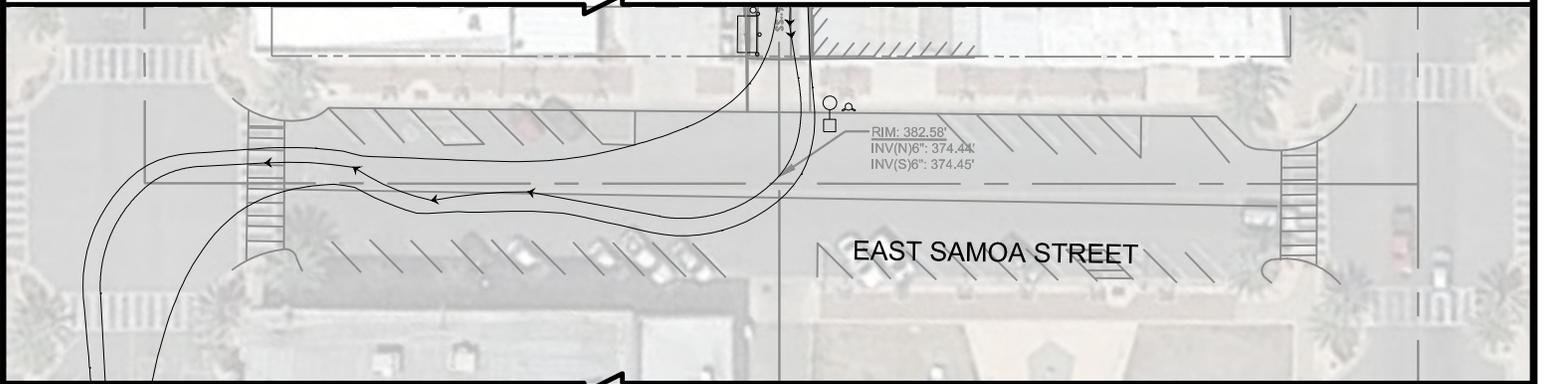
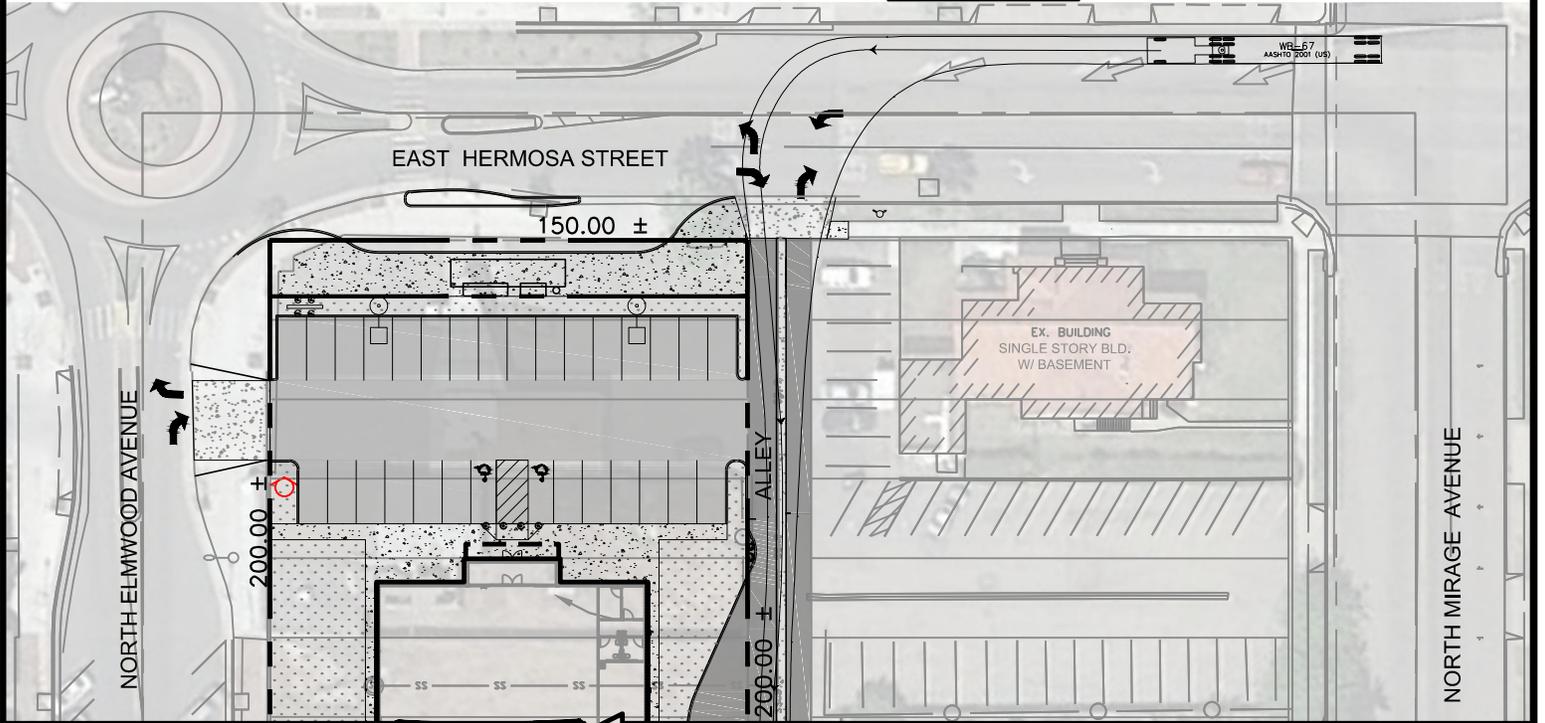
Dollar General in Lindsay.ltr

