



LINDSAY CITY COUNCIL MEETING: REGULAR MEETING

251 E. Honolulu St., Lindsay, CA 93247

Tuesday, July 31, 2018 @ 6:00PM

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CALL TO ORDER:	6:00pm
ROLL CALL:	Council Members Velasquez, Watson, Cortes, Mayor Pro Tem Salinas & Mayor Kimball
PLEDGE:	Council Member Watson
INVOCATION:	Pastor Heimoana, Lindsay United Methodist Church
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 three minutes per person, with 30 minutes overall for the entire comment period, unless otherwise indicated by the Mayor. Participants speak at the stand after clearly stating their name for the Clerk.

1 EXECUTIVE SESSION	<ol style="list-style-type: none">1. Conference with Legal Counsel regarding- GC\$54956.9(b) (1-case) Anticipated Litigation/Significant Exposure to Litigation2. Conference with Labor Negotiators–GC\$54957.6 Agency designated representatives: Bill Zigler (City Manager) and Mario Zamora (City Attorney) Employee Organization: Local SEIU for Miscellaneous Employee Group
2 COUNCIL REPORTS Council Members	City Council Members report on recent, current or upcoming events, activities or matters.
3 STAFF REPORT Bill Zigler, City Manager	City Manager reports on recent, current or upcoming events, activities or matters.
4 CONSENT CALENDAR (Roll Call Vote) Mayor Kimball Agenda Packet Pages 1-12	<ol style="list-style-type: none">1. City Council Meeting Minutes for July 10, 20182. Warrant List for July 24, 20183. Salary Schedule Matrix as of July 1, 20184. Replace Advances to the General Fund from Fund 263 (Transportation) with Advances from Various Locally Controlled Funds – Resolution 18-38
5 RESOLUTION 18-37 Mario Zamora, City Attorney Agenda Packet Pages 13-14	Consideration of Resolution No. 18-37 Ordering the Continued Maintenance of Landscape and Lighting Maintenance Districts and Confirming the Engineer’s Report and Assessment for FY 2018-19 <i>[Continued from Meeting on July 10, 2018 when Public Hearing was closed.]</i>
6. PUBLIC HEARING Brian Spaunhurst, Asst. Planner Agenda Packet Pages 15-21	Ordinance No. 568 – 1 st Reading Amend Title 18 Zoning, Section 18.14.040.B.16 Political Campaign Signs & Section 18.14.040.B.12.b.i Sign Permit Requirement, in conformance with State law.

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 x 8020. 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.



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7 PUBLIC HEARING	Ordinance No.569 – 1 st Reading
Brian Spaunhurst, Asst. Planner Agenda Packet Pages 22-44	Amend Title 18 Zoning, Section 18.24.030 Definitions, in conformance with State law.
8 ACTION ITEM	PPN 18-24 Site Plan Minor Revision – Chito’s Asadero
Brian Spaunhurst, Asst. Planner Agenda Packet Pages 45-49	Request Minute Order Approval of a minor revision to a previously approved site plan.
9 ACTION ITEM	Acceptance of Grant Deeds
Mike Camarena, City Services Dir. Agenda Packet Pages 50-68	Hermosa Street/Westwood Avenue Roundabout Project Grant Deed Acceptance
10 ACTION ITEM	Award Contract: Engineers for Hermosa Street/Westwood Avenue Roundabout Project
Mike Camarena, City Services Dir. Agenda Packet Pages 69-73	
11 ACTION ITEM	Reject Bids: Hermosa Street/Westwood Avenue Roundabout Landscape Project
Mike Camarena, City Services Dir. Agenda Packet Pages 74-75	
12 ACTION ITEM	Soccer Park Fence (Sequoia Avenue) and Equipment Study Session Selection of Fencing
Mike Camarena, City Services Dir. Agenda Packet Pages 76-80	
13 INFORMATIONAL	Discussion on the Future of Economic Development Corporation (EDC)
Bill Zigler, City Manager	
14 INFORMATIONAL	Update on 4 th of July and Fireworks
Chief Hughes	

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15 FUTURE AGENDA ITEMS

Council members request items for future agendas.

Council Member

16 ADJOURN

Council adjourns meeting. The next Regular City Council meeting will be held at 251 E. Honolulu Street, Lindsay at 6:00PM on August 14, 2018.

Mayor Kimball

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CALL TO ORDER: 6:00pm

ROLL CALL: Present: Council Members Velasquez, Mayor Pro Tem Salinas & Mayor Kimball
Absent: Council Members Cortes and Watson

PLEDGE: Reed Harmon of Boy Scout in Troop 80

INVOCATION: None

PUBLIC COMMENT

SPEAKER	COMMENTS
Myles Barker	Reporter for the Porterville Recorder. Has taken a job in Fresno. This will be his last meeting in Lindsay.
Virginia Loyola	Expressed disappointment with dispatch going to Tulare County Sheriff's Office. Wonders if it will have an impact on land values.
Seguro	Made comment that there are some trees that need water and dead trees that need to be removed in various places.

1 COUNCIL REPORTS City Council Members report on recent, current or upcoming events, activities or matters.
Council Members

SPEAKER	COMMENTS
Velasquez	Went to the art shop. Heard positive things about the Friday Night Market

2 STAFF REPORT City Manager reports on recent, current or upcoming events, activities or matters.
Bill Zigler, City Manager

SPEAKER	COMMENTS
Zigler	There were two arrests and six citations during the 4 th of July celebration time. Lisa Davis is working with the Hospital Board to discuss the health advisory committee. Described the contains for appropriate disposal in the blue, green and brown cans. Some problems with scavenging. Will discuss issues with other communities to learn what others are doing to handle. The water system is running as it should. Well 15 contact time project starts this week. The soccer complex/clubhouse work is moving along well. Request next council meeting to be July 31 st to accommodate selection of roundabout contractor. Meeting with Climatec this Thursday to hear report on energy audit. Activities/operations are going well at the Wellness Center.

3 CONSENT CALENDAR

Mayor Kimball
Pages 1-41

1. City Council Meeting Minutes for June 26, 2018
2. Warrant List for July 2, 2018
3. Treasurers Report June 2018
4. Authorize City Manager to sign Dispatch Agreement with Tulare County Sheriff's Office
5. Resolution 18-36 affirming the City Manager's authority to sign the July 2, 2018 Memorandum of Understanding (MOU) for the City of Lindsay and the Lindsay City Employees Association (Miscellaneous Bargaining Unit)

Motion: Approve all items

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1 st	2 nd	Velasquez	Watson	Cortes	Salinas	Kimball	Result
Salinas	Velasquez	-	absent	absent	-	-	3-0 Approved

4 PUBLIC HEARING & RESOLUTION Consideration of Resolution No. 18-37 Ordering the Continued Maintenance of Landscape and Lighting Maintenance Districts and Confirming the Engineer's Report and Assessment for FY 2018-19
 Mike Camarena, City Services Dir.
 Pages 42-54

SPEAKER	COMMENTS
Camarena	Reviewed the eight areas and the dollar increase or decrease from last year to the FY 2018-2019 year.
Kimball	Opened at 6:15
Eddie Alcantar	Concerned the residents should have a vote dealing with the increase the fees.
Zamora	Explained that Prop 218 does not apply.
Eddie Alcantar	Discussed the last meeting. Shared concerns about distinguishing between special benefits and general benefits.
Zigler	Described how special and general benefits work. These subdivisions have special/specific benefit.
Eddie Alcantar	Would like it to be general benefit and wants a vote of the residents.
Gutierrez	Did not receive a voting ballot. Would like more information about what it is going to cover. Would like to talk to more of the neighbors on the street.
Velasquez	Understand the development and landscape district was in place before the residents purchased the homes. The developer should/would notify the residents as they purchased the homes.
Kimball	Asked if Mr. Gutierrez knew he was purchasing a home in a special district?
Gutierrez	Did not know and did not see it in the escrow process. Did not have time to look at the information before.
Salinas	Stated the special district designation would be in the escrow papers. Reviewed the history of the landscape district and the process the City underwent to reduce the cost of the project.
Camarena	The original developer did not do the landscaping. The City now provides for the landscape improvements and weed abatement through a special charge on the properties in the district's property taxes. The money the residents pay accumulates until there is sufficient to do the landscape improvement. Estimated costs for the improvement is approximately \$40,000. The City is collecting the special district charges in increments instead of all at once to make it easier on the residents. After improvements go in, then the cost will decrease to a maintenance cost only instead of maintenance cost and improvement costs.
Salinas	Explained the maintenance costs will be much lower once the project is done.
Zigler	Welcomed Gutierrez to visit with the City as much as necessary.
Eddie Alcantar	Expressed concerns over pricing going up in the future.
Velasquez	Explained the area can decide to pay for the entire project cost in one year or over multiple years.
Salinas	Discussed options, like in-kind labor, to reduce the costs.
Kimball	Closed Public Hearing 6:36PM

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Zamora	Shared that the Council could continue the discussion at next meeting without approving any.
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Motion: Table decision to next meeting

1 st	2 nd	Velasquez	Watson	Cortes	Salinas	Kimball	Result
Velasquez	Salinas	Yes	absent	absent	Yes	Yes	3-0 to table until 7/31.

5 MINUTE ORDER

Bret Harmon, City Clerk

Pages 55-60

Request to Designate a Voting & Alternate member for the 2018 League of California Cities Conference

SPEAKER	COMMENTS
Salinas	

Motion: Salinas – Voting Delegate and Velasquez – Alternate Delegate

1 st	2 nd	Velasquez	Watson	Cortes	Salinas	Kimball	Result
Velasquez	Salinas	-	absent	absent	-	-	3-0 approved

6 CONTRACT AWARD

Mike Camarena, City Services Dir.

Pages 61-66

Approval and award of City Engineer Contract Services

SPEAKER	COMMENTS
Camarena	Reviewed the scoring criteria and process. The decision was difficult to make because of how well each could do the work. Recommends contract to QK of Visalia. Two-year cycle with two potential two-year extension.
Velasquez	Asked about what Omni Means and QK are doing for the City now. Asked if QK would impact the roundabout.
Camarena	Explained projects done by Omni Means and QK and that QK would not impact the roundabout.

Motion: Approve QK

1 st	2 nd	Velasquez	Watson	Cortes	Salinas	Kimball	Result
Salinas	Velasquez	-	absent	absent	-	-	3-0 approved

7 ORDINANCE No. 567

Bill Zigler, City Manager

Pages 67-88

2nd READING

An ordinance of the City of Lindsay imposing a business tax on commercial cannabis businesses.

SPEAKER	COMMENTS
Zigler	Reviewed history of this item and Council's action at the last meeting. No changes since then.

Motion: Adopt Ordinance as written – with waiving of reading.

1 st	2 nd	Velasquez	Watson	Cortes	Salinas	Kimball	Result
Velasquez	Salinas	Yes	absent	absent	Yes	Yes	3-0 approved

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- 8 MINUTE ORDER** Temporary Use Permit 18-21: Lindsay Skimmers Use of City Park and Surrounding Areas
 Brian Spaunhurst, Asst. Planner
 Pages 89-92

SPEAKER	COMMENTS
Spaunhurst	Reviewed the map of the area around the Wellness Center, indicating how the logistics for the event will operate. The tent city is only for the day.
Kimball	Asked about the level of patrols requested by the Skimmers.
Spaunhurst	These will not be extensive patrols. It is to notify them that a major event is happening. Does not require additional security because there is no alcohol involved and is during the day.
Salinas	Contrasted the history when others would not come to the pool and now the Skimmers have had the finals and time trials four or five times now.

Motion: Approve the Temporary Use Permit 18-21

1 st	2 nd	Velasquez	Watson	Cortes	Salinas	Kimball	Result
Salinas	Velasquez	-	absent	absent	-	-	3-0 approved

- 9 FUTURE AGENDA ITEMS** Council members request items for future agendas.
 Council Member

- 10 EXECUTIVE SESSION** NONE

- 11 ADJOURN** Council adjourns meeting. The next Regular City Council meeting will be held at 251 E. Honolulu Street, Lindsay at 6:00PM on July 31, 2018.
 Mayor Kimball

Motion:

1 st	2 nd	Velasquez	Watson	Cortes	Salinas	Kimball	Result
Velasquez	Salinas	-	absent	absent	-	-	3-0

ATTEST:

CITY COUNCIL OF THE CITY OF LINDSAY

Bret Harmon, City Clerk

Pamela Kimball, Mayor

(SP 42 - 43)

FUND	Check #	Date	Vendor #	Vendor Name	Description	Amount
TOTAL						\$ 391,902.31
101 - GENERAL FUND	92570	7/16/2018	3428	AT&T MOBILITY	JUNE 2018	93.50
101 - GENERAL FUND	92571	7/16/2018	4135	BILL WALL'S DIRECT		120.00
101 - GENERAL FUND	92573	7/16/2018	4281	BRIAN E. WATSON	MAY AND JUNE 2018	100.00
101 - GENERAL FUND	92576	7/16/2018	2872	CHIEF SUPPLY	NITRILE GLOVES	284.48
101 - GENERAL FUND	92579	7/16/2018	279	CITY OF PORTERVILLE	ANIMALMAY 01-000680	1,645.47
101 - GENERAL FUND	92581	7/16/2018	2319	COMPUTER SYSTEMS PL	JUNE	45.00
101 - GENERAL FUND	92582	7/16/2018	4717	COUNTY OF TULARE /	PRINT JUNE	99.00
101 - GENERAL FUND	92584	7/16/2018	1463	DANNY SALINAS	MAY AND JUNE 2018	100.00
101 - GENERAL FUND	92585	7/16/2018	316	DEPT OF JUSTICE	JUNE BLOOD ALCOHOL	644.00
101 - GENERAL FUND	92590	7/16/2018	4460	EVANS FEED & LIVEST	BLACK GOLD	50.74
101 - GENERAL FUND	92591	7/16/2018	6010	FRONTIER COMMUNICAT	559-562-4738	549.34
101 - GENERAL FUND	92593	7/16/2018	149	GOVERNMENT FINANCE	MEMBER#125322005	190.00
101 - GENERAL FUND	92594	7/16/2018	1391	HOME DEPOT	4210570	316.88
101 - GENERAL FUND	92596	7/16/2018	6135	JOHANN URBAEZ	REISSUE -ARBOR REFU	75.00
101 - GENERAL FUND	92597	7/16/2018	2601	JOHN HIBLER WEATHER	JUNE 2018	50.00
101 - GENERAL FUND	92600	7/16/2018	6103	LAURA CORTES	MAY AND JUNE 2018	100.00
101 - GENERAL FUND	92602	7/16/2018	4076	LIEBERT CASSIDY WHI	MEMBER 7-1-18-6-30-	1,925.00
101 - GENERAL FUND	92604	7/16/2018	1422	LINDSAY TRUE VALUE	C.S JUNE	793.90
101 - GENERAL FUND	92605	7/16/2018	5424	LINDSAY VETERINARY		315.00
101 - GENERAL FUND	92609	7/16/2018	6174	MARTHA VALLEJO	ARBOR REFUND-REISSU	100.00
101 - GENERAL FUND	92610	7/16/2018	234	MARTIN'S TIRE & AUT		859.21
101 - GENERAL FUND	92611	7/16/2018	1426	PAM KIMBALL	MAY AND JUNE 2018	150.00
101 - GENERAL FUND	92614	7/16/2018	285	QUILL CORPORATION	PD SUPPLIES	472.81
101 - GENERAL FUND	92618	7/16/2018	298	SAVE MART SUPERMARK	WATER COUNCIL	33.88
101 - GENERAL FUND	92619	7/16/2018	302	SEQUOIA TOWING	18-0939	180.00
101 - GENERAL FUND	92621	7/16/2018	5314	SHRED-IT USA LLC	JUNE	213.06
101 - GENERAL FUND	92623	7/16/2018	5624	SIERRA SANITATION,		176.88
101 - GENERAL FUND	92624	7/16/2018	310	SOUTHERN CA. EDISON	2-00-424-8134	43,571.91
101 - GENERAL FUND	92628	7/16/2018	144	THE GAS COMPANY	033-515-9120-5	529.90
101 - GENERAL FUND	92629	7/16/2018	3152	TUL.CO.JAIL IND.ENG		21.55
101 - GENERAL FUND	92630	7/16/2018	3511	TULARE COUNTY SHERI	APRIL-JUNE300218	15,648.50
101 - GENERAL FUND	92632	7/16/2018	364	STEVE VELASQUEZ	MAY AND JUNE 2018	100.00
101 - GENERAL FUND	92633	7/16/2018	1041	VERIZON WIRELESS	CODE EFORCEMENT	198.60
101 - GENERAL FUND	92634	7/16/2018	1604	VISA		54.96
101 - GENERAL FUND	92635	7/16/2018	4877	ADAM ROMERO	PANTS	313.23
101 - GENERAL FUND	92636	7/16/2018	5457	AUTO ZONE COMMERCIA		264.19
101 - GENERAL FUND	92646	7/16/2018	5336	TULARE COUNTY TAX C	LAFCO COST	4,995.16
101 - GENERAL FUND	92650	7/16/2018	6316	CONNIE FIGUEROA	ARBOR REFUND	100.00
261 - GAS TAX FUND	92595	7/16/2018	5541	JACK DAVENPORT SWEE	JUNE 2018	3,000.00
300 - MCDERMONT OPER.	92572	7/16/2018	6196	BRENDA PEREZ	VBALL REFUND REISSU	60.00
300 - MCDERMONT OPER.	92578	7/16/2018	6189	CINTHIA CAMPOS	VBALL REFUND REISSU	60.00
300 - MCDERMONT OPER.	92617	7/16/2018	6148	SAUL HERNANDEZ CASH	REISSUED CHECK90658	600.93
400 - WELLNESS CENTER	92569	7/16/2018	3023	AAA SECURITY, INC.	GUARD SRV JUNE	818.40
400 - WELLNESS CENTER	92575	7/16/2018	4912	BUSINESS RADIO LICE	ZUMBA	25.00
400 - WELLNESS CENTER	92577	7/16/2018	5930	CHRIS ALLARD	LW35	200.00
400 - WELLNESS CENTER	92586	7/16/2018	6039	DINA RESTIVO	YOGA CLASS	1,320.00
400 - WELLNESS CENTER	92587	7/16/2018	119	DOUG DELEO WELDING		82.27
400 - WELLNESS CENTER	92598	7/16/2018	5804	KELSIE AVINA	JUNE 2018 ZUMBA CLA	250.00
400 - WELLNESS CENTER	92599	7/16/2018	5448	KIRBY D. MANNON	JUNE 2018	200.00
400 - WELLNESS CENTER	92601	7/16/2018	1457	LESLIE'S POOL SUPPL	03024-01-003468	181.35
400 - WELLNESS CENTER	92603	7/16/2018	5788	LINCOLN AQUATICS		4,957.38
400 - WELLNESS CENTER	92606	7/16/2018	1442	LLOYD ANDERSON ELEC		15.00
400 - WELLNESS CENTER	92607	7/16/2018	6260	LLEON SERVICES		2,045.00