¹ Draft Roundabout Feasibility Study for the Intersections of Elmwood Avenue / Hermosa Street and Mirage Avenue / Honolulu Street in the City of Lindsay, Omni-Means, June 2006

TRUCK ROUTE

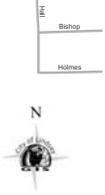
**LINDSAY, CA.
E.HERMOSA ST & N. ELMWOOD AVE.**

DATE: 11/4/2016



SCALE: 1"=50'

CITY OF LINDSAY ZONING MAP



Project Site

Legend

- City Limits
- Railroad
- State Highway
- Streets
- Parcels

Zoning

- (CC) Central Commercial
- (CH) Highway Commercial
- (CN) Neighborhood Commercial
- (CS) Service Commercial
- (IH) Heavy Industrial
- (IL) Light Industrial
- (MXU) Mixed-Use
- (PO) Professional Offices
- (R-1-7) Single Family Residential
- (RCO) Resource, Conserv. & Open Space
- (RM-1.5) Office/High Density
- (RM-3) Multi-Family Residential
- (RM-MH8) Multi-Family Residential
- Unknown

Base Data Provided by Tulare County
 Created by Brian Spanghurst
 City of Lindsay
 Planning and Economic Development Department
 Created June 23, 2014
 The Features Produced by These Data Are
 Only for Representations and Are not Intended
 For Legal or Survey Purposes.

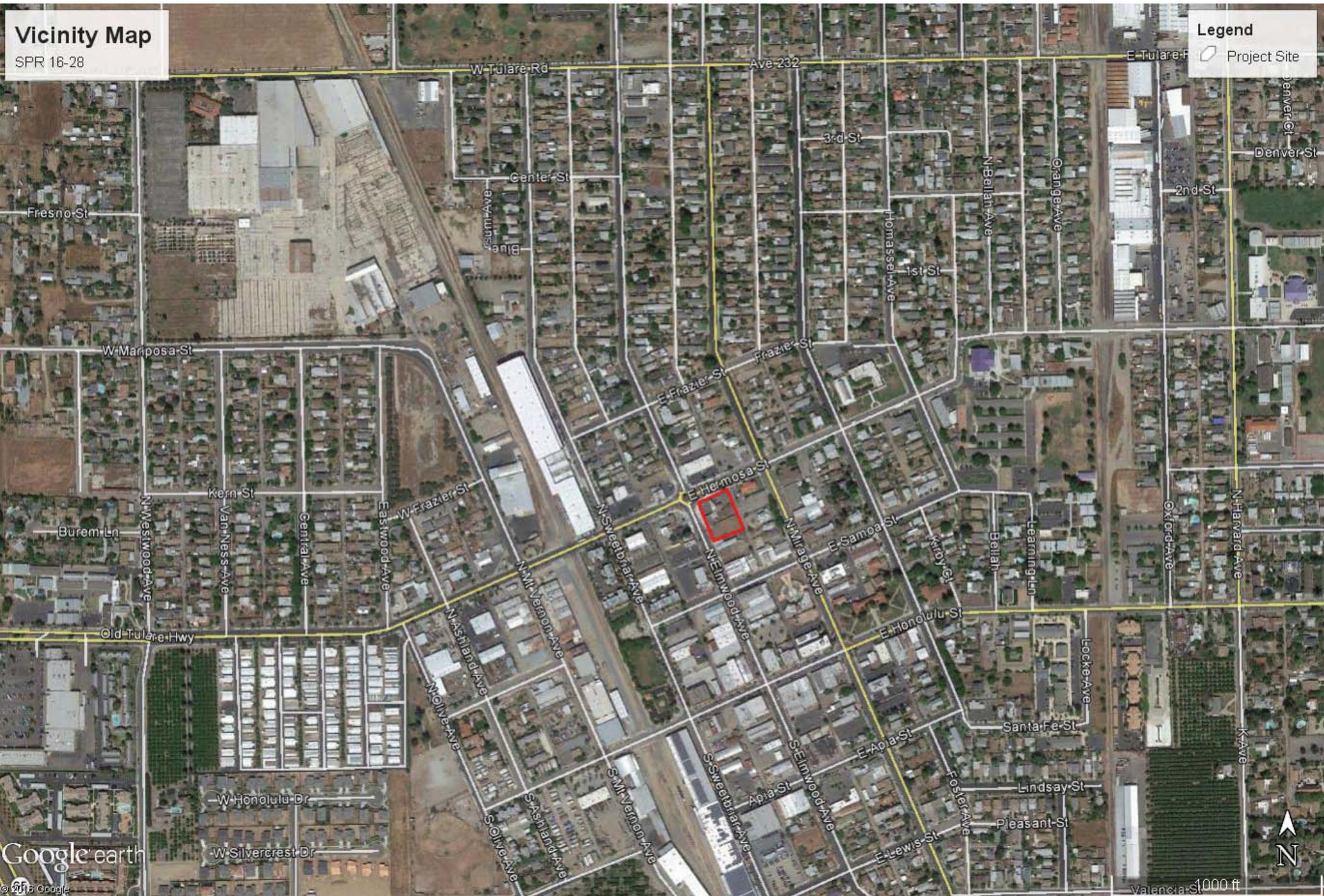


Vicinity Map

SPR 16-28

Legend

-  Project Site



Google earth
© 2018 Google

Project Area Map

SPR 16-28

Legend

 Project Site



Google earth
© 2015 Google

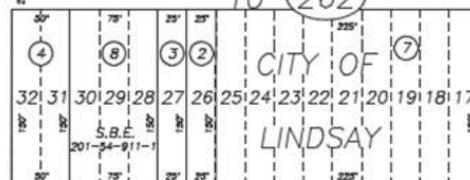
200 ft

DISCLAIMER
 THIS MAP WAS PREPARED FOR LOCAL PROPERTY ASSESSMENT PURPOSES ONLY AND THE PARCELS SHOWN HEREON MAY NOT COMPLY WITH STATE AND LOCAL SUBDIVISION ORDINANCES, AND NO LIABILITY IS ASSUMED FOR THE USE OF THE INFORMATION SHOWN HEREON.

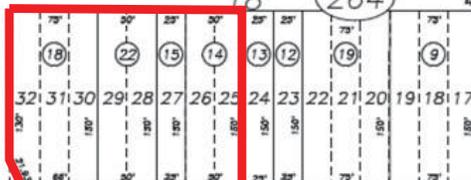
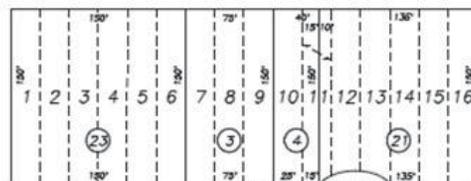
POR. SEC 7, T.20S., R.27E, M.D.B.&M

Tax Area Codes 205-26
 003-018

GAIL HILL AVE.



MIRAGE AVE.



ELMWOOD AVE.

CITY OF LINDSAY

ASSESSOR'S MAPS BK. 205 , PG. 26
 COUNTY OF TULARE, CALIFORNIA, U.S.A.