FUND	Check #	Date	Vendor #	Vendor Name	Description	Amount
400 - WELLNESS CENTER	92612	7/16/2018	276	PORTERVILLE RECORDER	THE BUZZ AD	96.00
400 - WELLNESS CENTER	92616	7/16/2018	3622	RLH FIRE PROTECTION		165.00
400 - WELLNESS CENTER	92620	7/16/2018	3208	SHANNON PATTERSON	AQUA CLASS	325.00
400 - WELLNESS CENTER	92625	7/16/2018	6228	STACIE NAGY	FIT TINE SUB	50.00
400 - WELLNESS CENTER	92626	7/16/2018	4914	STEPHANIE OROSCO	ZUMBA	315.00
400 - WELLNESS CENTER	92627	7/16/2018	6310	TE 'MARCUS WHITNEY	EXERCISE CLASS	700.00
400 - WELLNESS CENTER	92642	7/16/2018	1565	OACYS.COM INC		189.95
400 - WELLNESS CENTER	92645	7/16/2018	3396	THYSSENKRUPP ELEVAT	JULY	302.03
400 - WELLNESS CENTER	92651	7/16/2018	5912	YVETTE DURAN	ZUMBA	25.00
552 - WATER	92574	7/16/2018	051	BSK		1,445.00
552 - WATER	92583	7/16/2018	102	CULLIGAN	154823	590.51
552 - WATER	92588	7/16/2018	6113	EAST KAWEAH GSA		7,142.86
552 - WATER	92589	7/16/2018	6299	ERS INDUSTRIAL SERV	COATINGS	187,988.82
552 - WATER	92613	7/16/2018	5796	PRESORT OF FRESNO L	WATER DBP 2ND QTR	7,536.28
552 - WATER	92615	7/16/2018	6095	RALPH GUTIERREZ WAT	JUNE	4,000.00
552 - WATER	92622	7/16/2018	4555	THATCHER COMPANY IN		2,632.33
552 - WATER	92631	7/16/2018	5413	UNIVAR USA INC		2,062.39
552 - WATER	92637	7/16/2018	148	GOMEZ AUTO & SMOG	2005 CHV SILVERADO	628.75
552 - WATER	92640	7/16/2018	234	MARTIN'S TIRE & AUT		20.00
552 - WATER	92647	7/16/2018	1513	UNITED RENTALS, INC		206.63
552 - WATER	92648	7/16/2018	2960	UNITED STATES BUREA	CLASS I CONTRACT	15,771.20
554 - REFUSE	92608	7/16/2018	5751	MAC GENERAL ENGINEE		2,225.10
600 - CAPITAL IMPROVEM	92592	7/16/2018	6300	GHD INC		2,491.80
600 - CAPITAL IMPROVEM	92638	7/16/2018	5347	HOUSING AUTHORITY C		22,500.00
600 - CAPITAL IMPROVEM	92639	7/16/2018	5751	MAC GENERAL ENGINEE		17,450.85
600 - CAPITAL IMPROVEM	92643	7/16/2018	6315	RODOLFO & DOLORES O	781 W HERMOSA	3,000.00
600 - CAPITAL IMPROVEM	92644	7/16/2018	6314	SALVADOR CORTES & O		8,000.00
660 - RDA OBLIGATION RE	92649	7/16/2018	624	US BANK TRUST	ADMIN JUNE18-5/31/1	1,900.00
702 - CHFA-HELP LHBP	92641	7/16/2018	6232	MIGUEL SALAZAR CONS	FRAMING MATERIALS	10,000.00
883 - SIERRA VIEW ASSES	92580	7/16/2018	6090	CLEAN CUT LANDSCAPE	D "C" JUNE	2,845.33



STAFF REPORT

AGENCY: CITY OF LINDSAY, CALIFORNIA
DATE: July 31, 2018
AGENDA #: 4.3
STAFF: Bret Harmon, Director of Finance, bharmon@lindsay.ca.us

AGENDA ITEM

TITLE	Salary Schedule Matrix as of July 1, 2018
ACTION	Approve updated Salary Schedule Matrix to conform to new Miscellaneous MOU.
PURPOSE	Contractual requirement to conform with the recently accepted Memorandum of Understanding with the City's Miscellaneous Employees.

RECOMMENDATION

Staff respectfully recommends the City Council approve the updated Salary Schedule Matrix.

BACKGROUND | ANALYSIS

In accordance with the FY 2018-2019 budget, staff have prepared an updated Salary Schedule Matrix. The City and its Miscellaneous Employees Bargaining Unit reached an agreement on a Memorandum of Understanding (MOU) covering the period of July 1, 2018 through December 31, 2022, after the City published the Salary Schedule Matrix in its FY 2018-2019 Budget document. One of the articles in the MOU specifies an exchange of increased salary for a hirer level of employee-paid PERS costs. The exchange is a 3% in salary for an additional three percentage points in PERS normal costs paid by the employee. Another article in the MOU established a new tier of miscellaneous employee. The new tier (Tier 2) includes all miscellaneous employees hired after June 30, 2018. The schedule now shows Tier 1 and Tier 2 matrices.

Staff have streamlined the schedule to show only positions currently recognized as a City position. The past salary schedule included salary ranges and steps for positions no longer recognized as City positions. The new schedule also includes newly created positions like Fire Engineer and Lieutenant in Public Safety. These changes correspond to the salary and benefit lines and staffing lines in the FY 2018-2019 Operations Budget.

IMPACT

The City's FY 2018-2019 Budget included these changes in anticipation of the MOU's adoption.

ATTACHMENTS

- Salary Schedule Matrix as of July 1, 2018
-

	STEPS						
	1	2	3	4	5	6	7
Miscellaneous (TIER 1) hired prior to July 1, 2018							
Recreation - Lifeguard	22,880	24,024	25,225	26,486	27,811	29,201	30,661
Recreation I	23,566	24,745	25,982	27,281	28,645	30,077	31,581
Maintenance	27,352	28,719	30,155	31,663	33,246	34,909	36,655
Account Clerk I	27,352	28,719	30,155	31,663	33,246	34,909	36,655
Code Enforcement Officer	28,080	29,484	30,958	32,506	34,131	35,838	37,630
Dispatch / Records Clerk	30,291	31,806	33,397	35,066	36,819	38,660	40,593
Maintenance Senior I	30,291	31,806	33,397	35,066	36,819	38,660	40,593
WWTP Operator II	31,116	32,672	34,305	36,021	37,822	39,713	41,699
Com. Dev. Specialist II	32,725	34,362	36,080	37,883	39,778	41,767	43,855
Administrative Secretary	32,738	34,375	36,093	37,899	39,793	41,783	43,872
Maintenance Senior II	38,649	40,581	42,610	44,741	46,978	49,327	51,794
Account Clerk III	38,846	40,789	42,828	44,970	47,218	49,579	52,058
City Planner Assistant	48,617	51,049	53,601	56,281	59,095	62,049	65,152
Accounting Supervisor (Exempt)	50,123	52,629	55,261	58,023	60,925	63,971	67,169
Administrative Supervisor (Exempt)	50,123	52,629	55,261	58,023	60,925	63,971	67,169
Maintenance Senior III (Exempt)	50,123	52,629	55,261	58,023	60,925	63,971	67,169
City Services Assistant Director (Exempt)	56,276	59,090	62,045	65,148	68,404	71,825	75,416

	STEPS						
	1	2	3	4	5	6	7
Miscellaneous (TIER 2) hired after July 1, 2018							
Recreation - Lifeguard	22,880	23,681	24,510	25,367	26,255	27,174	28,125
Recreation I	23,566	24,391	25,245	26,128	27,043	27,989	28,969
Maintenance	27,352	28,309	29,300	30,325	31,387	32,485	33,622
Account Clerk I	27,352	28,309	29,300	30,325	31,387	32,485	33,622
Code Enforcement Officer	28,080	29,063	30,080	31,133	32,222	33,350	34,517
Dispatch / Records Clerk	30,291	31,351	32,448	33,584	34,760	35,976	37,235
Maintenance Senior I	30,291	31,351	32,449	33,584	34,760	35,977	37,236
WWTP Operator II	31,116	32,205	33,333	34,499	35,707	36,956	38,250
Com. Dev. Specialist II	32,725	33,871	35,056	36,283	37,553	38,867	40,228
Administrative Secretary	32,738	33,883	35,069	36,297	37,567	38,882	40,243
Maintenance Senior II	38,649	40,001	41,401	42,850	44,350	45,903	47,509
Account Clerk III	38,846	40,206	41,613	43,070	44,577	46,137	47,752
City Planner Assistant	48,617	50,319	52,080	53,903	55,789	57,742	59,763
Accounting Supervisor (Exempt)	50,123	51,877	53,693	55,572	57,517	59,530	61,614
Administrative Supervisor (Exempt)	50,123	51,877	53,693	55,572	57,517	59,530	61,614
Maintenance Senior III (Exempt)	50,123	51,877	53,693	55,572	57,517	59,530	61,614
City Services Assistant Director (Exempt)	56,276	58,246	60,284	62,394	64,578	66,838	69,178

	STEPS						
	1	2	3	4	5	6	7
Public Safety							
Public Safety Officer	43,410	45,580	47,859	50,252	52,765	55,403	58,173
Public Safety Sergeant	52,957	55,605	58,385	61,304	64,369	67,588	70,967
Fire Engineer	52,957	55,605	58,385	61,304	64,369	67,588	70,967
Public Safety Lieutenant	68,682	72,116	75,721	79,508	83,483	87,657	92,040

	Minimum	Maximum
Executives		
City Manager	92,000	123,289
Director of Public Safety	82,080	109,995
Director of Finance	82,602	105,423
Director of City Services	71,616	98,947



STAFF REPORT

AGENCY: CITY OF LINDSAY, CALIFORNIA
DATE: July 31, 2018
AGENDA #: 4.4
STAFF: Bret Harmon, Director of Finance, bharmon@lindsay.ca.us

AGENDA ITEM

TITLE	Replace Advances to the General Fund from Fund 263 (Transportation) with Advances from Various Locally Controlled Funds
ACTION	Resolution 18-38
PURPOSE	To replace advances with more appropriate funding source
COUNCIL OBJECTIVE(S)	Build a fiscally self-reliant city government while providing effective, basic municipal services.

RECOMMENDATION

Staff respectfully recommends the approval of Resolution 18-38 authorizing Staff to replace advances to the General Fund from Fund 263 (Transportation) with advances from various locally controlled funds.

BACKGROUND | ANALYSIS

The City of Lindsay is working toward a fiscally sound, economically sustainable future. A fundamental component of executing a successful plan is to ensure the financial statements today depict as clearly and accurately as possible the City's financial condition. Resolution 18-38 supports the City's effort to create a fiscally sound, economically sustainable future.

Resolution 18-38 replaces one of the Advances authorized in October 2017 via Resolution 17-44. An Advance is used when one fund borrows money from another fund for more than a year.

One of the Advances authorized by Resolution 17-44 was from Fund 263 to the General Fund. After conferring with auditors and TCAG, staff has learned Fund 263 cannot be used for this Advance, therefore, Staff proposes using alternative funds. Unlike other financial transactions requiring only a journal entry, an Advance needs a resolution by the City Council authorizing it. The Advances should be repaid in accordance with the repayment schedule previously approved by Council and should include interest payments. The new Advance will replace the Fund 263 Advance in repayment priority, length and interest rate.

ALTERNATIVES

- Approve Resolution 18-38
-



STAFF REPORT

AGENCY: CITY OF LINDSAY, CALIFORNIA
DATE: July 31, 2018
AGENDA #: 4.4
STAFF: Bret Harmon, Director of Finance, bharmon@lindsay.ca.us

- Direct Staff to investigate other funds as sources for the advance.
- Do not replace the Advance from Fund 263, which will risk current and future Measure R and LTF funds.

BENEFIT TO OR IMPACT ON CITY RESOURCES

The City recovery plan includes the repayment of a series of advances over 40 years. Resolution 18-38 does not lengthen or shorten that plan; but rather replaces one Advance with another. The General Fund will make payments of approximately \$200,000 per year for 40 years until all Advances are repaid.

ENVIRONMENTAL REVIEW

Not applicable.

POLICY ISSUES

It is the City's policy to operate within a balanced budget, which will prevent the need for future Advances.

PUBLIC OUTREACH

Posted in this agenda.

ATTACHMENTS

- Resolution 18-38



RESOLUTION OF THE CITY OF LINDSAY

NUMBER 18-38

TITLE **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LINDSAY REPLACING THE ADVANCE TO THE GENERAL FUND FROM FUND 263 (TRANSPORATION) WITH ADVANCES FROM VARIOUS LOCALLY CONTROLLED FUNDS.**

MEETING At a regularly scheduled meeting of the City of Lindsay City Council held on July 31, 2018 at 6:00PM at 251 E. Honolulu Street, Lindsay, CA 93247.

WHEREAS, The City of Lindsay’s City Council approved Resolution 17-44 in October 2017 to authorize an Advance from Fund 263 to the General Fund in the amount of \$1,440,000, along with other Advances.

WHEREAS, The City has discovered that Fund 263 cannot be used for this Advance.

WHEREAS, The City wishes to create a new Advance from various locally controlled funds to provide the funding to repay the Fund 263 Advance.

WHEREAS, This action will replace the Fund 263 Advance with the new Advance in the repayment schedule established with Resolution 17-44.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LINDSAY DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1. The City shall establish an Advance from various locally controlled funds as outlined below to the General Fund to provide funding for the repayment of the Advance from Fund 263.

- Advance from Fund 200 (SIP) for \$1,040,000.
- Advance from Fund 471 (Parks) for \$90,000.
- Advance from Fund 553 (Sewer) for \$60,000.
- Advance from Fund 576 (WW Cap) for \$70,000.
- Total: \$1,260,000

SECTION 2. The City shall then repay the Advance from Fund 263 to the General Fund by using the \$1,260,000 accumulated in Section 1 and adding \$180,000 from the General Fund to total \$1,440,000. The \$1,440,000 will transfer from the General Fund to Fund 263 to pay off the Advance.



RESOLUTION OF THE CITY OF LINDSAY

PASSED AND ADOPTED by the City Council of the City of Lindsay as follows:

MEETING DATE	July 31, 2018
MOTION	
2 nd MOTION	
AYES	
ABSENT	
ABSTAIN	
NAYS	

CERTIFICATION OF THE FOREGOING RESOLUTION AS FULL, TRUE, PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF LINDSAY AS DETAILED.

Maria Knutson, Deputy City Clerk

Danny Salinas, Mayor Pro-Tem



RESOLUTION OF THE CITY OF LINDSAY

NUMBER 18-37

TITLE A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LINDSAY, ORDERING THE CONTINUED MAINTENANCE OF LANDSCAPING AND LIGHTING MAINTENANCE DISTRICTS AND CONFIRMING THE ENGINEER'S REPORT AND ASSESSMENT FOR THE 2018-2019 FISCAL YEAR

WHEREAS, the City Council of the City of Lindsay did on the 26th day of June 2018, adopt its Resolution of Intention No. 18-35 to order the therein described work in the connection with the continuation of assessment procedures in Landscape and Lighting Maintenance Districts, which Resolution on Intention No.18-35 was duly and legally published in the time, form and manner as required by Law, shown by the Affidavit of Publication of said Resolution of Intention on file in the Office of the City Clerk; and

WHEREAS, said City Council having duly received and considered evidence, oral and documentary, concerning the jurisdiction facts in the proceeding and concerning the necessity for the contemplated work and the benefits to be deprived there from, and said City Council having now acquired jurisdiction to order the proposed work;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LINDSAY DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1. IT IS HEREBY RESOLVED by the City Council of the City of Lindsay that the public interest and convenience require the continuation of assessment procedures for the districts, and said City Council hereby orders that the work and assessment, as set forth and described in said Resolution of Intention No. 18-35 by done and made; and

SECTION 2. BE IT FURTHER RESOLVED that the report filed by the Engineer is hereby finally approved; and

SECTION 3. BE IT FURTHER RESOLVED that the assessments for fiscal year 2018-2019 and method assessment in the Engineer's Report are hereby approved; and

BE IT FINALLY RESOLVED that the assessments are in compliance with California Code, that they are without regard to property valuation, and in compliance with Chapter 1, Article 4, and Chapter 3, Division 15 of the Streets and Highway Code allowing the placement of the charge on the tax roll for collection.



RESOLUTION OF THE CITY OF LINDSAY

PASSED AND ADOPTED by the City Council of the City of Lindsay as follows:

MEETING DATE	
MOTION	
2 nd MOTION	
AYES	
ABSENT	
ABSTAIN	
NAYS	

CERTIFICATION OF THE FOREGOING RESOLUTION AS FULL, TRUE, PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF LINDSAY AS DETAILED.

Bret Harmon, City Clerk

Pamela Kimball, Mayor



RULES FOR CITY OF LINDSAY PUBLIC HEARING PROCEDURES

1. OPENING

Mayor opens the public hearing.

2. ARGUMENTS

Proponents (those in favor) are permitted to speak first. The Council may ask questions of the proponents and they may respond.

Opponents (those against) are permitted to speak second. The Council may ask questions of the opponents and they may respond.

3. REBUTTALS

Proponents and Opponents are permitted to offer rebuttals.

4. COUNCIL QUESTIONS

Council may ask additional questions. However, the parties may not engage in further debate.

5. CLOSING

Mayor closes the Public Hearing

Council discusses the subject of the public hearing

Council members make a motion, if necessary

Council votes



STAFF REPORT

AGENCY: CITY OF LINDSAY, CALIFORNIA
DATE: JULY 31, 2018
AGENDA #: 6
STAFF: BRIAN SPAUNHURST, ASSISTANT CITY PLANNER,
559-562-7102 EX. 8032, BSPAUNHURST@LINDSAY.CA.US

AGENDA ITEM

TITLE	Ordinance No. 568
ACTION	Amend Title 18 Zoning, Section 18.14.040.B.16 Political Campaign Signs & Section 18.14.040.B.12.b.i Sign Permit Requirement, in conformance with State law.
PURPOSE	Statutory/Contractual Requirement
COUNCIL OBJECTIVE(S)	Live in a safe, clean, comfortable and healthy environment. Increase our keen sense of identity in a physically connected and involved community. Nurture attractive residential neighborhoods and business districts.

RECOMMENDATION

Staff recommends approval so that the City can remain in conformance with State laws and requirements.

BACKGROUND | ANALYSIS

Over the years, several legal cases have determined the continued enforcement of certain local sign regulations pertaining to political and/or campaign signs can present a risk to the City.

To avoid such risks, the following amendment to the Lindsay Sign Ordinance is recommended:

Proposed Amendment

1. Proposed deleted text is shown in ~~strikethrough~~ text.
2. Proposed new text is shown in *underline italic* text.
3. Commentary (not part of the proposed ordinance, but provided for explanation and background/rationale purposes) is shown in **highlighted italic** text.

18.14.040.B.12 Sign Permit Requirement.

a. Except as otherwise noted within this chapter, it is unlawful for any person to erect, relocate or alter electrically or structurally, any sign in the city without first obtaining a valid sign permit or building permit, if required.



STAFF REPORT

AGENCY: CITY OF LINDSAY, CALIFORNIA
DATE: JULY 31, 2018
AGENDA #: 6
STAFF: BRIAN SPAUNHURST, ASSISTANT CITY PLANNER,
559-562-7102 EX. 8032, BSPAUNHURST@LINDSAY.CA.US

b. No permit is required for the following signs:

- i. Permitted temporary or portable signs, *including political campaign signs*;
- ii. Address numbers;
- iii. Window letters not exceeding twenty-five percent of total window surface area for business identification (name of business, hours of operation, address, phone);
- iv. Public safety signs.

c. Sign permit applications shall be made upon forms provided by the city and shall be filed with the community development department. Should the community development department determine that the proposed sign does not comply with provisions of this chapter, the applicant shall be promptly notified. Upon finding by the community development department that the proposed sign is in total compliance with the provisions of this chapter and all applicable codes, the city shall issue a sign permit.