POR. OFFICIAL MAP-CITY OF LINDSAY, R.M. 17-57

NOTE: Assessor's Parcel Numbers Shown in Circles
 Assessor's Block Numbers Shown in Ellipses

2009-0046910	08/28/2013	RLW
REVISION	DATE	TECH



1" = 100'
 BASIS OF BEARINGS:
 P.M. 46-32

To: Office of Planning and Research
PO Box 3044, 1400 Tenth Street, Room 212
Sacramento, CA 95812-3044

From: (Public Agency) _____

County Clerk
County of _____

(Address)

Project Title: _____

Project Location - Specific:

Project Location – City: _____ Project Location – County: _____

Description of Project:

Name of Public Agency Approving Project: _____

Name of Person or Agency Carrying Out Project: _____

Exempt Status: (check one)

- Ministerial (Sec. 21080(b)(1); 15268);
- Declared Emergency (Sec. 21080(b)(3); 15269(a));
- Emergency Project (Sec. 21080(b)(4); 15269(b)(c));
- Categorical Exemption. State type and section number: _____
- Statutory Exemptions. State code number: _____

Reasons why project is exempt:

Lead Agency

Contact Person: _____ Area Code/Telephone/Extension: _____

If filed by applicant:

1. Attach certified document of exemption finding.
2. Has a Notice of Exemption been filed by the public agency approving the project? Yes No

Signature: _____ Date: _____ Title: _____

- Signed by Lead Agency
 - Signed by Applicant
- Date received for filing at OPR: _____

January 2004

**Law Offices of
Richard L. Harriman
1078 Via Verona Drive
Chico, California 95973-1031
Telephone: (530) 343-1386
Email: harrimanlaw1@sbcglobal.net**

November 8, 2016

VIA EMAIL TRANSMISSION/HAND DELIVERY

**[cityclerk@lindsay.ca.us; bspaunhurst@lindsay.ca.us; wzigler@lindsay.ca.us;
zamora@griswoldlasalle.com]**

City Council
City of Lindsay
251 E. Hermosa Street
Lindsay, CA 93247

Re: Lindsay Advocates for Responsive Government (LARGo); Trudy Wischemann. And San Joaquin Valley Environmental Defense Center/City of Lindsay re Serna Family Trust (Arthur J. Serna)
Site Plan Review (SPR) No. 16-28; Categorical Exemption and Resolution No. 16-39 re Dollar General Project
Project Location: E. Hermosa Street and N. Elmwood Avenue
[APNs 205-264-014, 205-264-015, 205-264-018, and 205-264-022];
258 N. Elmwood Avenue ; 268 N. Elmwood Avenue; 286 N. Elmwood Avenue; and 120 E. Hermosa Street
Issues and Objections to Be Discussed re Proposed Categorical Exemption and Site Plan Review Findings in Resolution 16-39 [Agenda Item 9, pp. 74-94]
Hearing Date: November 8, 2016

Honorable Mayor Kimball and Councilmembers:

Please be informed that this office represents the legal interests of Lindsay Advocates for Responsive Government (LARGo), a California unincorporated association, consisting of local residents, and having its principal place of business located in Lindsay, California; Trudy Wischemann, a resident of the City of Lindsay, San Joaquin Valley Environmental Defense Center, a California corporation, in formation, and the public interest of the residents of the City of Lindsay.

The purpose of this letter is to report to your Council that Ms. Wischemann and I have been discussing the above-referenced matter with Mr. Zigler since the last Council hearing on this matter, and he previously provided my client and me with information and proposed Site Plan modifications. However, we did not inform us or provide a copy of the KD Anderson letter to Mr. Renna, dated October 12, 2016, nor a copy of the Draft Feasibility Roundabout Study,

dated June, 2006, and we did not learn of these documents until last Friday, November 4, 2016, at 4:54 p.m., when Mr. Zigler emailed notice of this evening’s hearing.

After reviewing the Staff Report and other supporting documents, I contacted City Assistant Planner, Brian Spaunhurst, yesterday, and he was kind enough to answer a number of questions and provided other information, as summarized in my email of early this morning to him. After sending my email, I called him, as agreed, to inform him of its delivery to him, the City Manager, and the City Attorney. During my telephone call with Mr. Spaunhurst this morning, we discussed a number of issues that my clients and I intend to raise at this evening’s hearing, and I inform him that I would be summarizing them in this letter to City Staff and the Council, as follows.

Lack of Adequate Notice and Provision of Documents

1. At the outset, the general public, were not given reasonable notice in Agenda Item No. 9 that the Agenda item involved the Serna Family Trust/Dollar General Project.
2. Also, my clients and I, and the general public, did not have access to or receive copies of the Draft Roundabout Study or copies of the Indemnification Agreements referred to in draft Resolution No. 16-39, Provisions 17 & 18. [Page 72 of your Agenda Packet]

Potentially Significant Adverse Impacts to Traffic Safety

The CEQA Guidelines for the Categorical Exemption prepared for the proposed Project [Guidelines, section 15032, subd. (d) requires that:

“(d) Approval of the project would not result in any significant effects relating to traffic.”

Further, Guidelines section 15300.2 (Exceptions), subd (c) provides:

“(c) Significant Effect. A categorical exemption **shall not be used** for an activity where there is a reasonable possibility that the activity will have a significant effect on the environment **due to unusual circumstances.**” (emphasis added)

Public Resources Code (PRC) sections 21168 and 21168.5 define “abuse of discretion

by and administrative agency (your Council) as failing to have substantial credible evidence in the record to support its findings and/or failure to proceed in a manner required by law, in a matter involving findings, decisions, and actions under the California Environmental Quality Act (CEQA).

Substantial Evidence

California Code of Regulations (CCR) section 15384 states:

“(a) “Substantial evidence” as used in these guidelines means enough relevant information and reasonable inferences from this information that a fair argument can be made to support a conclusion, even though other conclusions might also be reached. Whether a fair argument can be made that the project may have a significant effect on the environment is to be determined by examining the whole record before the lead agency. Argument, speculation, unsubstantiated opinion or narrative, *evidence which is clearly erroneous or inaccurate*, or evidence of social or economic impacts which do not contribute to or are not caused by physical impacts on the environment does not constitute substantial evidence.” (emphasis added)

(b) Substantial evidence shall include facts, reasonable assumptions predicated upon facts, and expert opinion supported by facts.

Note: Authority cited: Section 21083, Public Resources Code. Reference: Sections 21080, 21082.2, 21168 and 21168.5, Public Resources Code; No Oil, Inc. v. City of Los Angeles(1974) 13 Cal. 3d 68; Running Fence Corp. v. Superior Court (1975) 51 Cal. App. 3d 400; Friends of B Street v. City of Hayward (1980) 106 Cal. App. 3d 988. “

The foregoing text is provided to the Council, so you will be informed of the standard of review that is applied by the Court in this matter.

Traffic Safety Hazards

1. The KD Anderson “Traffic Assessment” dated October 12, 2016 assesses only traffic of the streets referred to in the consultant’s assessment. It does not disclose or refer to any quantified cumulative impacts or “unusual circumstances” that may be caused by the roundabout to the west of the north alley access and egress for the Dollar General (DG) project.

There is no disclosure, analysis, or consideration of the traffic generated by the strip shopping center on the north side of E. Hermosa Street, across the street from the proposed project. In fact, there is no reference on the proposed Site Plan or in the Traffic capacity assessment to the peak p.m. traffic exiting from the shopping center on the north side of E. Hermosa Street. It is a well-known fact that the small businesses which occupy the shopping center across the street include personal service businesses, including barber shop, veterinarian office, and other personal services (beauty shop) that generate substantial peak p.m. traffic and turning maneuvers, especially on busy Thursday and Friday evenings, which will also be a busy time of day for the DG project customers.

The Traffic Assessment should be amended to include the environmental background and cumulative traffic data and impacts caused by the unusual circumstances occurring because of the unique roundabout to the west of the north and south alleys adjacent to the project site and their turning movements just before and after vehicles enter and exit the roundabout.

2. The Draft Roundabout Feasibility Study was prepared over ten years ago (June,

2006), and is outdated and should be updated before it is relied upon by your Council. At that time there was no public transportation bus stop that is currently identified on the Preliminary Site Plan.