By including political campaign signs as exempt from requiring a permit, community members will have the opportunity to express political support freely.

18.14.040.B.16 Political Campaign Signs. Political campaign signs are defined as temporary outdoor advertising signs visible from the public right-of-way, which are intended for political or political campaign purposes.

~~a. Political campaign signs may be erected after the final campaign filing date for an election, typically eighty-eight days prior to the election, and shall be removed within fifteen days after such election.~~

~~b. Political campaign signs may not be attached to trees, fence posts, or utility poles. Political campaign signs may be ground-mounted or attached to a building.~~

~~c. a. Political campaign signs may not be attached or erected on public property or within the public right-of-way. Political campaign signs may not be located within thirty feet of the intersecting curb lines of a street intersection or obstruct sight line visibility at intersections.~~

~~d. In cases where political campaign signs are not removed within fifteen days after an election, the city shall cause to be removed those signs which remain. The expense of sign removal shall be paid by the candidate.~~

~~e. b. Political campaign signs in violation of this section shall be removed immediately upon notice of violation by the city.~~

Staff recommends the removal of restrictive language, and retaining language designed strictly for safety purposes.



STAFF REPORT

AGENCY: CITY OF LINDSAY, CALIFORNIA
DATE: JULY 31, 2018
AGENDA #: 6
STAFF: BRIAN SPAUNHURST, ASSISTANT CITY PLANNER,
559-562-7102 EX. 8032, BSPAUNHURST@LINDSAY.CA.US

ALTERNATIVES

- Approve with modifications.
- Deny proposed amendment.
- Table proposal for staff to provide additional information.

BENEFIT TO OR IMPACT ON CITY RESOURCES

Anticipated benefits include lowering the exposure of risk to the City and increasing local interest of political items which may impact the community. Staff does not anticipate any potential impacts.

ENVIRONMENTAL REVIEW

The proposed addition is exempt from the California Environmental Quality Act (CEQA) as it is not a project pursuant to Section 15378 of the CEQA Guidelines.

POLICY ISSUES

None

PUBLIC OUTREACH

Public outreach includes posting in the local newspaper (see attachment), and posting at public bulletin boards located at City Hall and the Lindsay Library.

ATTACHMENTS

- Ordinance No. 568
- Receipt for Newspaper Publishing

ORDINANCE NO. 568
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LINDSAY AMENDING SECTIONS
18.14.040.B.16 AND 18.14.040.B.12.b.i OF THE LINDSAY MUNICIPAL CODE PERTAINING TO
POLITICAL CAMPAIGN SIGNS AND SIGN PERMIT REQUIREMENT RESTRICTIONS.

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

ARTICLE 1: Section 18.14.040.B.12 of the Lindsay Municipal Code shall be amended to read as follows:

18.14.040.B.12 Sign Permit Requirement.

a. Except as otherwise noted within this chapter, it is unlawful for any person to erect, relocate or alter electrically or structurally, any sign in the city without first obtaining a valid sign permit or building permit, if required.

b. No permit is required for the following signs:

i. Permitted temporary or portable signs, including political campaign signs;

ii. Address numbers;

iii. Window letters not exceeding twenty-five percent of total window surface area for business identification (name of business, hours of operation, address, phone);

iv. Public safety signs.

c. Sign permit applications shall be made upon forms provided by the city and shall be filed with the community development department. Should the community development department determine that the proposed sign does not comply with provisions of this chapter, the applicant shall be promptly notified. Upon finding by the community development department that the proposed sign is in total compliance with the provisions of this chapter and all applicable codes, the city shall issue a sign permit.

ARTICLE 2. Section 18.14.040.B.16 of the Lindsay Municipal Code shall be amended to read as follows:

18.14.040.B.16 Political Campaign Signs. Political campaign signs are defined as temporary outdoor advertising signs visible from the public right-of-way, which are intended for political or political campaign purposes.

a. Political campaign signs may not be attached or erected on public property or within the public right-of-way. Political campaign signs may not be located within thirty feet of the intersecting curb lines of a street intersection or obstruct sight line visibility at intersections.

b. Political campaign signs in violation of this section shall be removed immediately upon notice of violation by the city.

ARTICLE 3. The City Council declares that this ordinance is exempt from the California Environmental Quality Act (CEQA) because it is not a project pursuant to Section 15378 of the CEQA Guidelines.

ARTICLE 4. This ordinance shall be in full force and effect on or 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.

APPROVED at a regular meeting of the City Council held on the 31st day of July 2018.

ATTEST:

CITY COUNCIL OF THE CITY OF LINDSAY

Maria Knutson, Deputy City Clerk

Danny Salinas, Mayor Pro-Tem

*In the Superior Court of the State of California
In and for the County of Tulare*

NOTICE OF PUBLIC HEARING TO CONSIDER AMENDMENT OF TITLE 18 ZONING, SECTION 18.14.040.B.16 POLITICAL CAMPAIGN SIGNS AND SECTION 18.14.040.B.12.b.i SIGN PERMIT REQUIREMENT, RELATING TO TIMING AND PLACEMENT OF POLITICAL CAMPAIGN SIGNS

Purpose of Hearing:
Amend Municipal Code Title 18 Zoning, Section

18.14.040.B.16 Political Campaign Signs and 18.14.040.B.12.b.i Sign Permit Requirement, relating to timing and placement of political campaign signs.

Public Comment Period:

Written comments on this proposed amendment will be accepted until July 31, 2018. Written comments should reference the purpose of hearing and be mailed to:

City of Lindsay
Planning Department
PO Box 369
Lindsay, CA 93247

Comments may also be faxed to (559) 562-5748 or e-mailed to bspaunhurst@lindsay.ca.us. Interested persons are invited to attend the public hearing and provide comments on the proposed revision as well.

Public Hearing Schedule:

A public hearing shall be held before the Lindsay City Council on Tuesday, July 31, 2018 at 6 p.m. in the City Hall Council Chambers, at 251 E. Honolulu Street, Lindsay, California.

Proposed Amendment Description:

The proposed amendment will update standards regarding the timing and placement of political campaign signs in conformance with State law.

Potential Significant Impacts on the Environment: CEQA, Article 19, Section §15378 lists the proposed addition as Categorical Exempt. A draft notice of exemption has been prepared and is available for review at the City of Lindsay Planning and Economic Development Department, 150 N. Mirage Avenue, Lindsay, California, between the hours of 8 a.m. and 5 p.m. on business days.

Date: July 11, 2018
Date Published: July 14, 2018
Brian Spaunhurst
Assistant City Planner
00073256
July 14 1-T

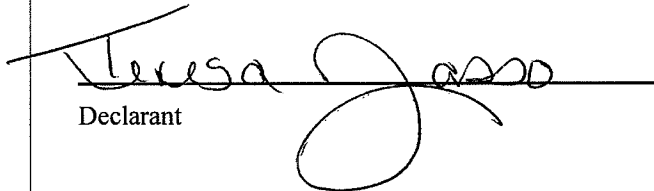
State of California

SS.

County of Tulare

Declarant says:

That at all times herein mentioned Declarant is and was a resident of said County of Tulare, over the age of twenty-one years; not a party to nor interested in the within matter; that Declarant is now and was at all times herein mentioned the Principal Clerk of the Porterville Recorder, a daily newspaper, which said newspaper was adjudged a newspaper of general circulation on October 15, 1951, by Superior Court Order No. 42369 as entered in Book 57 Page 384 of said Court; and that said newspaper is printed and published every day except Sunday published LEGAL NOTICE TO PUBLIC NOTICE in said newspaper July 14, 2018 and that such publication was made in the regular issues of said paper (and not in any supplemental edition or extra there of). I declare under penalty of perjury that the forgoing is true and correct. Executed July 14, 2018 at Porterville, California.


Declarant



RULES FOR CITY OF LINDSAY PUBLIC HEARING PROCEDURES

1. OPENING

Mayor opens the public hearing.

2. ARGUMENTS

Proponents (those in favor) are permitted to speak first. The Council may ask questions of the proponents and they may respond.

Opponents (those against) are permitted to speak second. The Council may ask questions of the opponents and they may respond.

3. REBUTTALS

Proponents and Opponents are permitted to offer rebuttals.

4. COUNCIL QUESTIONS

Council may ask additional questions. However, the parties may not engage in further debate.

5. CLOSING

Mayor closes the Public Hearing

Council discusses the subject of the public hearing

Council members make a motion, if necessary

Council votes



STAFF REPORT

AGENCY: CITY OF LINDSAY, CALIFORNIA
DATE: JULY 31, 2018
AGENDA #: 7
STAFF: BRIAN SPAUNHURST, ASSISTANT CITY PLANNER,
559-562-7102 EX. 8032, BSPAUNHURST@LINDSAY.CA.US

AGENDA ITEM

TITLE	Ordinance No.569
ACTION	Amend Title 18 Zoning, Section 18.24.030 Definitions, in conformance with State law.
PURPOSE	Statutory/Contractual Requirement
COUNCIL OBJECTIVE(S)	Live in a safe, clean, comfortable and healthy environment. Increase our keen sense of identity in a physically connected and involved community. Nurture attractive residential neighborhoods and business districts.

RECOMMENDATION

Staff recommends approval so that the City can remain in conformance with State laws and requirements.

BACKGROUND | ANALYSIS

Over the years, the State has shifted and updated how it views different types of housing. To ensure conformance with State definitions, the following amendments are recommended:

Proposed Amendment

1. Proposed deleted text is shown in ~~strikethrough~~ text.
2. Proposed new text is shown in *underline italic* text.
3. Commentary (not part of the proposed ordinance, but provided for explanation and background/rationale purposes) is shown in ***highlighted italic*** text.

18.24.030 Definitions.

For the purpose of this title, certain words and terms used herein are defined as follows:

"Accessory building" means a building or structure which is subordinate to, and the use of which is customarily incidental to that of the main building, structure or use on the same site, including patio covers. Except in the case of garden structures, if any accessory building is attached to the main building



STAFF REPORT

AGENCY: CITY OF LINDSAY, CALIFORNIA
DATE: JULY 31, 2018
AGENDA #: 7
STAFF: BRIAN SPAUNHURST, ASSISTANT CITY PLANNER,
559-562-7102 EX. 8032, BSPAUNHURST@LINDSAY.CA.US

by a common wall or a connecting roof, such accessory building shall be deemed to be a part of the main building.

"Accessory use" means a use incidental, related, appropriate and clearly subordinate to the main use of the site or building, which accessory use does not alter the principal use of the site.

"Alter" means to make any change in the supporting or load-bearing members of a building, such as bearing walls, columns, beams, girders or floor joists.

"Animal hospital" means a place where animals or pets are given medical or surgical treatment and are cared for during the time of such treatment. Use as a kennel shall be limited to boarding not to exceed two weeks in duration, shall be only incidental to such hospital use, and shall be located within an enclosed soundproof structure.

"Automobile wrecking yard" means a site or portions of a site on which the dismantling or wrecking of used vehicles or the storage, sale or dumping of dismantled or wrecked vehicles or their parts are conducted. The presence on a site of three or more motor vehicles which have not been capable or operating under their own power for fifteen days or more, in the case of vehicles not self-propelled, which have not been towable or from which parts have been removed for reuse or sales, shall constitute prima facie evidence of a motor vehicle wrecking yard.

"Bar, cocktail lounge" means a building, room or facility licensed by the State of California for on-sale liquor and/or beer and wine sales, and which has a majority of public dining or meeting areas used predominately for the sale and consumption of alcoholic beverages.

"Billboard" means the same as "outdoor advertising structure" as defined in Section 18.14.040 of this title.

"Block" means the properties abutting on one side of a street and lying between two nearest intersecting or intercepting street and railroad rights-of-way, unsubdivided land or watercourse.

"Boarding or rooming house" means a building where lodging and meals are provided for compensation for five but no more than fifteen persons, not including rest homes.

"Breezeway" means a roofed passageway, open on at least two sides, connecting the main structure on a site with another main structure or accessory use on the same site.

"Building" means a permanently located structure having a roof, for the housing or enclosure of persons, chattels or property of any kind. Mobile homes, travel trailers and other vehicles, even though permanently immobilized shall not be deemed to be buildings.

"Building, main" means a building within which is conducted the principal use permitted on the lot or site as provided by this title.



STAFF REPORT

AGENCY: CITY OF LINDSAY, CALIFORNIA
DATE: JULY 31, 2018
AGENDA #: 7
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"Building setback line" means the minimum distance as prescribed by this title between any property line and the closest point on the foundation or any supporting post or pillar of any building or structure related thereto.

"Carport" means a permanent accessory structure or portion of a main structure open on two or more sides designed for the storage of motor vehicles, without full enclosure. Carports, whether attached or detached, shall be subject to all minimum yard requirements of the underlying zoning district.

"Cemetery" means land used or intended to be used for the burial of the dead, and dedicated for such purposes, including columbariums, crematoriums, mausoleums and mortuaries, when operated in conjunction with and within the boundaries of such premises.

"Clinic" means a place for the provision of group medical services.

"Club" means an association of persons for some common nonprofit purposes, but not including groups organized primarily to render a service which is customarily carried on as a business.

"College" means an educational institution offering advanced instruction in any academic field beyond the secondary level, but not including trade schools or business colleges.

"College, trade" means the same as "school, trade."

"Commercial office" means any administrative or clerical office maintained as a business and any office established by a public service over which this title has jurisdiction.

"Communications equipment building" means a building housing electrical and mechanical equipment necessary for the conduct of a public communication business, with or without personnel.

"Convalescent home" means the same as "rest home."

"Convenience store/ mini-mart" means retail, food and personal service establishment~ limited to a maximum of seven thousand square feet of floor area (that may include the sale of liquor) that are designed for the ready convenience of its patrons.

"Drive-in restaurant" means an establishment which serves food or beverages to persons while seated in or on a motor vehicle, and/ or which serves food or beverages for consumption off the premises of the restaurant.

"Dump" means a place used for the disposal, abandonment or discarding by burial, incineration or by any other means of any garbage, sewage, trash, refuse, rubble, waste material, offal or dead animals.

~~"Dwelling" means a building or portion thereof, designed exclusively for residential purposes, including one family, two family, three family and multiple dwellings; including mobile homes, supportive housing, and transitional housing; not including hotels, apartment hotels, boarding and lodging houses, fraternity and sorority houses, rest homes, convalescent homes, nursing homes, child care nurseries, or house trailers even though permanently immobilized.~~



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"Dwelling" means a building or portion thereof, designed exclusively for residential purposes, including one-family and multifamily dwellings; including mobile homes, supportive housing, and transitional housing; not including hotels, apartment hotels, boarding and lodging houses, fraternity and sorority houses, rest homes, convalescent homes, nursing homes, child care nurseries, or house trailers even though permanently immobilized.

~~"Dwelling, multifamily" means a building designed exclusively for occupancy by one family for living and sleeping purposes.~~

"Dwelling, multifamily" means a dwelling designed exclusively for occupancy by more than one family living independently of each other in separate dwelling units.

~~"Dwelling, one-family" means a detached building designed exclusively for occupancy by one family for residential purposes.~~

"Dwelling, one-family" means a detached dwelling designed exclusively for occupancy by one family for residential purposes.

"Dwelling unit" means one or more rooms and a kitchen designed for occupancy by one family for living and sleeping purposes.

"Educational institutions" means public or other nonprofit institutions conducting regular academic instruction at preschool, kindergarten, elementary, secondary and collegiate levels, and including graduate schools, universities, nonprofit research institutions and religious institutions. Such institutions must either: (1) offer general academic instruction equivalent to the standards prescribed by the State Board of Education, (2) confer degrees as a college or university of undergraduate or graduate standing, (3) conduct research or (4) give religious instruction. This definition does not include schools, academics or institutes, incorporated or otherwise, which operate for a profit, nor does it include commercial or trade schools.

"Electrical distribution substation" means an assemblage of equipment which is part of a system for the distribution of electric power where electric energy is received at a subtransmission voltage and transformed to a lower voltage for distribution for general consumer use.

"Electrical transmission substation" means an assemblage of equipment which is part of a system for the transmission of electric power where electric energy is received at a very high voltage from its source of generation by means of a network of high voltage lines and where, by means of transformers, said high voltage is transformed to a low subtransmission voltage for purposes of supplying electric power to large individual consumers, interchange connections with other power producing agencies or electric distribution substations for transformation to still lower voltages for distribution to smaller individual users.

"Emergency shelter" means housing with minimal supportive services for homeless persons that is limited to occupancy of six months or less by a homeless person.



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"Family" means "household."

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"Fence, screened" means a fence, ninety percent or more of the vertical surface of which is closed to the transmission of light, air and vision.

"Frontage" means the property line of a site abutting on a street, other than the side line of a corner lot.

"Garage, private" means a detached accessory building or a portion of a main building on the same lot as a dwelling for the housing of vehicles of the occupants of the dwelling, including carports.

"Garage, repair" means a structure or part thereof, other than a private garage, where motor vehicles are repaired or painted.

"Garden structure" means an arbor, deck, fountain, lath house, pergola, raised planting bed, trellis or other similar structure intended specifically to enhance the appearance of the garden or which has a function relating to the use of outdoor space, but not including a house, garage, carport or storage building.

"Guest house" means living or sleeping quarters within an accessory building for the sole use of occupants of the premises, guests of such occupants or persons employed on the premises. Such quarters shall have no kitchen facilities and shall not be rented.

"Home occupation" means the conduct of an art or profession, the offering of a service or the conduct of a business, or the handcraft manufacture of products for compensation, within a dwelling in a residential district, which use is clearly incidental and secondary to the use of the structure for dwelling purposes and which does not change the character thereof, in accordance with the regulations prescribed in Chapter 18.14 of this title.

"Hotel" means a building in which there are sixteen or more guest rooms where lodging with or without meals is provided for compensation, usually on a transient basis. "Hotel" shall not be construed to include motel, trailer court, sanitarium, hospital or other institutional building, or jail or other building where persons are housed under restraint.

"Household" means any individual or group of individuals living together in a single dwelling unit who may share living expenses, chores, and meals together, and who maintain social, economic and psychological commitments to each other. A household includes, for example, the residents of residential care facilities and group homes for people with disabilities. A household does not include larger institutional group living situations such as dormitories, lodging houses, or boarding houses.

"Incidental" means a structure or use that is subordinate in size, scale, and intensity of use to the permitted or conditionally permitted structure or use of the site. "Incidental structures and uses" does not include wireless communication facilities (e.g., cellular phone, enhanced specialized mobile radio,



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personal communication systems, or other communication technologies based on wireless radio wave transmission) which emit, broadcast, or repeat signals intended primarily for commercial use beyond the immediate site upon which the facility is located.

"Junk yard" means a site or portion of a site on which waste, discarded or salvaged materials are bought, sold, exchanged, stored, baled, cleaned, packed, disassembled or handled, including used furniture and household equipment yards, house wrecking yards, scrap yards, used lumber yards and similar storage yards, excepting a site on which uses are conducted within a completely enclosed structure and excepting "automobile wrecking yards" as defined in this section. An establishment for the sale, purchase or storage of used cars, farm equipment or salvaged machinery in operable condition and the processing of used or salvaged materials as part of a manufacturing operation shall not be deemed a junk yard.