Parking

The Staff Report cites the number of on-site parking spaces as being 30, given a 9.2 ksf Building. This building size has been reduced, and the number of parking spaces has remained the same. However, there appears to be no analysis of where DG employees will be parking, and the Staff Report is inconclusive whether DG employees will use the on-site parking spaces or not. [Resolution No. 16-39, pp. 78-79, Provision B, subsection g]

In addition, in Provision 35 [p. 82], there appears to be another caveat, regarding the need for an additional accommodation for truck turning maneuvers. However, there is no analysis of how many public parking spaces will be affected.

Finally, given the current traffic estimate of 62 peak p.m. vehicle trips to DG, it appears that the number of parking spaces may not be adequate to accommodate the approximately one vehicle per minute entering and leaving the store parking lot during the peak p.m. time period.

Therefore, we recommend that Staff and its consultants re-visit the parking analysis, in order to ensure the number of parking spaces required by the Municipal Code. Also, we recommend that the Council consider a Condition of Approval or Mitigation Measures that would provide that the Applicant/Developer enter into an agreement for a parking easement in the Citrus Exchange building parking lot to accommodate overflow parking needs during the peak p.m. time period, in order to avoid on street parking.

Landscaping Plan and Exterior Design

The Staff Report and Resolution provide for landscaping plans to be prepared **after** project approval for approval by Staff. My clients and I request that the landscaping plans for on-site and parking areas be provided at the time of consideration of the SPR, so that the public and my clients and I may have a reasonable opportunity to review them and have public input on them.

My clients and I recommend that the exterior of the building on the north and west sides include creeping vines that cover the exterior walls and protect them from graffiti; or that the Applicant be required to hire local artists to paint appropriate murals with local subject matter on them. [See email previously sent to Staff.]

Conclusion

My clients and I appreciate the work that Staff has done with the Applicant/Developer, and we are particularly appreciative of Staff's communications with us---particularly, Mr. Spaunhurst. We are encouraged by the movement and accommodations that the DG end user has made in the last several months. And, therefore, we are hopeful that your Council, Staff, and the

Applicant/Developer will consider the above-referenced comments and our email to Staff and will approve our recommendations, so that this matter and resolution can be amended and brought back to Council for final review and approval after our recommendations have been performed.

Respectfully submitted,

*/s/ Richard L. Harriman**

RICHARD L. HARRIMAN

*Original signature appears on copy to be hand delivered to City Clerk at hearing

cc: City Staff
Clients
Foothill Sun Gazette

Staff Response

Potentially Significant Adverse Impacts to Traffic Safety:

Staff has reviewed the project as proposed and utilizing the General Plan and Zoning Requirements of the City of Lindsay has determined the project does not pose any significant effects relating to traffic. Both Hermosa and Elmwood are arterial streets which are intended to be:

“...the principal network for traffic flow within the community. They connect areas of major traffic generation within the urban area, and with the State highways and important County roads. Arterial streets function primarily as carriers of cross town traffic. They also provide for the collection and distribution of traffic to and from collector streets which serve residential, commercial and industrial areas. Arterial streets also provide indirect as well as direct access to abutting properties. Indirect access may be preferred in newly developing areas, by backing parcels onto the Arterial Street.”

In summary, the two streets that the proposed project fronts onto are designed to carry the largest volume of traffic in Lindsay. The Zoning and General Plan designations of the subject parcels are the same today as they were when the General Plan and Zoning Ordinance were developed in conjunction with the City Environmental Impact Report. The population growth trends used to design these documents has not altered in such a way that would merit additional traffic studies. The proposed project meets all site development requirements which were used to determine the maximum capacity of which these arterial streets could safely carry.

Staff recognizes no unusual circumstances as the project meets or exceeds all development requirements. In addition, both arterial streets are fully developed and meet City standards.

The professional determination by City staff serves as adequate credible evidence to support Council’s findings. The proposed project satisfies the requirements to qualify for categorical exemption under “Infill Development”. The proposed project also merits only the requirements of a Site Plan Review as the proposed use is listed as a permitted use within the zoning designation of the site. In short the development requirements identified in the Zoning code serve as framework in that as long as the proposed development fits within that frame then it should not create any adverse impacts on the environment that were not addressed in the City’s Environmental Impact Report.