"Kennel" means any lot or premises on which four or more dogs and/ or cats at least four months of age are kept, boarded or trained.

"Kitchen" means any room used or intended or designed to be used for cooking or the preparation of food.

"Lodge" means an order or society of persons organized for some common nonprofit purpose, but not including groups organized primarily to render a service which is customarily carried on as a business.

"Lodging house" means a dwelling in which lodging or lodging and means are provided for compensation for more than five but not more than fifteen persons other than members of the resident family, excepting a nursing home as defined in this section.

"Lot" means a single parcel of land for which a legal description is filed of record, or the boundaries of which are shown on a subdivision map, or record of survey map filed in the office of the Tulare County Recorder. The term "lot" shall include a part of a single parcel of land when such part is used as though a separate lot for all of the purposes and under all of the requirements of this title. The term "lot" shall include two or more abutting lots when combined and used as though a single lot.

"Lot area" means the total horizontal area within the lot lines of a lot.

Lot, Corner. "Corner lot" means a lot situated at the intersection of two or more streets which have an angle of intersection of not more than one hundred thirty-five degrees.

"Lot coverage" means that portion of a lot or building site which is occupied by any building or structure, excepting paved areas, walks and swimming pools, regardless of whether said building or structure is intended for human occupancy.

"Lot depth" means the depth of a lot shall be the horizontal length of a straight line connecting the midpoints of the front and rear lot lines.



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Lot, Double Frontage. "Double frontage lot" means an interior lot having frontage on and with access on two parallel or approximately parallel streets.

Lot, Interior. "Interior lot" means a lot other than a corner lot or reverse corner lot.

Lot, Key. "Key lot" means the first lot to the rear of a reversed corner lot, whether or not separated by an alley.

Lot Line, Front. "Front lot line" means in the case of an interior lot, a line separating the lot from the street. In the case of a corner lot, the line separating the narrowest street frontage of the lot from the street.

Lot Line, Rear. "Rear lot line" means a lot line which is opposite and most distant from the front lot line, or, in the case of an irregular or triangular-shaped lot, a line at least ten feet in length within the lot parallel to and at a maximum distance from the front lot line.

Lot Line, Side. "Side lot line" means any lot boundary line not a front lot line or a rear lot line.

Lot, Reversed Corner. "Reversed corner lot" means a corner lot, the street side of which is substantially a continuation of the front lot line of the lot upon which it rears.

"Lot, through" see "lot, double frontage."

"Lot width" means the average horizontal distance between the side lot lines, measured at right angles to the lot depth at a point midway between the front and rear lot lines.

"Medical building" means clinics or offices for doctors, dentists, oculists, chiropractors, osteopaths, chiropodists or similar practitioners of the healing arts; including accessory laboratories and a prescription pharmacy, but not including offices for veterinarians.

"Mobile home" means a structure or a structure having multiple sections equaling or exceeding exterior dimensions of eight feet in width and forty feet in length, having a chassis and designed to be movable, with kitchen, bathroom and living facilities, designed for use as a single-family dwelling when connected to appropriate utility lines, with or without a permanent foundation.

"Person with a disability" means a person with a disability shall include any individual with a physical or mental impairment that substantially limits one or more major life activities, and/or individuals with a disability as defined by California Government Code § 12926, as amended. The term "physical or mental impairment" includes, but is not limited to, such diseases and conditions as orthopedic, visual, speech and hearing impairments, cerebral palsy, autism, epilepsy, muscular dystrophy, multiple sclerosis, cancer, heart disease, diabetes, Human Immunodeficiency Virus infection, mental retardation, emotional illness, drug addiction (other than addiction caused by current, illegal use of a controlled substance) and alcoholism. The term "physical or mental impairment" shall exclude sexual behavior disorders, compulsive gambling, kleptomania, pyromania, or psychoactive substance use disorders resulting from the current unlawful use of controlled substances or other drugs. The term "major life



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activity" means those activities that are of central importance to daily life, such as seeing, hearing, walking, breathing, performing manual tasks, caring for one's self, learning, and speaking.

"Recycling center, large" means a site or portion of a site on which aluminum, plastic, glass, or cardboard may be received and temporarily stored while awaiting transfer to an offsite processing facility for recycling purposes.

"Recycling center, small" means a portion of a site used on an accessory basis, on which aluminum, plastic, glass, or cardboard may be received and temporarily stored while awaiting transfer to an offsite processing facility for recycling purposes.

"Rest homes or homes for the aged" means an establishment or home intended primarily for the care and nursing of invalids and aged persons; excluding cases of communicable diseases and surgical or obstetrical operations. The term shall not include nursing home.

"Restaurant" means an establishment which serves food or beverages primarily to persons seated within the building. This includes cafes and tea rooms, and outdoor cafes.

School, Elementary, Junior High or High. "Elementary, junior high or high school" means public and other nonprofit institutions conducting regular academic instruction at kindergarten, elementary and secondary levels. Such institutions shall offer general academic instructions equivalent to the standards prescribed by the State Board of Education.

School, Private or Parochial. "Private or parochial school" means an institution conducting regular academic instruction at kindergarten, elementary or secondary levels, operated by a nongovernmental organization.

School, Trade. "Trade school" means schools primarily offering instruction in technical, commercial or trade skills, such as real estate schools, business colleges, electronics schools, automotive and aircraft technician schools and similar establishments.

"Service station" means an occupancy engaged in the retail sales of gasoline, diesel or liquefied petroleum gas fuels, oil, tires, batteries and new accessories and which provides for the servicing of motor vehicles and operations, incidental thereto, including: automobile washing, incidental waxing and polishing, tire changing and repairing (but not including recapping), battery service, charging and replacement (but not including repair or rebuilding), radiator cleaning, flushing and repair, installation of minor accessories, lubrication of motor vehicles, rental of utility trailers, the testing, adjustment and replacement of small motor parts and accessories.

"Sign" means any structure, object, letter or symbol made of any kind of material placed for advertising, identification or other similar purposes, on the ground or on any wall, post, fence, building, structure, vehicle or on any place whatsoever. The term "placed" shall include constructing, erecting, posting, painting, printing, tacking, nailing, gluing, sticking, carving or otherwise fastening, affixing or making visible in any manner whatsoever.



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"Site" means a parcel of land, subdivided or unsubdivided, occupied or to be occupied by a use or structure.

"Site area" means the total horizontal area included within the property lines of a site.

"Site depth" means the average horizontal distance between the front and rear property lines of a site measured along a line midway between side property lines.

"Site width" means the average horizontal distance between the side property lines of a site measured at right angles to the depth at a point midway between the front and rear property lines.

"Stable" means a detached accessory structure, including but not limited to a corral or paddock for the keeping of one or more horses owned by the occupants of the premises and which are not kept for remuneration, hire or sale.

"Stable, commercial" means a structure, including but not limited to a corral or paddock for the keeping of horses for remuneration, hire or sale.

"Street" means a public or private way permanently dedicated or reserved as a primary means of access to abutting property.

"Street line" means the boundary line between street rights-of-way and abutting property.

"Structural alteration" means any change in the supporting members of a building, such as foundations, bearing walls, columns, beams, floor or roof joists, girders or rafters, or any change in the exterior dimensions of a building, excepting those changes which may result from providing minor repairs and building maintenance.

"Structure" means anything constructed or erected which requires a fixed location on the ground, including a building or sign pole or standard, but not including a fence or wall used as a fence, a patio, walk, driveway or raised planting bed.

"Structure, main" means a structure housing the principal use of a site or functioning as the principal use.

~~"Supportive housing" means a dwelling configured as housing with no limit on length of stay that is: a) occupied by low income persons with mental disabilities, AIDS, substance abuse or chronic health conditions or persons whose disabilities originated before the person turned 18); and b) linked to onsite or offsite services that assist the supportive housing resident in retaining the housing, improving his or her health status, and maximizing his or her ability to live and, when possible, work in the community. Supportive housing shall be considered a residential use subject only to those restrictions that apply to other residential uses of the same type in the same zoning district. For the purpose of this subsection, "low income" shall be defined by California Health and Safety Code §50079.5 (a), as amended.~~



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“Supportive housing” means housing with no limit on length of stay, that is occupied by a target population, and that is linked to an onsite or offsite service that assists residents in retaining housing, improving health status, and maximizing the ability to live and, when possible, work in the community. Supportive housing shall be considered a residential use subject only to those restrictions that apply to other residential uses of the same type in the same zoning district.

“Target population” means persons with low incomes who have one or more disabilities, including mental illness, HIV or AIDS, substance abuse, or other chronic health condition, or individuals eligible for services provided pursuant to the Lanterman Developmental Disabilities Services Act (Division 4.5 (commencing with Section 4500) of the Welfare and Institutions Code) and may include, among other populations, adults, emancipated minors, families with children, elderly persons, young adults aging out of the foster care system, individuals exiting from institutional settings, veterans, and homeless people. For the purpose of this subsection, “low income” shall be defined by California Health and Safety Code §50079.5 (a), as amended.

"Trailer sales lot" means an open area where trailers are sold, leased or rented and where no repairs, repainting or remodeling are done.

"Trailer, utility" means a vehicle without motive power, designed and constructed to travel on the public thoroughfares in accordance with the provisions of the State Vehicle Code, and to be used only for carrying property.

~~"Transitional housing" means a dwelling configured as rental housing and operated under program requirements that call for the termination of assistance and recirculation of the assisted unit to another eligible program recipient at some predetermined future point in time, which shall be no less than six months. Transitional housing may be designated for a homeless individual or family transitioning to permanent housing. Transitional housing may take several forms, including group housing or multifamily units, and may include supportive services to allow individuals to gain necessary life skills in support of independent living. Transitional housing shall be considered a residential use subject only to those restrictions that apply to other residential uses of the same type in the same zoning district.~~

“Transitional housing” means rental housing, operated under program requirements that require the termination of assistance and recirculating of the assisted unit to another eligible program recipient at a predetermined future point in time that shall be no less than six months from the beginning of the assistance. Transitional housing shall be considered a residential use subject only to those restrictions that apply to other residential uses of the same type in the same zoning district.

"Travel trailer" means a vehicle with or without motive power, designed and constructed to travel on the public thoroughfares in accordance with provisions of the State Vehicle Code, designed for human habitation, with no footing or foundation other than wheels and temporary stabilizing units, with exterior dimensions less than eight feet in width and less than forty feet in length. The terms "camper" and "motor home" are included within the meaning of the term "travel trailer."



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"Travel trailer parks" means a parcel, or contiguous parcels of land under single ownership, designed or intended to be used to accommodate travel trailers on a transient basis (one month continuous occupancy or less).

"Use" means the purpose for which a site or structure is arranged, designed, intended, constructed, moved, erected, altered or enlarged on for which either a site or structure is or may be occupied or maintained.

"Use, conditional" means a use which is listed as a conditional use in any given district in this title. Conditional uses may be required to meet certain requirements as a condition precedent to the granting of a use permit which will allow the establishing of a conditional use in any given district.

"Use, permitted" means a use which is listed as a permitted use in any given district in this title. Permitted uses need not meet special requirements as a condition precedent to be allowed to establish in a given district, except as required by the provisions of Chapters 18.14 and 18.16 of this title.

"Yard" means open and unoccupied space on a lot.

"Yard, front" means a yard, the depth of which is the minimum required horizontal distance between the front lot line and the line parallel thereto on the lot, which yard extends across the full width of the lot.

"Yard, rear" means a yard, the depth of which is the minimum required horizontal distance between the rear lot line and a line parallel thereto on the lot, which yard extends across the full width of the lot.

The above amendments are designed to conform with State definitions to promote a uniform platform for future development in Lindsay.

ALTERNATIVES

- Approve with modifications.
- Deny proposed amendment.
- Table proposal for staff to provide additional information.

BENEFIT TO OR IMPACT ON CITY RESOURCES

Staff does not anticipate any benefits or impacts on City resources.



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ENVIRONMENTAL REVIEW

The proposed addition is exempt from the California Environmental Quality Act (CEQA) as it is not a project pursuant to Section 15378 of the CEQA Guidelines.

POLICY ISSUES

None

PUBLIC OUTREACH

Public outreach includes posting in the local newspaper (see attachment), and posting at public bulletin boards located at City Hall and the Lindsay Library.

ATTACHMENTS

- Ordinance No. 569
- Receipt for Newspaper Publishing

ORDINANCE NO. 569
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LINDSAY AMENDING SECTION
18.24.030 OF THE LINDSAY MUNICIPAL CODE PERTAINING TO ZONING ORDINANCE
DEFINITIONS.

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

ARTICLE 1: Section 18.24.030 of the Lindsay Municipal Code shall be amended to read as follows:

18.24.030 Definitions.

For the purpose of this title, certain words and terms used herein are defined as follows:

"Accessory building" means a building or structure which is subordinate to, and the use of which is customarily incidental to that of the main building, structure or use on the same site, including patio covers. Except in the case of garden structures, if any accessory building is attached to the main building by a common wall or a connecting roof, such accessory building shall be deemed to be a part of the main building.

"Accessory use" means a use incidental, related, appropriate and clearly subordinate to the main use of the site or building, which accessory use does not alter the principal use of the site.

"Alter" means to make any change in the supporting or load-bearing members of a building, such as bearing walls, columns, beams, girders or floor joists.

"Animal hospital" means a place where animals or pets are given medical or surgical treatment and are cared for during the time of such treatment. Use as a kennel shall be limited to boarding not to exceed two weeks in duration, shall be only incidental to such hospital use, and shall be located within an enclosed soundproof structure.

"Automobile wrecking yard" means a site or portions of a site on which the dismantling or wrecking of used vehicles or the storage, sale or dumping of dismantled or wrecked vehicles or their parts are conducted. The presence on a site of three or more motor vehicles which have not been capable or operating under their own power for fifteen days or more, in the case of vehicles not self-propelled, which have not been towable or from which parts have been removed for reuse or sales, shall constitute prima facie evidence of a motor vehicle wrecking yard.

"Bar, cocktail lounge" means a building, room or facility licensed by the State of California for on-sale liquor and/or beer and wine sales, and which has a majority of public dining or meeting areas used predominately for the sale and consumption of alcoholic beverages.

"Billboard" means the same as "outdoor advertising structure" as defined in Section 18.14.040 of this title.

"Block" means the properties abutting on one side of a street and lying between two nearest intersecting or intercepting street and railroad rights-of-way, unsubdivided land or watercourse.

"Boarding or rooming house" means a building where lodging and meals are provided for compensation for five but no more than fifteen persons, not including rest homes.

"Breezeway" means a roofed passageway, open on at least two sides, connecting the main structure on a site with another main structure or accessory use on the same site.

"Building" means a permanently located structure having a roof, for the housing or enclosure of persons, chattels or property of any kind. Mobile homes, travel trailers and other vehicles, even though permanently immobilized shall not be deemed to be buildings.

"Building, main" means a building within which is conducted the principal use permitted on the lot or site as provided by this title.

"Building setback line" means the minimum distance as prescribed by this title between any property line and the closest point on the foundation or any supporting post or pillar of any building or structure related thereto.

"Carport" means a permanent accessory structure or portion of a main structure open on two or more sides designed for the storage of motor vehicles, without full enclosure. Carports, whether attached or detached, shall be subject to all minimum yard requirements of the underlying zoning district.

"Cemetery" means land used or intended to be used for the burial of the dead, and dedicated for such purposes, including columbariums, crematoriums, mausoleums and mortuaries, when operated in conjunction with and within the boundaries of such premises.

"Clinic" means a place for the provision of group medical services.

"Club" means an association of persons for some common nonprofit purposes, but not including groups organized primarily to render a service which is customarily carried on as a business.

"College" means an educational institution offering advanced instruction in any academic field beyond the secondary level, but not including trade schools or business colleges.

"College, trade" means the same as "school, trade."

"Commercial office" means any administrative or clerical office maintained as a business and any office established by a public service over which this title has jurisdiction.

"Communications equipment building" means a building housing electrical and mechanical equipment necessary for the conduct of a public communication business, with or without personnel.

"Convalescent home" means the same as "rest home."

"Convenience store/ mini-mart" means retail, food and personal service establishment~ limited to a maximum of seven thousand square feet of floor area (that may include the sale of liquor) that are designed for the ready convenience of its patrons.

"Drive-in restaurant" means an establishment which serves food or beverages to persons while seated in or on a motor vehicle, and/ or which serves food or beverages for consumption off the premises of the restaurant.

"Dump" means a place used for the disposal, abandonment or discarding by burial, incineration or by any other means of any garbage, sewage, trash, refuse, rubble, waste material, offal or dead animals.

"Dwelling" means a building or portion thereof, designed exclusively for residential purposes, including one-family and multifamily dwellings; including mobile homes, supportive housing, and transitional housing; not including hotels, apartment hotels, boarding and lodging houses, fraternity and sorority houses, rest homes, convalescent homes, nursing homes, child care nurseries, or house trailers even though permanently immobilized.

"Dwelling, multifamily" means a dwelling designed exclusively for occupancy by more than one family living independently of each other in separate dwelling units.

"Dwelling, one-family" means a detached dwelling designed exclusively for occupancy by one family for residential purposes.

"Dwelling unit" means one or more rooms and a kitchen designed for occupancy by one family for living and sleeping purposes.

"Educational institutions" means public or other nonprofit institutions conducting regular academic instruction at preschool, kindergarten, elementary, secondary and collegiate levels, and including graduate schools, universities, nonprofit research institutions and religious institutions. Such institutions must either: (1) offer general academic instruction equivalent to the standards prescribed by the State Board of Education, (2) confer degrees as a college or university of undergraduate or graduate standing, (3) conduct research or (4) give religious instruction. This definition does not include schools, academics or institutes, incorporated or otherwise, which operate for a profit, nor does it include commercial or trade schools.

"Electrical distribution substation" means an assemblage of equipment which is part of a system for the distribution of electric power where electric energy is received at a subtransmission voltage and transformed to a lower voltage for distribution for general consumer use.

"Electrical transmission substation" means an assemblage of equipment which is part of a system for the transmission of electric power where electric energy is received at a very high voltage from its source of generation by means of a network of high voltage lines and where, by means of transformers, said high voltage is transformed to a low subtransmission voltage for purposes of supplying electric power to large individual consumers, interchange connections with other power producing agencies or electric distribution substations for transformation to still lower voltages for distribution to smaller individual users.

"Emergency shelter" means housing with minimal supportive services for homeless persons that is limited to occupancy of six months or less by a homeless person.

"Family" means "household."

"Fence, open" means a fence, fifty percent or more of the vertical surface of which is open to the transmission of light, air and vision.

"Fence, screened" means a fence, ninety percent or more of the vertical surface of which is closed to the transmission of light, air and vision.

"Frontage" means the property line of a site abutting on a street, other than the side line of a corner lot.

"Garage, private" means a detached accessory building or a portion of a main building on the same lot as a dwelling for the housing of vehicles of the occupants of the dwelling, including carports.

"Garage, repair" means a structure or part thereof, other than a private garage, where motor vehicles are repaired or painted.

"Garden structure" means an arbor, deck, fountain, lath house, pergola, raised planting bed, trellis or other similar structure intended specifically to enhance the appearance of the garden or which has a function relating to the use of outdoor space, but not including a house, garage, carport or storage building.