Substantial Evidence:

Staff is confident in the evidence provided to Council in that it is accurate and detailed. The building square footage inconsistency was borne out of the natural timeline of the project. At the time the traffic engineer reviewed the project a square footage was proposed of 9.2 ksf. After this point the project design was altered which led to a scaled down structure size of 7.5 ksf. This decrease in size does not merit the need for the project to be reevaluated by the traffic engineer as 1) The 9.2 ksf indicated traffic generated that is within the City’s standards and 2) as a result, the decrease to 7.5 ksf logically will create traffic generated at a lower rate than the original size.

Staff does not view the inconsistency as a hindrance to the evaluation of the proposed project but has requested an updated letter for record keeping purposes.

Traffic Safety Hazards:

The Traffic Assessment reviews the project’s traffic generation in comparison to existing conditions. These existing conditions include any cumulative impacts of the development to the north as it was in existence at the time of the roundabout feasibility study. Staff does not view roundabouts as “unusual circumstances” as they are common across the County, State, and Nation. The existing Assessment already includes the environmental background and cumulative traffic data and impacts as it referenced the Roundabout Feasibility Study that identified any cases of such impacts.

The public transportation bus stop is conceptual and not related to this project other than the fact that the developer is dedicating space for public use. This space may be used as a pocket park or a transit stop. At this point the potential use has not been determined and any project proposal for that area will be considered under separate review by Council and subject to CEQA requirements. For the purposes of this project the bus stop is purely conceptual and only meant to identify that the space is available to fit a transit stop area.

Parking:

Per parking requirements in Section 18.13.020.D.2.a, the required number of parking spaces are based off the floor area square footage for commercial uses within the Central Business District. Specifically, this requirement is one space for each eight hundred square feet of said floor area. As the section, does not specify for any additional parking spaces for employees it is assumed that employee parking spaces are factored into the requirements.

The applicant has notified staff that the truck movements will not impact any existing public on-street parking spaces. It is in the developer’s best interest to identify a safe route in which the delivery trucks could travel without significant risk of damaging existing structures or impacting existing parking spaces.

The Central Business District has been identified as an area that has greater potential for parking limitations. Because of this many public parking lots and on street parking spaces are made available. If the project is in compliance with the development standards of the zoning code, the City cannot force additional requirements that were not otherwise enforced on other development within the CBD. Street parking is intended to serve for public use to access businesses within the CBD.

Landscaping and Exterior Design:

Landscape plans are not subject to public input; however, they are subject to the standards of the California Model Landscape Ordinance. No landscape plans are approved that do not conform to these standards.

Graffiti abatement, along with other routine property maintenance, is the responsibility of the property owner. Creeping vines are proposed at the discretion of the applicant and subject to the California Model Landscape Ordinance. The addition of murals is not required within the Site Plan review process and landscaping/irrigation is reviewed by staff to ensure all requirements of the California Model Landscape Ordinance are satisfied.

RESOLUTION NO. 16-53

A RESOLUTION OF THE CITY OF LINDSAY APPOINTING MAYOR KIMBALL AND VICE MAYOR SALINAS TO SERVE ON THE SAN JOAQUIN VALLEY AIR POLLUTION CONTROL DISTRICT SPECIAL SELECTION COMMITTEE.

At a Regular meeting of the City Council of the City of Lindsay held on the 22nd day of November, 2016, at 6:00 p.m. of said day, in the Council Chambers at City Hall, 251 East Honolulu, Lindsay, California 93247, the following resolution was adopted:

WHEREAS, Health and Safety Code Section 40600.5 created a Special City Selection Committee for appointment to the San Joaquin Valley Air Pollution Control District (District) Governing Board; and

WHEREAS, the Special Selection Committee has adopted procedures for making their appointments, and there is currently a need to appoint a primary member and alternate to represent the City of Lindsay; and

WHEREAS, the Lindsay City Council has historically assigned the Mayor and Mayor Pro Tem to serve in those positions,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Lindsay appoints Mayor Pam Kimball to serve as Board Member and Mayor Pro Tem Danny Salinas to serve as Alternate Board member on the San Joaquin Valley Air Pollution Control District Special City Selection Committee.

PASSED AND ADOPTED by the City Council of the City of Lindsay this 22nd day of November, 2016.

ATTEST:

CITY COUNCIL OF THE CITY OF LINDSAY

Carmela Wilson, City Clerk

Pamela Kimball, Mayor