"Guest house" means living or sleeping quarters within an accessory building for the sole use of occupants of the premises, guests of such occupants or persons employed on the premises. Such quarters shall have no kitchen facilities and shall not be rented.

"Home occupation" means the conduct of an art or profession, the offering of a service or the conduct of a business, or the handcraft manufacture of products for compensation, within a dwelling in a residential district, which use is clearly incidental and secondary to the use of the structure for dwelling purposes and which does not change the character thereof, in accordance with the regulations prescribed in Chapter 18.14 of this title.

"Hotel" means a building in which there are sixteen or more guest rooms where lodging with or without meals is provided for compensation, usually on a transient basis. "Hotel" shall not be construed to include motel, trailer court, sanitarium, hospital or other institutional building, or jail or other building where persons are housed under restraint.

"Household" means any individual or group of individuals living together in a single dwelling unit who may share living expenses, chores, and meals together, and who maintain social, economic and psychological commitments to each other. A household includes, for example, the residents of residential care facilities and group homes for people with disabilities. A household does not include larger institutional group living situations such as dormitories, lodging houses, or boarding houses.

"Incidental" means a structure or use that is subordinate in size, scale, and intensity of use to the permitted or conditionally permitted structure or use of the site. "Incidental structures and uses" does not include wireless communication facilities (e.g., cellular phone, enhanced specialized mobile radio, personal communication systems, or other communication technologies based on wireless radio wave transmission) which emit, broadcast, or repeat signals intended primarily for commercial use beyond the immediate site upon which the facility is located.

"Junk yard" means a site or portion of a site on which waste, discarded or salvaged materials are bought, sold, exchanged, stored, baled, cleaned, packed, disassembled or handled, including used furniture and household equipment yards, house wrecking yards, scrap yards, used lumber yards and similar storage yards, excepting a site on which uses are conducted within a completely enclosed structure and excepting "automobile wrecking yards" as defined in this section. An establishment for the sale, purchase or storage of used cars, farm equipment or salvaged machinery in operable condition and the processing of used or salvaged materials as part of a manufacturing operation shall not be deemed a junk yard.

"Kennel" means any lot or premises on which four or more dogs and/ or cats at least four months of age are kept, boarded or trained.

"Kitchen" means any room used or intended or designed to be used for cooking or the preparation of food.

"Lodge" means an order or society of persons organized for some common nonprofit purpose, but not including groups organized primarily to render a service which is customarily carried on as a business.

"Lodging house" means a dwelling in which lodging or lodging and means are provided for compensation for more than five but not more than fifteen persons other than members of the resident family, excepting a nursing home as defined in this section.

"Lot" means a single parcel of land for which a legal description is filed of record, or the boundaries of which are shown on a subdivision map, or record of survey map filed in the office of the Tulare County Recorder. The term "lot" shall include a part of a single parcel of land when such part is used as though a separate lot for all of the purposes and under all of the requirements of this title. The term "lot" shall include two or more abutting lots when combined and used as though a single lot.

"Lot area" means the total horizontal area within the lot lines of a lot.

Lot, Corner. "Corner lot" means a lot situated at the intersection of two or more streets which have an angle of intersection of not more than one hundred thirty-five degrees.

"Lot coverage" means that portion of a lot or building site which is occupied by any building or structure, excepting paved areas, walks and swimming pools, regardless of whether said building or structure is intended for human occupancy.

"Lot depth" means the depth of a lot shall be the horizontal length of a straight line connecting the midpoints of the front and rear lot lines.

Lot, Double Frontage. "Double frontage lot" means an interior lot having frontage on and with access on two parallel or approximately parallel streets.

Lot, Interior. "Interior lot" means a lot other than a corner lot or reverse corner lot.

Lot, Key. "Key lot" means the first lot to the rear of a reversed corner lot, whether or not separated by an alley.

Lot Line, Front. "Front lot line" means in the case of an interior lot, a line separating the lot from the street. In the case of a corner lot, the line separating the narrowest street frontage of the lot from the street.

Lot Line, Rear. "Rear lot line" means a lot line which is opposite and most distant from the front lot line, or, in the case of an irregular or triangular-shaped lot, a line at least ten feet in length within the lot parallel to and at a maximum distance from the front lot line.

Lot Line, Side. "Side lot line" means any lot boundary line not a front lot line or a rear lot line.

Lot, Reversed Corner. "Reversed corner lot" means a corner lot, the street side of which is substantially a continuation of the front lot line of the lot upon which it rears.

"Lot, through" see "lot, double frontage."

"Lot width" means the average horizontal distance between the side lot lines, measured at right angles to the lot depth at a point midway between the front and rear lot lines.

"Medical building" means clinics or offices for doctors, dentists, oculists, chiropractors, osteopaths, chiropodists or similar practitioners of the healing arts; including accessory laboratories and a prescription pharmacy, but not including offices for veterinarians.

"Mobile home" means a structure or a structure having multiple sections equaling or exceeding exterior dimensions of eight feet in width and forty feet in length, having a chassis and designed to be movable, with kitchen, bathroom and living facilities, designed for use as a single-family dwelling when connected to appropriate utility lines, with or without a permanent foundation.

"Person with a disability" means a person with a disability shall include any individual with a physical or mental impairment that substantially limits one or more major life activities, and/or individuals with a disability as defined by California Government Code § 12926, as amended. The term "physical or mental impairment" includes, but is not limited to, such diseases and conditions as orthopedic, visual, speech and hearing impairments, cerebral palsy, autism, epilepsy, muscular dystrophy, multiple sclerosis, cancer, heart disease, diabetes, Human Immunodeficiency Virus infection, mental retardation, emotional illness, drug addiction (other than addiction caused by current, illegal use of a controlled substance) and alcoholism. The term "physical or mental impairment" shall exclude sexual behavior disorders, compulsive gambling, kleptomania, pyromania, or psychoactive substance use disorders resulting from the current unlawful use of controlled substances or other drugs. The term "major life activity" means those activities that are of central importance to daily life, such as seeing, hearing, walking, breathing, performing manual tasks, caring for one's self, learning, and speaking.

"Recycling center, large" means a site or portion of a site on which aluminum, plastic, glass, or cardboard may be received and temporarily stored while awaiting transfer to an offsite processing facility for recycling purposes.

"Recycling center, small" means a portion of a site used on an accessory basis, on which aluminum, plastic, glass, or cardboard may be received and temporarily stored while awaiting transfer to an offsite processing facility for recycling purposes.

"Rest homes or homes for the aged" means an establishment or home intended primarily for the care and nursing of invalids and aged persons; excluding cases of communicable diseases and surgical or obstetrical operations. The term shall not include nursing home.

"Restaurant" means an establishment which serves food or beverages primarily to persons seated within the building. This includes cafes and tea rooms, and outdoor cafes.

School, Elementary, Junior High or High. "Elementary, junior high or high school" means public and other nonprofit institutions conducting regular academic instruction at kindergarten, elementary and secondary levels. Such institutions shall offer general academic instructions equivalent to the standards prescribed by the State Board of Education.

School, Private or Parochial. "Private or parochial school" means an institution conducting regular academic instruction at kindergarten, elementary or secondary levels, operated by a nongovernmental organization.

School, Trade. "Trade school" means schools primarily offering instruction in technical, commercial or trade skills, such as real estate schools, business colleges, electronics schools, automotive and aircraft technician schools and similar establishments.

"Service station" means an occupancy engaged in the retail sales of gasoline, diesel or liquefied petroleum gas fuels, oil, tires, batteries and new accessories and which provides for the servicing of motor vehicles and operations, incidental thereto, including: automobile washing, incidental waxing and polishing, tire changing and repairing (but not including recapping), battery service, charging and replacement (but not including repair or rebuilding), radiator cleaning, flushing and repair, installation of minor accessories, lubrication of motor vehicles, rental of utility trailers, the testing, adjustment and replacement of small motor parts and accessories.

"Sign" means any structure, object, letter or symbol made of any kind of material placed for advertising, identification or other similar purposes, on the ground or on any wall, post, fence, building, structure, vehicle or on any place whatsoever. The term "placed" shall include constructing, erecting, posting, painting, printing, tacking, nailing, gluing, sticking, carving or otherwise fastening, affixing or making visible in any manner whatsoever.

"Site" means a parcel of land, subdivided or unsubdivided, occupied or to be occupied by a use or structure.

"Site area" means the total horizontal area included within the property lines of a site.

"Site depth" means the average horizontal distance between the front and rear property lines of a site measured along a line midway between side property lines.

"Site width" means the average horizontal distance between the side property lines of a site measured at right angles to the depth at a point midway between the front and rear property lines.

"Stable" means a detached accessory structure, including but not limited to a corral or paddock for the keeping of one or more horses owned by the occupants of the premises and which are not kept for remuneration, hire or sale.

"Stable, commercial" means a structure, including but not limited to a corral or paddock for the keeping of horses for remuneration, hire or sale.

"Street" means a public or private way permanently dedicated or reserved as a primary means of access to abutting property.

"Street line" means the boundary line between street rights-of-way and abutting property.

"Structural alteration" means any change in the supporting members of a building, such as foundations, bearing walls, columns, beams, floor or roof joists, girders or rafters, or any change in the exterior dimensions of a building, excepting those changes which may result from providing minor repairs and building maintenance.

"Structure" means anything constructed or erected which requires a fixed location on the ground, including a building or sign pole or standard, but not including a fence or wall used as a fence, a patio, walk, driveway or raised planting bed.

"Structure, main" means a structure housing the principal use of a site or functioning as the principal use.

"Supportive housing" means housing with no limit on length of stay, that is occupied by a target population, and that is linked to an onsite or offsite service that assists residents in retaining housing, improving health status, and maximizing the ability to live and, when possible, work in the community. Supportive housing shall be considered a residential use subject only to those restrictions that apply to other residential uses of the same type in the same zoning district.

"Target population" means persons with low incomes who have one or more disabilities, including mental illness, HIV or AIDS, substance abuse, or other chronic health condition, or individuals eligible for services provided pursuant to the Lanterman Developmental Disabilities Services Act (Division 4.5 (commencing with Section 4500) of the Welfare and Institutions Code) and may include, among other populations, adults, emancipated minors, families with children, elderly persons, young adults aging out of the foster care system, individuals exiting from institutional settings, veterans, and homeless people. For the purpose of this subsection, "low income" shall be defined by California Health and Safety Code §50079.5 (a), as amended.

"Trailer sales lot" means an open area where trailers are sold, leased or rented and where no repairs, repainting or remodeling are done.

"Trailer, utility" means a vehicle without motive power, designed and constructed to travel on the public thoroughfares in accordance with the provisions of the State Vehicle Code, and to be used only for carrying property.

"Transitional housing" means rental housing, operated under program requirements that require the termination of assistance and recirculating of the assisted unit to another eligible program recipient at a predetermined future point in time that shall be no less than six months from the beginning of the assistance. Transitional housing shall be considered a residential use subject only to those restrictions that apply to other residential uses of the same type in the same zoning district.

"Travel trailer" means a vehicle with or without motive power, designed and constructed to travel on the public thoroughfares in accordance with provisions of the State Vehicle Code, designed for human habitation, with no footing or foundation other than wheels and temporary stabilizing units, with exterior dimensions less than eight feet in width and less than forty feet in length. The terms "camper" and "motor home" are included within the meaning of the term "travel trailer."

"Travel trailer parks" means a parcel, or contiguous parcels of land under single ownership, designed or intended to be used to accommodate travel trailers on a transient basis (one month continuous occupancy or less).

"Use" means the purpose for which a site or structure is arranged, designed, intended, constructed, moved, erected, altered or enlarged on for which either a site or structure is or may be occupied or maintained.

"Use, conditional" means a use which is listed as a conditional use in any given district in this title. Conditional uses may be required to meet certain requirements as a condition precedent to the granting of a use permit which will allow the establishing of a conditional use in any given district.

"Use, permitted" means a use which is listed as a permitted use in any given district in this title. Permitted uses need not meet special requirements as a condition precedent to be allowed to establish in a given district, except as required by the provisions of Chapters 18.14 and 18.16 of this title.

"Yard" means open and unoccupied space on a lot.

"Yard, front" means a yard, the depth of which is the minimum required horizontal distance between the front lot line and the line parallel thereto on the lot, which yard extends across the full width of the lot.

"Yard, rear" means a yard, the depth of which is the minimum required horizontal distance between the rear lot line and a line parallel thereto on the lot, which yard extends across the full width of the lot.

ARTICLE 2. The City Council declares that this ordinance is exempt from the California Environmental Quality Act (CEQA) because it is not a project pursuant to Section 15378 of the CEQA Guidelines.

ARTICLE 3. This ordinance shall be in full force and effect on or 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.

APPROVED at a regular meeting of the City Council held on the 31st day of July 2018.

ATTEST:

CITY COUNCIL OF THE CITY OF LINDSAY

Maria Knutson, Deputy City Clerk

Danny Salinas, Mayor ProTem

**In the Superior Court of the State of California
In and for the County of Tulare**

PUBLIC NOTICE

NOTICE OF PUBLIC HEARING TO CONSIDER AMENDMENT OF TITLE 18 ZONING, SECTION 18.24.030 DEFINITIONS, PERTAINING TO ZONING ORDINANCE RESTRICTIONS

Purpose of Hearing:
Amend Municipal Code Title 18 Zoning, Section 18.24.030 Definitions, pertaining to Zoning Ordinance restrictions in conformance with State law.

Public Comment Period:
Written comments on this proposed amendment will be accepted until July 31, 2018. Written comments should reference the purpose of hearing and be mailed to:

City of Lindsay
Planning Department
PO Box 369
Lindsay, CA 93247

Comments may also be faxed to (559) 562-5748 or e-mailed to bspaunhurst@lindsay.ca.us. Interested persons are invited to attend the public hearing and provide comments on the proposed re-

vision as well.

Public Hearing Schedule:
A public hearing shall be held before the Lindsay City Council on Tuesday, July 31, 2018 at 6 p.m. in the City Hall Council Chambers, at 251 E. Honolulu Street, Lindsay, California.

Proposed Amendment Description: The proposed amendment will update definitions pertaining to Zoning Ordinance restrictions in conformance with State law.

Potential Significant Impacts on the Environment: CEQA, Article 19, Section §15378 lists the proposed addition as Categorical Exempt. A draft notice of exemption has been prepared and is available for review at the City of Lindsay Planning and Economic Development Department, 150 N. Mirage Avenue, Lindsay, California, between the hours of 8 a.m. and 5 p.m. on business days.

Date: July 11, 2018
Date Published:
July 14, 2018
Brian Spaunhurst
Assistant City Planner
00073253
July 14, 1-t

State of California . SS.

County of Tulare

Declarant says:

That at all times herein mentioned Declarant is and was a resident of said County of Tulare, over the age of twenty-one years; not a party to nor interested in the within matter; that Declarant is now and was at all times herein mentioned the Principal Clerk of the Porterville Recorder, a daily newspaper, which said newspaper was adjudged a newspaper of general circulation on October 15, 1951, by Superior Court Order No. 42369 as entered in Book 57 Page 384 of said Court; and that said newspaper is printed and published every day except Sunday published LEGAL NOTICE TO PUBLIC NOTICE in said newspaper July 14, 2018 and that such publication was made in the regular issues of said paper (and not in any supplemental edition or extra there of). I declare under penalty of perjury that the forgoing is true and correct. Executed July 14, 2018 at Porterville, California.


Declarant



STAFF REPORT

AGENCY: CITY OF LINDSAY, CALIFORNIA
DATE: JULY 31, 2018
AGENDA #: 8
STAFF: BRIAN SPAUNHURST, ASSISTANT CITY PLANNER,
559-562-7102 EX. 8032, BSPAUNHURST@LINDSAY.CA.US

AGENDA ITEM

TITLE	PPN 18-24 Site Plan Minor Revision – Chito’s Asadero
ACTION	Request Minute Order Approval of a minor revision to a previously approved site plan.
PURPOSE	Discretionary Action
COUNCIL OBJECTIVE(S)	Nurture attractive residential neighborhoods and business districts. Stimulate, attract and retain local businesses.

RECOMMENDATION

Staff recommends approval

BACKGROUND | ANALYSIS

Staff has received a building permit application to construct a steel shade structure at Chito’s Asadero located at 380 B W. Hermosa St. The structure is approximately 280 square feet and is designed to provide shade to the existing outdoor seating areas adjacent to the existing business.

Per Section 18.18.120, this request requires Council’s review and approval before a building permit can be processed.

Staff finds the proposed structure will enhance the existing structure by replacing temporary shade structures. The applicant has provided engineering plans to ensure the proposed structure is safe for use by members of the public visiting the business.

ALTERNATIVES

- Deny request
- Approve with modifications
- Instruct Staff to provide additional information

BENEFIT TO OR IMPACT ON CITY RESOURCES

Staff does not anticipate any potential benefits or impacts on City resources.



STAFF REPORT

AGENCY: CITY OF LINDSAY, CALIFORNIA
DATE: JULY 31, 2018
AGENDA #: 8
STAFF: BRIAN SPAUNHURST, ASSISTANT CITY PLANNER,
559-562-7102 EX. 8032, BSPAUNHURST@LINDSAY.CA.US

ENVIRONMENTAL REVIEW

As an accessory structure to an existing use this project is exempt from CEQA requirements per Article 19, Section 15301.

POLICY ISSUES

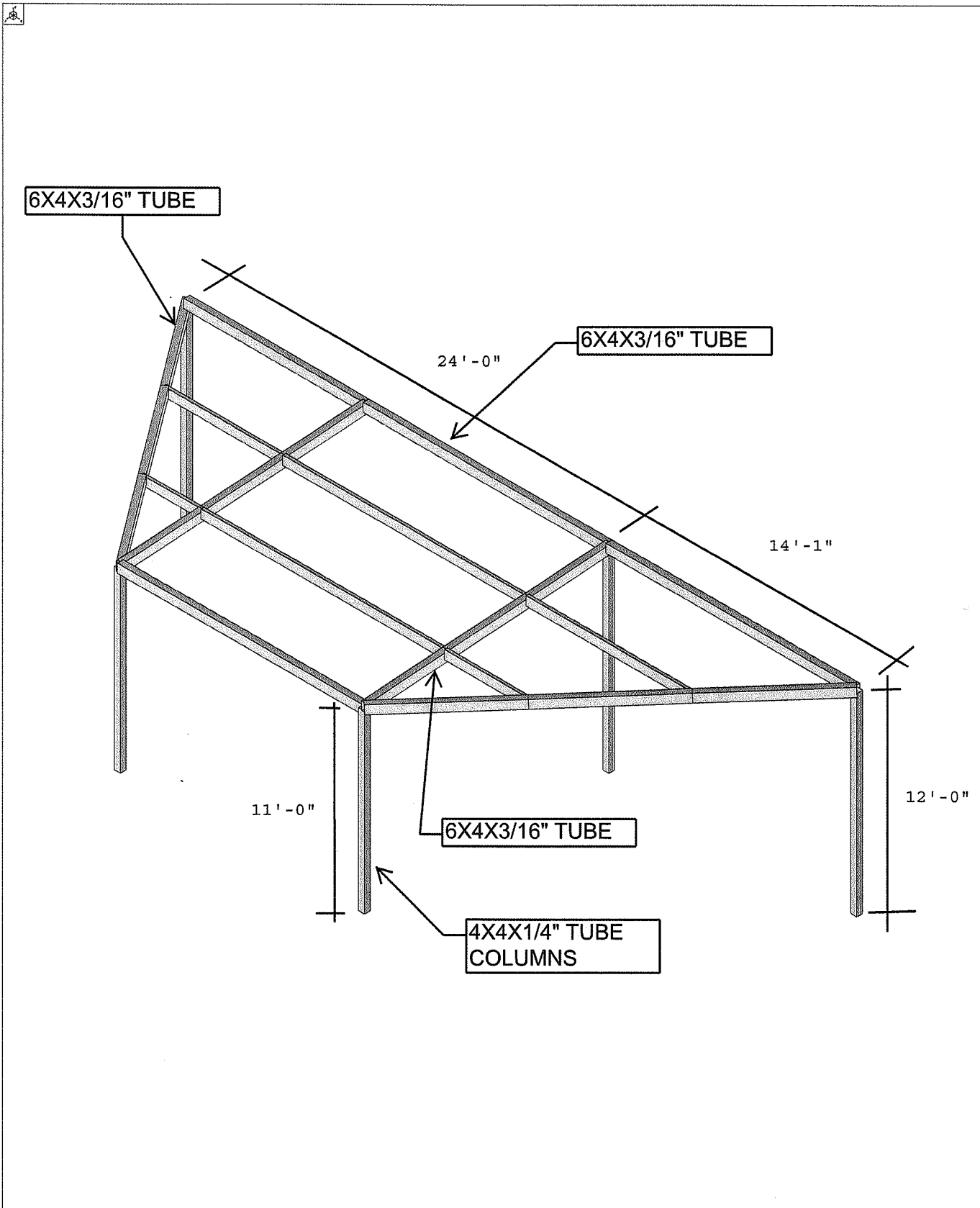
None

PUBLIC OUTREACH

POSTED IN THIS AGENDA

ATTACHMENTS

- Proposed Structure - Profile View
- Site Aerial - Existing
- Site Aerial - Proposed



	STEEL SHADE STRUCTURE - Danny Salinas	July 17, 2018 at 11:15 AM
2018-6103		steel shade structure.r3d

Accessory Structure
Steel Shade Structure

HERMOSA ST.

Existing Temporary Shade

ASHLAND AVE.

Chito's Asadero



Accessory Structure
Steel Shade Structure

HERMOSA ST.

Proposed Permanent Shade



Chito's Asadero

ASHLAND AVE.



STAFF REPORT

AGENCY: CITY OF LINDSAY, CALIFORNIA
DATE: July 31, 2018
AGENDA #: 9
STAFF: Michael Camarena, Director of City Services

AGENDA ITEM

TITLE Hermosa Street/Westwood Avenue Roundabout Project Grant Deed Acceptance

ACTION Acceptance of Grant Deeds

PURPOSE Statutory/Contractual Requirement
Council Vision/Priority
Discretionary Action
Plan Implementation

COUNCIL OBJECTIVE(S) Live in a safe, clean, comfortable and healthy environment.
Increase our keen sense of identity in a physically connected and involved community.
Nurture attractive residential neighborhoods and business districts.
Advance economic diversity.
Yield a fiscally self-reliant city government while providing effective, basic municipal services.

RECOMMENDATION

Acceptance of Grant Deeds in support of the Hermosa Street/Westwood Avenue Roundabout

BACKGROUND | ANALYSIS

Early in the roundabout project design, the project design engineer, Omni Means/GHD, identified areas of property that would be required to install the proposed roundabout. This area, known as right of way acquisition, is a normal process for the expansion of city street, curb and gutter, sidewalks and underground improvements. For this roundabout project there are 5 properties that were identified where additional right of way is required.

Appraisals of the areas necessary were completed and City staff met and negotiated with each property owner resulting in successful execution of Grant Deed documents. Lindsay Unified School District and Self Help Enterprises both waived the appraisal value of the right of way property acquired.



STAFF REPORT

AGENCY: CITY OF LINDSAY, CALIFORNIA
DATE: July 31, 2018
AGENDA #: 9
STAFF: Michael Camarena, Director of City Services

ALTERNATIVES

- Acceptance of Grant Deeds as recommended.
- Do not Acceptance of Grant Deeds and provide direction to staff. Project funds dedicated through Self Help Enterprises (SHE) would be jeopardized.

BENEFIT TO OR IMPACT ON CITY RESOURCES

Acceptance of the 5 grant deeds will allow the Hermosa Street/Westwood Roundabout project to move forward to construction.

ENVIRONMENTAL REVIEW

Previously completed

POLICY ISSUES

None at this time

PUBLIC OUTREACH

- Several public meeting were conducted in support of the roundabout project;
- Posted in this agenda

ATTACHMENTS

- Grant Deed documents for the following parcels;
 - APN 199-200-035 (LUSD)
 - APN 199-210-035 (Housing Authority of Tulare County)
 - APN 205-051-015 (Cortes)
 - APN 205-051-016 (Orozco)
 - APN 205-200-005 (Self Help Enterprises)

RECORDING REQUESTED BY AND
WHEN RECORDED MAIL THIS DEED TO:

CITY OF LINDSAY
P.O. Box 369
LINDSAY, CA 93247

Recorded solely for the purpose of City of Lindsay
Pursuant to Govt. Code Sec. 6103

THIS SPACE FOR RECORDER'S USE ONLY

GRANT DEED

THE UNDERSIGNED GRANTOR(S) DECLARE(S)

DOCUMENTARY TRANSFER TAX IS \$ -0- Public Entity

() unincorporated area

() City of Lindsay

() Parcel No. portion of 199-200-003

(X) computed on full value of interest or property conveyed, or

() computed on full value less value of liens or encumbrances remaining at the time of sale, and

FOR VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,

LINDSAY UNIFIED SCHOOL DISTRICT, hereby GRANTS to CITY OF LINDSAY, a Municipal Corporation, the following described real property in the County of Tulare, City of Lindsay, State of California, more particularly described as:

Exhibit 'A' attached hereto and made part a part hereof.

Dated 7/19/2018

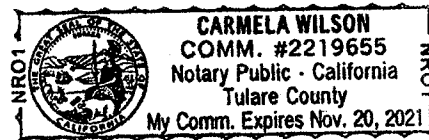


Lindsay Unified School District

Notary Public or other officer completing this certificate verifies only the identity of the individual who signed the Document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document

STATE OF CALIFORNIA
COUNTY OF TULARE

On 7/19/2018 before me, CARMELA WILSON a Notary Public in and for said County and State, personally appeared Grant Thomas Schemelptening, proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity (ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Carmela Wilson

MAIL TAX STATEMENTS TO PARTY SHOWN ON THE FOLLOWING LINE; IF NO PARTY SHOWN, MAIL AS DIRECTED ABOVE

Name Street Address City & State

Exhibit A

Right of Way

That portion of the Southeast quarter of the Northeast quarter of Section 12, Township 20 South, Range 26 East, Mount Diablo Base and Meridian, described as follows:

Commencing at the East quarter corner of said Section 12;

Thence, North 88°46'53" West, along the South line of said Northeast quarter, 273.20 feet;

Thence, North 01°13'07" East, 20.00 feet to the North right of way line of West Hermosa Street, said point being the True Point of Beginning;

Thence, North 01°13'07" East, 0.27 feet;

Thence, North 88°37'01" East, 5.01 feet;

Thence, South 88°46'53" East, Parallel with said South line, 35.00 feet;

Thence, North 01°13'07" East, 9.50 feet;

Thence, South 88°46'53" East, parallel with said South line, 110.87 feet, to the beginning of a tangent curve, concave to the North, having a radius of 60.00 feet;

Thence, Easterly along said curve, an arc distance of 9.92 feet, through a central angle of 09°28'17";

Thence, North 81°44'50" East, 24.51 feet, to the beginning of a tangent curve, concave to the South, having a radius of 60.00 feet;

Thence, Easterly along said curve, an arc distance of 17.61 feet, through a central angle of 16°48'54";

Thence, South 81°26'16" East, 4.96 feet, to the beginning of a tangent curve, concave to the North, having a radius of 25.00 feet;

Thence, Northeasterly along said curve, an arc distance of 35.15 feet, through a central angle of 80°33'04";

Thence, North 18°00'40" East, 36.95 feet;

Thence, North 05°47'51" East, 35.66 feet, to the West right of way line of North Westwood Avenue, said right of way line being parallel and 20.00 feet West of the East line of said Northeast quarter;

Thence, North 01°10'46" West, along said West right of way line, 12.99 feet, to a point of the cusp with a non-tangent curve, concave to the South, having a radius of 10.00 feet, the initial radial of which bears North 63°10'24" East;

Thence, Northwesterly along said curve, an arc distance of 11.20 feet, through a central angle of 64°11'35";

Thence, South 88°58'49" West, 1.78 feet;

Thence, North 01°01'11" West, 12.00 feet;

Thence, North 88°58'49" East, 10.73 feet, to said West right of way line;

Thence, South 01°10'46" East, along said West right of way line, 133.77 feet, to the intersection of the West right of way line of North Westwood Avenue and the North right of way line of West Hermosa Street;

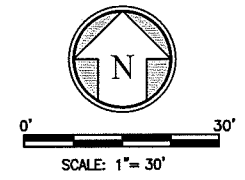
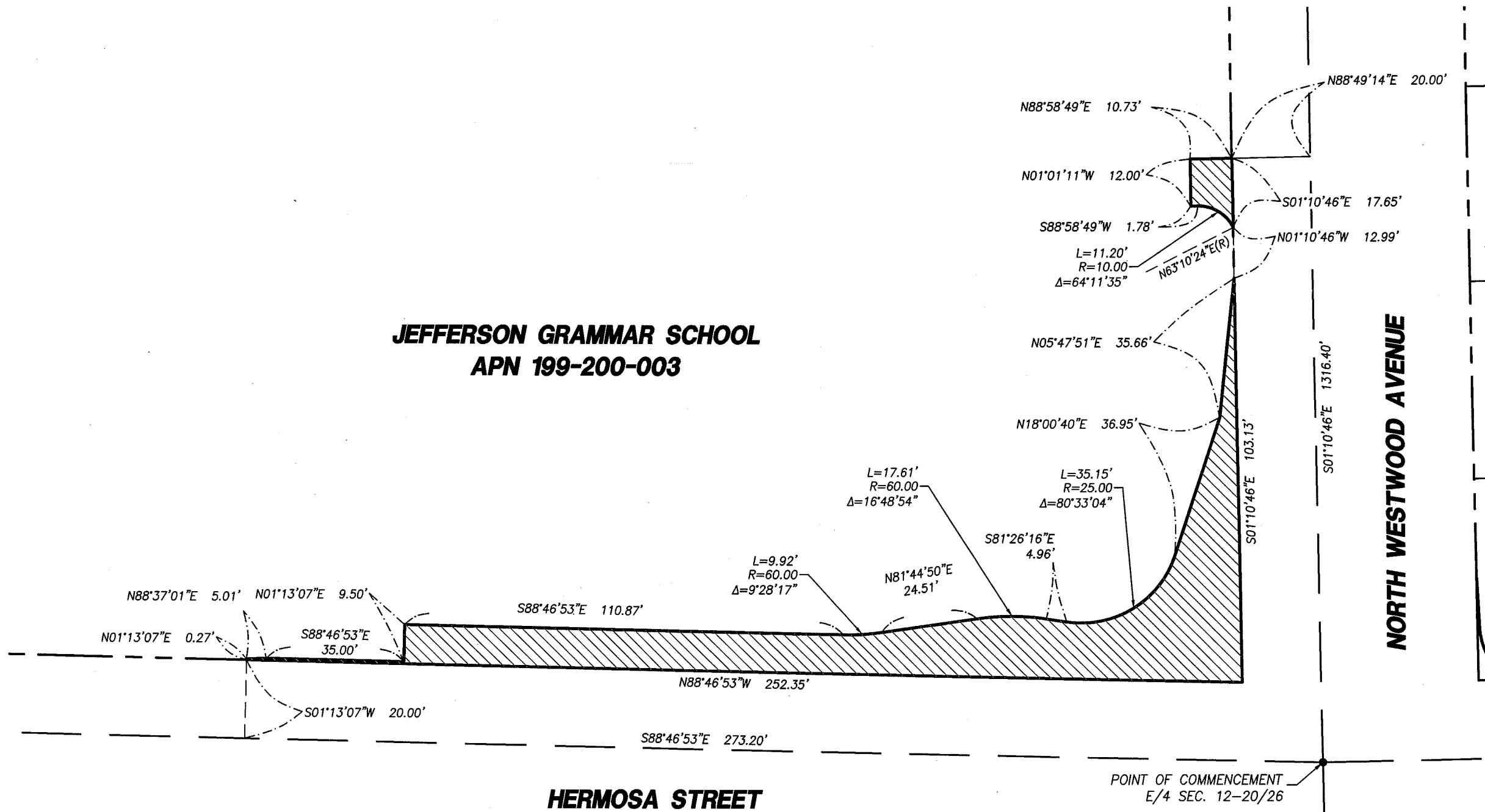
Thence, North 88°46'53" West, along said North right of way line, 252.35 feet, to the True Point of Beginning.

Containing 3,525 square feet

APN 199-200-003

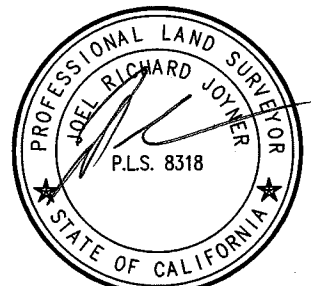


**JEFFERSON GRAMMAR SCHOOL
APN 199-200-003**



LEGEND

- R.O.W. DEDICATION
- AREA: 3,525 SQ FT, MORE OR LESS



901 EAST MAIN STREET
VISALIA, CA 93292
TEL: (559) 733-0440
WWW.QKINC.COM
© COPYRIGHT BY QUAD KNOPP, INC. UNAUTHORIZED USE PROHIBITED.

CITY OF LINDSAY

**APN 199-200-003
R.O.W. DEDICATION**

PROJECT NO.: 180117
DRAWN BY: AAP
QA/QC BY: JRJ
SCALE: AS SHOWN
SHEET NO.: 1 of 1

RECORDING REQUESTED BY AND
WHEN RECORDED MAIL THIS DEED TO:
CITY OF LINDSAY
P.O. Box 369
LINDSAY, CA 93247

Recorded solely for the purpose of City of Lindsay
Pursuant to Govt. Code Sec. 6103

THIS SPACE FOR RECORDER'S USE ONLY

GRANT DEED

THE UNDERSIGNED GRANTOR(S) DECLARE(S)

DOCUMENTARY TRANSFER TAX IS \$ -0- Public Entity

() unincorporated area

() City of Lindsay

() Parcel No. portion of 199-210-035

(X) computed on full value of interest or property conveyed, or

() computed on full value less value of liens or encumbrances remaining at the time of sale, and

FOR VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,

HOUSING AUTHORITY OF TULARE COUNTY hereby GRANTS to CITY OF LINDSAY, a Municipal Corporation, the following described real property in the County of Tulare, City of Lindsay, State of California, more particularly described as:

Exhibit 'A' attached hereto and made part a part hereof.

Dated 7-18-18

Ken Kugler
Housing Authority of Tulare County

Notary Public or other officer completing this certificate verifies only the identity of the individual who signed the Document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document

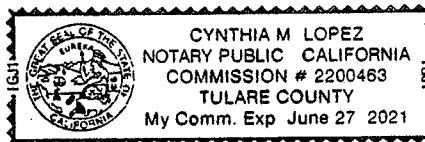
STATE OF CALIFORNIA
COUNTY OF TULARE

On July 24, 2018 before me, Cynthia M. Lopez a Notary Public in and for said County and State, personally appeared Ken Kugler proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity (ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Cynthia M. Lopez



MAIL TAX STATEMENTS TO PARTY SHOWN ON THE FOLLOWING LINE; IF NO PARTY SHOWN, MAIL AS DIRECTED ABOVE

Name Street Address City & State

Exhibit A

Right of Way

That portion of the Northeast quarter of the Southeast quarter of Section 12, Township 20 South, Range 26 East, Mount Diablo Base and Meridian, described as follows:

Commencing at the East quarter corner of said Section 12;

Thence, North 88° 46'53" West, along the North line of the Southeast quarter of said Section, 76.83 feet;

Thence, South 01°13'07" West, 59.56 feet, to a point of the cusp of a non-tangent curve, concaved to the South, having a radius of 8040.00 feet, the initial radial which bears North 00°39'29" East, to the South right of way line of West Hermosa Street, said point being the True Point of Beginning;

Thence, Southeasterly, along the South right of way line of West Hermosa Street, said curve having an arc distance of 28.38 feet, through a central angle of 00°12'08", to the beginning of a tangent curve, concave to the North, having a radius of 30.00 feet;

Thence, Southeasterly along the West right of way line of North Westwood Avenue, said curve having an arc distance of 49.87 feet, through a central angle of 95°5'06", to a tangent curve, concave to the East, having a radius of 270.00 feet;

Thence, Southerly along said West right of way line, said curve having an arc distance of 66.77 feet, through a central angle of 14°10'08", to a tangent curve, concave to the West, having a radius of 270.00 feet;

Thence, Southerly along said West right of way Line, said curve having an arc distance of 27.27 feet, through a central angle of 04°44'03";

Thence, North 00°58'22" East, 12.39 feet;

Thence, North 13°01'11" West, 93.67 feet, to a tangent curve, concave to the East, having a radius of 34.00 feet;

Thence, Northwesterly along said curve, an arc distance of 25.55 feet, through a central angle of 43°03'23", to the True Point of Beginning.

Containing 3,244 square feet, more or less.

APN 199-210-035



L:\PROJECTS\2018\180117\ACAD\EXHIBITS\180117-EXHIB-205-210-035.DWG 7/18/2018 11:12 AM

WEST HERMOSA STREET

N88°46'53"W 76.83'
POINT OF COMMENCEMENT
E/4 COR. SEC. 12-20/26

N00°39'29"E(R)
S01°13'07"W 59.56'

TRUE POINT
OF BEGINNING

L=28.38'
R=8,040.00
Δ=00°12'08"

L=49.87'
R=30.00
Δ=95°15'06"

L=25.55'
R=34.00
Δ=43°03'23"

N13°01'11"W 93.67'

L=66.77'
R=270.00
Δ=14°10'08"

L=27.27'
R=330.00
Δ=04°44'03"

N00°58'22"E 12.39'

S74°51'28"E(R)

NORTH WESTWOOD AVENUE

APN 199-210-035



0' 30'
SCALE: 1" = 30'

LEGEND



R.O.W. DEDICATION

AREA: 3,244 SQ FT, MORE OR LESS



7/18/18

PROJECT NO.: 180117

DRAWN BY: AAP

QA/QC BY: JRJ

SCALE: 1" = 30'

SHEET NO.:

1 of 1

CITY OF LINDSAY

**APN 199-210-035
R.O.W. DEDICATION**



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VISALIA, CA 93292

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LINDSAY, CA 93247

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Pursuant to Govt. Code Sec. 6103

THIS SPACE FOR RECORDER'S USE ONLY

GRANT DEED

THE UNDERSIGNED GRANTOR(S) DECLARE(S)

DOCUMENTARY TRANSFER TAX IS \$ -0- Public Entity

() unincorporated area

() City of Lindsay

() Parcel No. portion of 205-051-015

(X) computed on full value of interest or property conveyed, or

() computed on full value less value of liens or encumbrances remaining at the time of sale, and

FOR VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,

SALVADOR CORTES AND OLIMPIA AVILA DE CORTES, hereby GRANTS to CITY OF LINDSAY, a Municipal Corporation, the following described real property in the County of Tulare, City of Lindsay, State of California, more particularly described as:

Exhibit 'A' attached hereto and made part a part hereof.

Dated 7-18-18

Salvador Cortes
SALVADOR CORTES
Olimpia Avila de Cortes
OLIMPIA AVILA DE CORTES

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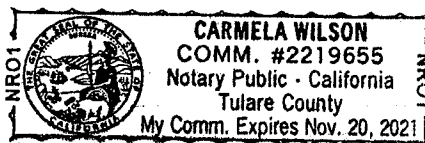
STATE OF CALIFORNIA
COUNTY OF TULARE

On 7-18-2018 before me, Carmela Wilson a Notary Public in and for said County and State, personally appeared Salvador Cortes and Olimpia Avila de Cortes proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity (ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Carmela Wilson



MAIL TAX STATEMENTS TO PARTY SHOWN ON THE FOLLOWING LINE; IF NO PARTY SHOWN, MAIL AS DIRECTED ABOVE

Name Street Address City & State

Exhibit A

Right of Way

That portion of Lot 13 of Fairlawn Addition to Lindsay, in the City of Lindsay, County of Tulare, State of California, per map filed February 27, 1912 in Book 6, Page 12 of Miscellaneous, described as follows:

Commencing at the West quarter corner of Section 7, Township 20 East, Range 27 South, Mount Diablo Base and Meridian;

Thence, North 89°00'12" East, along the South line of the Northwest quarter of said Section, 197.55 feet;

Thence, North 00°59'48" West, 20.00 feet, to the intersection of the North right of way line of West Hermosa Street and the East right of way line of an unnamed alley, said point being the Southwest corner of said Lot 13, said point being the True Point of Beginning;

Thence, North 00°59'48" West, along the West line of said Lot 13, 8.50 feet;

Thence, North 89°00'12" East, 138.27 feet;

Thence, North 29°00'36" East, 10.00 feet, to the West right of way line of Van Ness Avenue, said point being on the East line of said Lot 13;

Thence, South 00°59'48" East, along said East line of Lot 13, 17.16 feet, to the intersection of the North right of way line of West Hermosa Street and the West right of way line of Van Ness Avenue, said point also being the Southeast corner of said Lot 13;

Thence, South 89°00'12" West, along the South Line of Lot 13, 143.27 feet, to the True Point of Beginning.

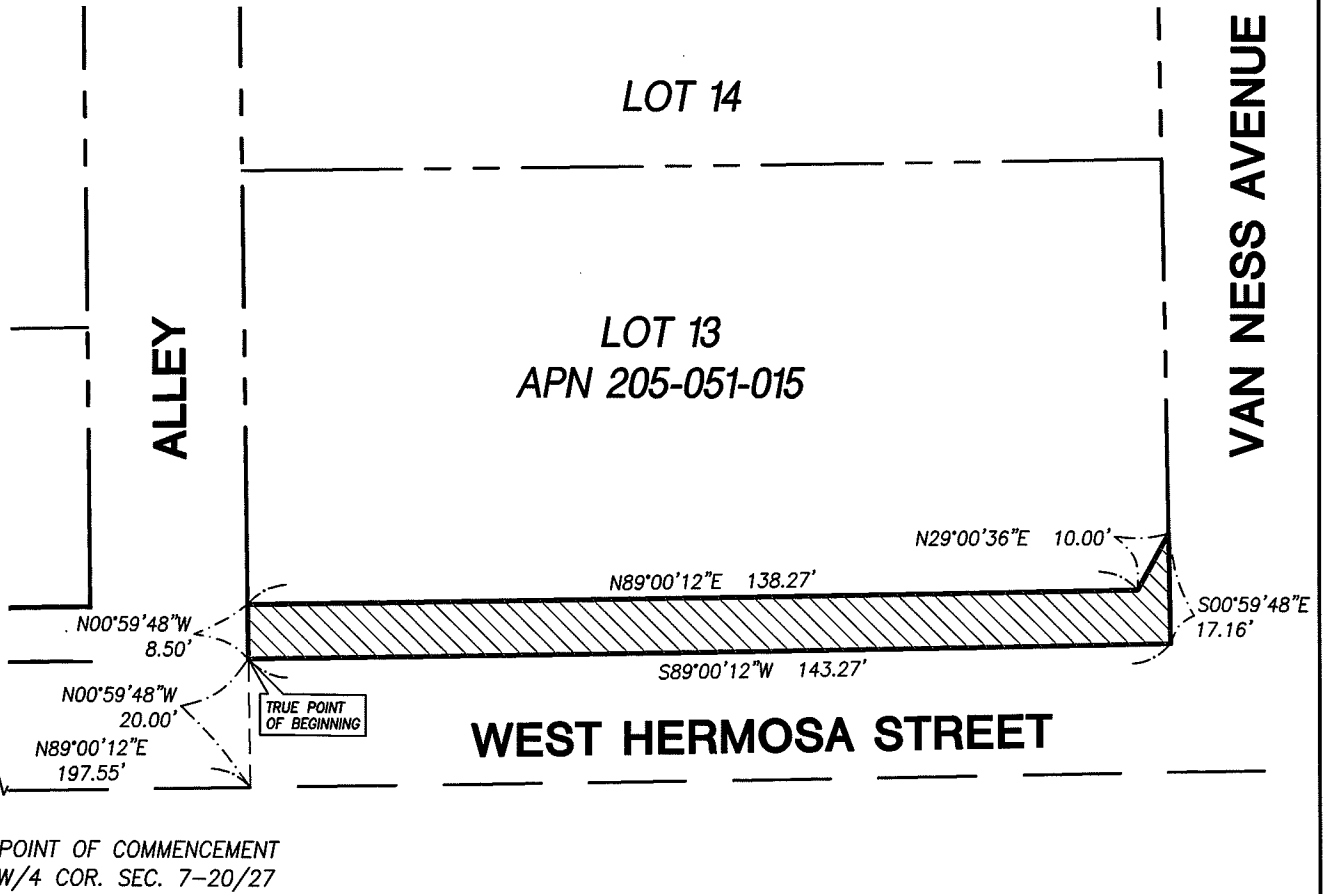
Containing 1,239 square feet, more or less.

APN 205-051-015



7/17/18

L:\PROJECTS\2018\180117\ACAD\EXHIBITS\180117-EXHIB-205-051-015.DWG 7/18/2018 11:11 AM



0' 30'
SCALE: 1" = 30'

LEGEND



R.O.W. DEDICATION

AREA: 1,239 SQ FT, MORE OR LESS



PROJECT NO.: 180117

DRAWN BY: AP

QA/QC BY: JRJ

SCALE: 1" = 30'

SHEET NO.:

1 OF 1

CITY OF LINDSAY

APN 205-051-015
R.O.W. DEDICATION



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Pursuant to Govt. Code Sec. 6103

GRANT DEED

THE UNDERSIGNED GRANTOR(S) DECLARE(S)

DOCUMENTARY TRANSFER TAX IS \$ -0- Public Entity

() unincorporated area

() City of Lindsay

() Parcel No. portion of 205-051-016

(X) computed on full value of interest or property conveyed, or

() computed on full value less value of liens or encumbrances remaining at the time of sale, and

FOR VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,

ROLDOLFO OROZCO AND DOLORES OROZCO, hereby GRANTS to CITY OF LINDSAY, a Municipal Corporation, the following described real property in the County of Tulare, City of Lindsay, State of California, more particularly described as:

Exhibit 'A' attached hereto and made part a part hereof.

Dated 7-18-18

Rodolfo Orozco

ROLDOLFO OROZCO

Dated 7-18-18

Dolores Orozco

DOLORES OROZCO

Dolores Orozco

Notary Public or other officer completing this certificate verifies only the identity of the individual who signed the Document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document

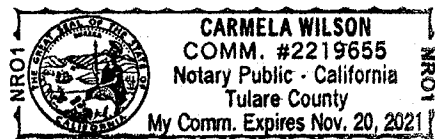
STATE OF CALIFORNIA
COUNTY OF TULARE

On 7-18-2018 before me, CARMELA Wilson a Notary Public in and for said County and State, personally appeared Rodolfo Orozco and Dolores Orozco proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity (ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Carmela Wilson



MAIL TAX STATEMENTS TO PARTY SHOWN ON THE FOLLOWING LINE; IF NO PARTY SHOWN, MAIL AS DIRECTED ABOVE

Name _____ Street Address _____ City & State _____

Exhibit A

Parcel 1 – Right of Way

That portion of Lot 12 of Fairlawn Addition to Lindsay, in the City of Lindsay, County of Tulare, State of California, per map filed February 27, 1912 in Book 6, Page 12 of Miscellaneous, described as follows:

Commencing at the West quarter corner of Section 7, Township 20 East, Range 27 South, Mount Diablo Base and Meridian:

Thence, North 89°00'12" East, along the South line of the Northwest quarter of said Section, 39.94 feet;

Thence, North 00°59'48" West, 20.00 feet, to the Intersection of the East Right of Way line of North Westwood Avenue and the North right of way line of West Hermosa Street, said point being the Southwest corner of said Lot 12, said point being the True Point of Beginning;

Thence, North 89°00'12" East, along the South line of said lot 12, a distance of 7.58 feet, to a point of the cusp with a non-tangent curve, concave to the Northeast, having a radius of 18.00 feet, the initial radial which bears North 36°04'43" East;

Thence, Northwesterly along said curve, an arc distance of 15.86 feet, through a central angle of 50°28'52";

Thence, North 03°26'24" West, 12.49 feet, to a point on the West line of said Lot 12;

Thence, South 01°10'46" East, along the West line of said Lot 12 and the East right of way line of North Westwood Avenue, 26.08 feet, to the True Point of Beginning.

Containing 40 square feet, more or less.

Parcel 2 – Right of Way

That portion of Lot 12 of Fairlawn Addition to Lindsay, in the City of Lindsay, County of Tulare, State of California, per map filed February 27, 1912 in Book 6, Page 12 of Miscellaneous, described as follows:

Commencing at the West quarter corner of Section 7, Township 20 East, Range 27 South, Mount Diablo Base and Meridian:

Thence, North 89°00'12" East, along the South line of the Northwest quarter of said Section, 172.79 feet;

Thence, North 00°59'48" West, 20.00 feet, to the intersection of the North right of way line of West Hermosa Street and the West right of way line of an unnamed alley, said point being the Southeast corner of said Lot 12, said point being the True Point of Beginning;

Thence, South 89°00'12" West, along the South line of said Lot 12, a distance of 50.14 feet;

Thence, North 82°48'12" East, 1.27 feet;

Thence, North 76°11'55" East, 37.73 feet;

Thence, North 89°00'12" East, 12.08 feet, to the East line of said Lot 12 and the West right of way line of an unnamed alley;

Thence, South 00°59'58" East, along the East line of said Lot 12, a distance of 8.50 feet, to the True Point of Beginning.

Containing 261 square feet.

APN 205-051-016

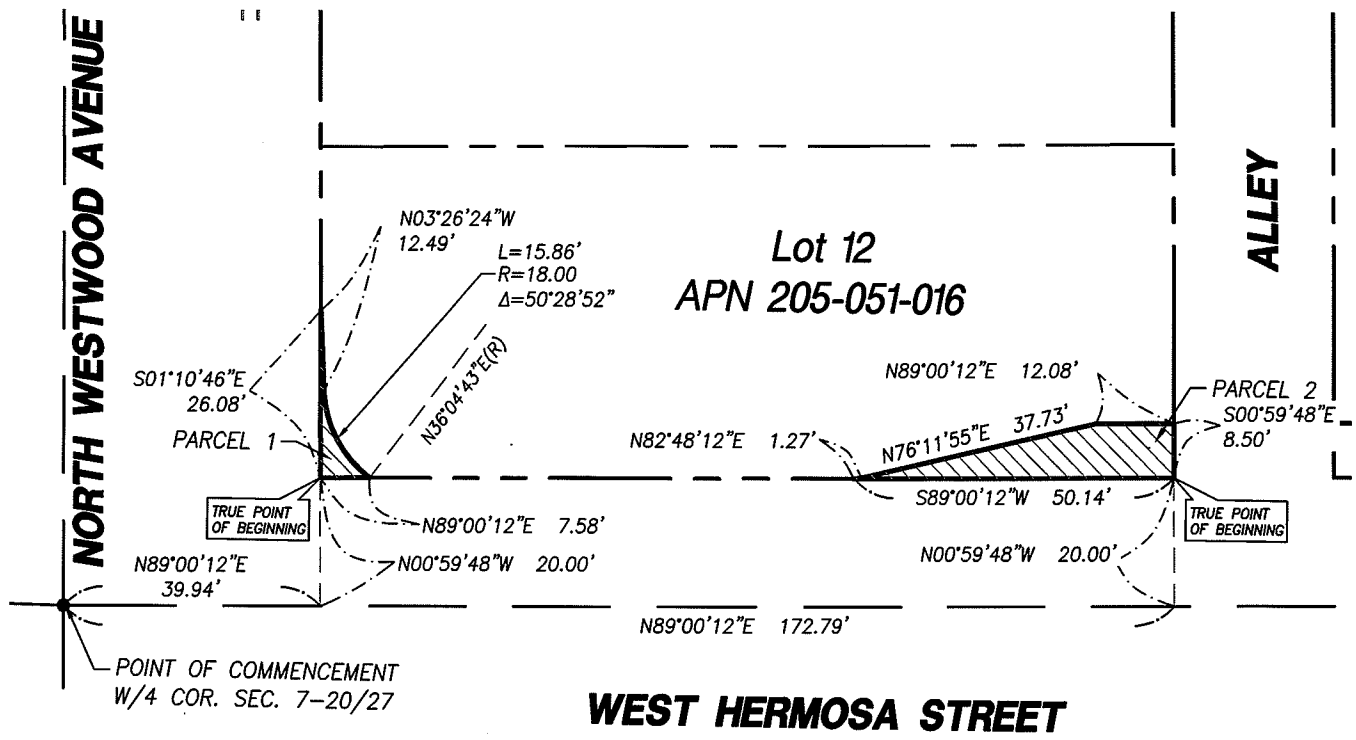


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NORTH WESTWOOD AVENUE

ALLEY

**Lot 12
APN 205-051-016**



0' 30'
SCALE: 1" = 30'

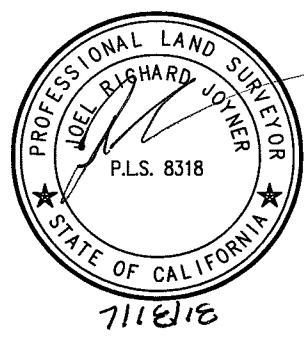
LEGEND



R.O.W. DEDICATION

AREA: 301 SQ FT, MORE OR LESS

12 LOT NO. PER FAIRLAWN ADDITION, R.M. 8-87



PROJECT NO.: 180117
DRAWN BY: AAP
QA/QC BY: JRJ
SCALE: 1" = 30'
SHEET NO.: 1 of 1

CITY OF LINDSAY

**APN 205-051-016
R.O.W. DEDICATION**



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Pursuant to Govt. Code Sec. 6103

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GRANT DEED

THE UNDERSIGNED GRANTOR(S) DECLARE(S)

DOCUMENTARY TRANSFER TAX IS \$ -0- Public Entity

() unincorporated area

() City of Lindsay

() Parcel No. portion of 205-040-005

(X) computed on full value of interest or property conveyed, or

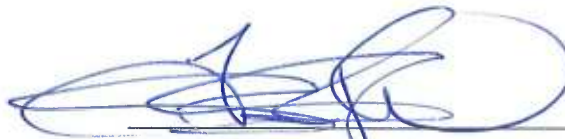
() computed on full value less value of liens or encumbrances remaining at the time of sale, and

FOR VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,

PALM TERRACE LP, L.P., hereby GRANTS to CITY OF LINDSAY, a Municipal Corporation, the following described real property in the County of Tulare, City of Lindsay, State of California, more particularly described as:

Exhibit 'A' attached hereto and made part a part hereof.

Dated 7-26-2018



PALM TERRACE LP, L.P., a California
limited partnership

Notary Public or other officer completing this certificate verifies only the identity of the individual who signed the Document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document

STATE OF CALIFORNIA
COUNTY OF TULARE

On July 26, 2018 before me, Olivia E. Gamboa a Notary Public in and for said County and State, personally appeared Thomas J. Collishaw proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity (ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



MAIL TAX STATEMENTS TO PARTY SHOWN ON THE FOLLOWING LINE; IF NO PARTY SHOWN, MAIL AS DIRECTED ABOVE

Name _____ Street Address _____ City & State _____

Exhibit A

Right of Way

That portion of the Northwest quarter of the Southwest quarter of Section 7, Township 20 South, Range 27 East, Mount Diablo Base and Meridian, described as follows:

Commencing at the West quarter corner of said Section 7;

Thence, South 89° 00'12" West, along the North line of the Southwest quarter of said Section, 78.83 feet;

Thence, South 00°56'48" East, 59.56 feet, to a point of the cusp of a non-tangent curve, concave to the South, having a radius of 8,040.00 feet, the initial radial which bears North 00°28'03" West, to the South right of way line of West Hermosa Street, said point being the True Point of Beginning;

Thence, Northwesterly, along the South right of way line of West Hermosa Street, said curve having an arc distance of 9.61 feet, through a central angle of 00°04'07", to the beginning of a tangent curve, concave to the North, having a radius of 30.00 feet;

Thence, Southwesterly, along the West right of way line of North Westwood Avenue, said curve having an arc distance of 39.05 feet, through a central angle of 74°34'30", to a point of the cusp of a non-tangent curve, concave to the North, having a radius of 48.00 feet, the initial radial which bears South 47°12'14" East, to the beginning of a tangent curve, concave to the North, having a radius of 183.00 feet;

Thence, Easterly along said curve, an arc distance of 25.34 feet, through a central angle of 07°56'02", to a tangent curve, concave to the North, having a radius of 143.00 feet;

Thence, Northerly along the said curve, an arc distance of 6.01 feet, through a central angle of 02°24'29", to the True Point of Beginning.

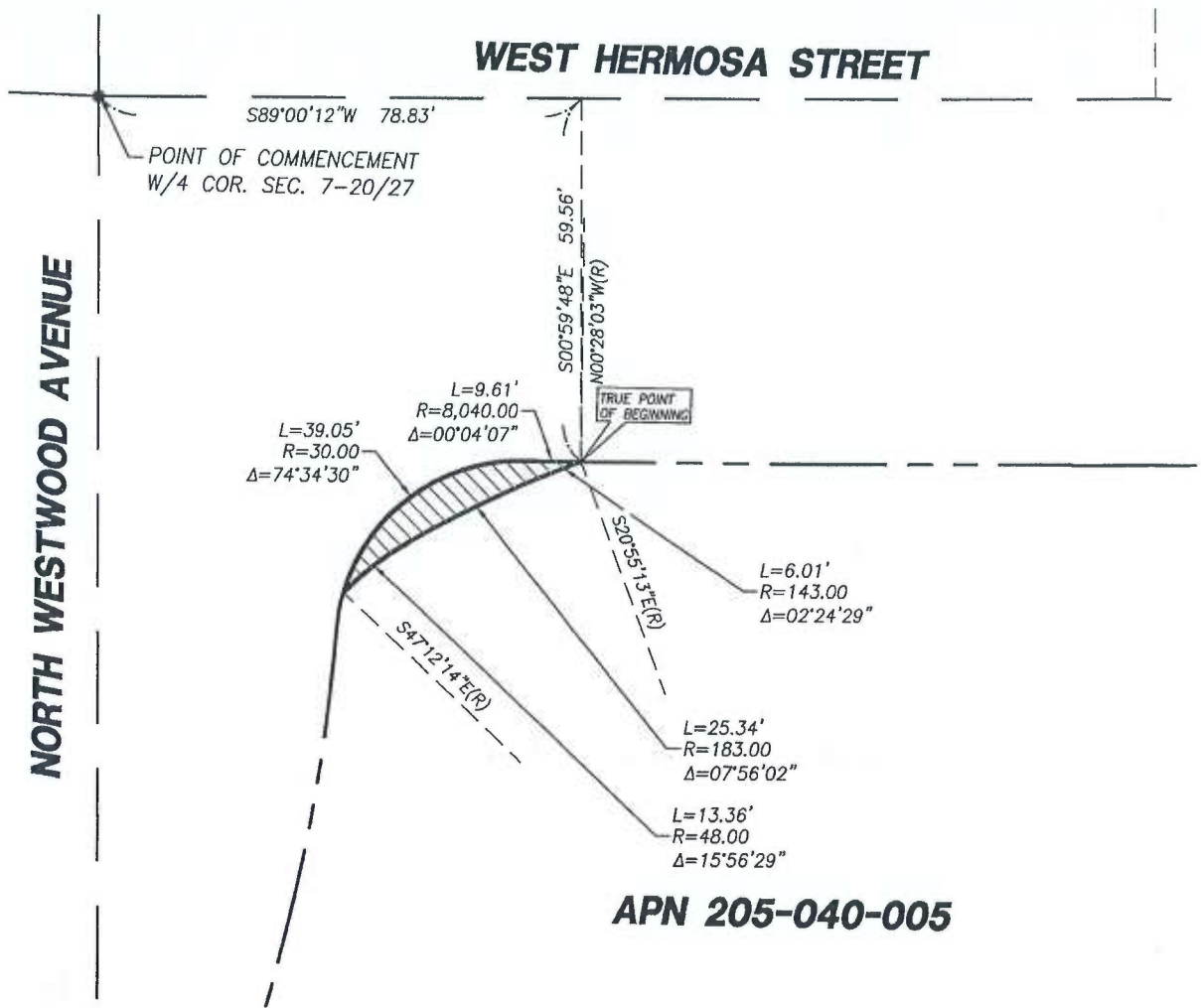
Containing 192 square feet, more or less.

APN 205-040-005



7117118

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0' 30'
SCALE: 1" = 30'

LEGEND



R.O.W. DEDICATION

AREA: 192 SQ FT, MORE OR LESS



7/18/18

PROJECT NO.: 180117
DRAWN BY: AAP
QA/QC BY: JRJ
SCALE: 1" = 30'
SHEET NO.: 1 of 1

CITY OF LINDSAY

**APN 205-040-005
R.O.W. DEDICATION**

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STAFF REPORT

AGENCY: CITY OF LINDSAY, CALIFORNIA
DATE: July 31, 2018
AGENDA #: 10
STAFF: Michael Camarena, Director of City Services

AGENDA ITEM

<i>TITLE</i>	Hermosa Street/Westwood Avenue Roundabout Project Award
<i>ACTION</i>	Notice of Award
<i>PURPOSE</i>	Statutory/Contractual Requirement Council Vision/Priority Discretionary Action Plan Implementation
<i>COUNCIL OBJECTIVE(S)</i>	Live in a safe, clean, comfortable and healthy environment. Increase our keen sense of identity in a physically connected and involved community. Nurture attractive residential neighborhoods and business districts. Advance economic diversity. Yield a fiscally self-reliant city government while providing effective, basic municipal services.

RECOMMENDATION

Award Hermosa Street/Westwood Avenue Roundabout Project to DOD Construction, LTD., Bakersfield.

BACKGROUND | ANALYSIS

On July 25, 2018, the City received bids for the Hermosa Street/Westwood Avenue Roundabout Project. There were 3 bids received and acknowledged. As opened, the bid results were;

- DOD Construction, LTD., Bakersfield \$1,586,314.30
- MAC General Engineering, Inc., Porterville \$1,820,426.06
- Bush Engineering, Inc., Visalia \$2,229,558.80 (\$2,158,105.52)

License check with the State of California Contractors Board found the licenses for these contractors were active and valid. Submitted bid bonds were also confirmed as valid.



STAFF REPORT

AGENCY: CITY OF LINDSAY, CALIFORNIA
DATE: July 31, 2018
AGENDA #: 10
STAFF: Michael Camarena, Director of City Services

The following items were identified during the abstract assembly and bid package review;

Bush Engineering, Inc.

1. There were 2 mathematical errors identified on their bid schedule. They are noted in the attachment and the total submitted bid was reduced by \$71,543.28. The revised bid amount did not change the position of the contractor and Bush Engineering, Inc., remains the third low bidder.

DOD Construction, LTD.

1. The electrical sub-contractor Department of Industrial Relations (DIR) license listed for DOD Construction, LTD., expired as of June 30, 2018. As the sub-contractor does not qualify for this project, substitution based on this fact is allowed.
2. The contractor proposal page did not list the value nor the percentage of work to be performed by the 2 subcontractors (electrical and striping) listed. The requirement is for the prime contractor to list the sub-contractor, the value of the subcontract and the percentage of work based on the value. This is required for any work that exceeds one half (1/2) of one percent (1%). The office of City Attorney Mario Zamora submitted the following response;

"It can be waived if the waiver does not allow the bidder to change the amount of his bid AND does not give the bidder an advantage over other bidders.

The City cannot require the bidder to put in the sub numbers before awarding the bid. This would give the sub the power to decline to do so and effectively withdraw his bid without forfeiting his bid bond. This is something other subs cannot do and thus would be an advantage over other bidders.

If the omission of the sub numbers does not affect the total bid amount, the City has the option of waiving the omission or declaring the bid non-responsive and taking the second low bid."

ALTERNATIVES

- Award Hermosa Street/Westwood Avenue Roundabout Project to DOD Construction, LTD., Bakersfield as recommended;
- Do not award project and provide direction to staff. Project funds dedicated through Self Help Enterprises (SHE) would be jeopardized.

BENEFIT TO OR IMPACT ON CITY RESOURCES

Award of this contract will allow the Hermosa Street/Westwood Roundabout project to move forward to construction.



STAFF REPORT

AGENCY: CITY OF LINDSAY, CALIFORNIA
DATE: July 31, 2018
AGENDA #: 10
STAFF: Michael Camarena, Director of City Services

ENVIRONMENTAL REVIEW

Previously completed

POLICY ISSUES

None at this time

PUBLIC OUTREACH

- Several public meeting were conducted prior to formal bid process.
- Direct contract with qualified contractors as well as posting of the project plans and specification in builder's exchange locations.
- Posted in this agenda

ATTACHMENTS

- Abstract of bids

Abstract

2016-5 Alley Reconstruction from Hermosa St to Frazier St
 Bid Opening on 3/30/2017 @10:00 am

1. DOD Construction 2. MAC General Engineering, Inc 3. Bush Engineering, Inc
 Lic # 624970 Lic # 988712 Lic # 888139

No.	Section Four	Item Description	Units	Quantity	Unit Cost	Total	Unit Cost	Total	Unit Cost	Total	Unit Cost	Total
1	B-1	Mobilization	LS	1	\$ 100,000.00	\$ 100,000.00	\$ 100,000.00	\$ 100,000.00	\$ 47,449.92	\$ 47,449.92	\$ 136,026.59	\$ 136,026.59
2	B-5	Water Pollution Prevention	LS	1	\$ 4,500.00	\$ 4,500.00	\$ 5,000.00	\$ 5,000.00	\$ 9,198.27	\$ 9,198.27	\$ 18,679.00	\$ 18,679.00
3	C-3	Dust Control	LS	1	\$ 20,000.00	\$ 20,000.00	\$ 3,000.00	\$ 3,000.00	\$ 16,992.33	\$ 16,992.33	\$ 17,094.00	\$ 17,094.00
4	D-2	Construction Area Signs	EA	8	\$ 300.00	\$ 2,400.00	\$ 500.00	\$ 4,000.00	\$ 517.41	\$ 4,139.28	\$ 336.88	\$ 2,695.04
5	D-3	Vehicular Traffic Control	LS	1	\$ 100,000.00	\$ 100,000.00	\$ 100,000.00	\$ 100,000.00	\$ 77,977.36	\$ 77,977.36	\$ 122,100.00	\$ 122,100.00
6	D-8	Portable Changeable Message Sign	EA	3	\$ 10,000.00	\$ 30,000.00	\$ 4,500.00	\$ 13,500.00	\$ 12,447.87	\$ 37,343.61	\$ 3,300.00	\$ 9,900.00
7	D-9	Temporary Pavement Marking (Paint)	SQFT	367	\$ 2.50	\$ 917.50	\$ 4.00	\$ 1,468.00	\$ 44.05	\$ 16,166.35	\$ 3.30	\$ 1,211.10
8	D-9	Temporary Traffic Stripe (Paint)	LF	5681	\$ 0.50	\$ 2,840.50	\$ 1.25	\$ 7,101.25	\$ 0.42	\$ 2,386.02	\$ 1.10	\$ 6,249.10
9	D-9	Channelizer (Surface Mounted)	EA	300	\$ 35.00	\$ 10,500.00	\$ 50.00	\$ 15,000.00	\$ 41.47	\$ 12,441.00	\$ 55.00	\$ 16,500.00
10	G-2	Replace Survey Monument	EA	1	\$ 2,000.00	\$ 2,000.00	\$ 1,500.00	\$ 1,500.00	\$ 2,904.86	\$ 2,904.86	\$ 5,438.40	\$ 5,438.40
11	G-4	Remove Roadside Sign	EA	19	\$ 140.00	\$ 2,660.00	\$ 500.00	\$ 9,500.00	\$ 162.73	\$ 3,091.87	\$ 110.98	\$ 2,108.62
12	G-5	Remove Concrete Curb and Gutter	LF	1528	\$ 15.00	\$ 22,920.00	\$ 15.00	\$ 22,920.00	\$ 12.63	\$ 19,298.64	\$ 16.50	\$ 25,212.00
13	G-5	Remove Concrete Sidewalk	SQFT	8582	\$ 5.00	\$ 42,910.00	\$ 2.75	\$ 23,600.50	\$ 3.75	\$ 32,182.50	\$ 3.03	\$ 26,003.46
14	G-5	Remove Concrete (Miscellaneous-Cross Gutter)	SQFT	1010	\$ 5.00	\$ 5,050.00	\$ 3.00	\$ 3,030.00	\$ 6.37	\$ 6,433.70	\$ 7.81	\$ 7,888.10
15	G-6	Clearing and Grubbing	LS	1	\$ 10,000.00	\$ 10,000.00	\$ 40,000.00	\$ 40,000.00	\$ 12,868.53	\$ 12,868.53	\$ 15,078.80	\$ 15,078.80
16	G-6	Remove Tree	EA	4	\$ 950.00	\$ 3,800.00	\$ 2,000.00	\$ 8,000.00	\$ 1,311.20	\$ 5,244.80	\$ 495.00	\$ 1,980.00
17	H-10	Minor Concrete (Retaining Curb)	LF	482	\$ 30.00	\$ 14,460.00	\$ 20.00	\$ 9,640.00	\$ 12.36	\$ 5,957.52	\$ 45.18	\$ 21,776.76
18	H-10	Minor Concrete (City Barrier Type Curb)	LF	1439	\$ 30.00	\$ 43,170.00	\$ 20.00	\$ 28,780.00	\$ 16.43	\$ 23,642.77	\$ 16.42	\$ 23,628.38
19	H-10	Minor Concrete (Truck Apron Curb)	LF	222	\$ 35.00	\$ 7,770.00	\$ 25.00	\$ 5,550.00	\$ 49.39	\$ 10,964.58	\$ 70.77	\$ 15,710.94
20	H-10	Minor Concrete (Central Island Curb)	LF	142	\$ 35.00	\$ 4,970.00	\$ 25.00	\$ 3,550.00	\$ 40.70	\$ 5,779.40	\$ 78.34	\$ 11,124.28
21	H-10	Minor Concrete (City Cross Gutter)	CY	4	\$ 650.00	\$ 2,600.00	\$ 700.00	\$ 2,800.00	\$ 1,344.74	\$ 5,378.96	\$ 2,303.95	\$ 9,215.80
22	H-10	Minor Concrete (Miscellaneous Concrete - Bus Pad)	SQFT	1362	\$ 20.00	\$ 27,240.00	\$ 8.00	\$ 10,896.00	\$ 22.76	\$ 30,999.12	\$ 27.12	\$ 36,937.44
23	H-10	Minor Concrete (City Barrier Type Curb and Gutter)	LF	1365	\$ 30.00	\$ 40,950.00	\$ 30.00	\$ 40,950.00	\$ 51.25	\$ 69,956.25	\$ 35.93	\$ 49,044.45
24	H-10	Minor Concrete (Modified City Barrier Type Curb and Gutter)	LF	32	\$ 35.00	\$ 1,120.00	\$ 35.00	\$ 1,120.00	\$ 156.01	\$ 4,992.32	\$ 118.28	\$ 3,784.96
25	H-10	Minor Concrete (City Rolled Type Curb and Gutter)	LF	32	\$ 35.00	\$ 1,120.00	\$ 35.00	\$ 1,120.00	\$ 162.05	\$ 5,185.60	\$ 118.28	\$ 3,784.96
26	H-10	Minor Concrete (Driveway)	SQFT	1476	\$ 16.00	\$ 23,616.00	\$ 7.00	\$ 10,332.00	\$ 19.14	\$ 28,250.64	\$ 17.48	\$ 25,800.48
27	H-10	Minor Concrete (Stamped Concrete)	SQFT	456	\$ 15.00	\$ 6,840.00	\$ 14.00	\$ 6,384.00	\$ 25.29	\$ 11,532.24	\$ 23.08	\$ 10,524.48
28	H-10	Minor Concrete (Sidewalk)	SQFT	11659	\$ 8.00	\$ 93,272.00	\$ 4.75	\$ 55,380.25	\$ 6.30	\$ 73,451.70	\$ 11.29	\$ 131,630.11
29	H-10	Minor Concrete (Pedestrian Refuge)	SQFT	569	\$ 16.00	\$ 9,104.00	\$ 20.00	\$ 11,380.00	\$ 18.57	\$ 10,566.33	\$ 18.41	\$ 10,475.29
30	H-11	Detectable Warning Surface	SQFT	515	\$ 45.00	\$ 23,175.00	\$ 60.00	\$ 30,900.00	\$ 62.71	\$ 32,295.65	\$ 52.80	\$ 27,192.00
31	I-1	Class 2 Aggregate Base	CY	1700	\$ 65.00	\$ 110,500.00	\$ 60.00	\$ 102,000.00	\$ 111.37	\$ 189,329.00	\$ 118.19	\$ 200,923.00
32	I-2	Hot Mix Asphalt (Type A)	TON	890	\$ 140.00	\$ 124,600.00	\$ 115.00	\$ 102,350.00	\$ 134.49	\$ 119,696.10	\$ 184.97	\$ 164,623.30
33	I-3	Textured Hot Mix Asphalt (Truck Apron)	SQYD	250	\$ 50.00	\$ 12,500.00	\$ 60.00	\$ 15,000.00	\$ 214.64	\$ 53,660.00	\$ 420.93	\$ 105,232.50
34	I-4	Slurry Seal (Type II)	TON	8	\$ 750.00	\$ 6,000.00	\$ 400.00	\$ 3,200.00	\$ 2,359.73	\$ 18,877.84	\$ 2,062.50	\$ 16,500.00
35	J-3	6" HDPE Pipe	LF	192	\$ 85.00	\$ 16,320.00	\$ 200.00	\$ 38,400.00	\$ 139.69	\$ 26,820.48	\$ 83.00	\$ 15,936.00
36	J-4	12" Reinforced Concrete Pipe	LF	305	\$ 175.00	\$ 53,375.00	\$ 300.00	\$ 91,500.00	\$ 106.68	\$ 32,537.40	\$ 88.00	\$ 26,840.00
37	J-9	City Standard Manhole	EA	4	\$ 3,800.00	\$ 15,200.00	\$ 3,500.00	\$ 14,000.00	\$ 11,231.10	\$ 44,924.40	\$ 5,170.00	\$ 20,680.00
38	J-10	City Standard Drop Inlet	EA	7	\$ 4,000.00	\$ 28,000.00	\$ 3,000.00	\$ 21,000.00	\$ 7,779.28	\$ 54,454.96	\$ 4,950.00	\$ 34,650.00
39	J-11	Landscape Drain	EA	4	\$ 1,500.00	\$ 6,000.00	\$ 2,500.00	\$ 10,000.00	\$ 1,344.74	\$ 5,378.96	\$ 2,920.00	\$ 11,680.00
40	J-12	Remove Pipe	LF	57	\$ 57.00	\$ 3,249.00	\$ 50.00	\$ 2,850.00	\$ 112.88	\$ 6,434.16	\$ 33.00	\$ 1,881.00
41	J-12	Remove Inlet	EA	1	\$ 1,200.00	\$ 1,200.00	\$ 1,500.00	\$ 1,500.00	\$ 6,434.26	\$ 6,434.26	\$ 2,200.00	\$ 2,200.00
42	K-3	4" Sch 40 Pipe Conduit with Pull Tape (Landscaping Sleeve)	LF	235	\$ 20.00	\$ 4,700.00	\$ 160.00	\$ 37,600.00	\$ 73.85	\$ 17,354.75	\$ 65.00	\$ 15,275.00
43	K-3	8" Sch 40 Pipe Conduit with Pull Tape (Landscaping Sleeve)	LF	218	\$ 30.00	\$ 6,540.00	\$ 180.00	\$ 39,240.00	\$ 68.82	\$ 15,002.76	\$ 95.00	\$ 20,710.00
44	K-3	1" Backflow Preventer Assembly	EA	1	\$ 3,500.00	\$ 3,500.00	\$ 4,000.00	\$ 4,000.00	\$ 6,625.10	\$ 6,625.10	\$ 2,750.00	\$ 2,750.00
45	K-4	Relocate Water Meter	EA	1	\$ 2,000.00	\$ 2,000.00	\$ 1,000.00	\$ 1,000.00	\$ 5,244.80	\$ 5,244.80	\$ 2,200.00	\$ 2,200.00
46	K-4	Relocate Backflow Preventer Assembly	EA	1	\$ 2,500.00	\$ 2,500.00	\$ 2,000.00	\$ 2,000.00	\$ 5,244.80	\$ 5,244.80	\$ 2,000.00	\$ 2,000.00
47	K-5	Install Water Meter	EA	1	\$ 6,600.00	\$ 6,600.00	\$ 3,500.00	\$ 3,500.00	\$ 5,693.40	\$ 5,693.40	\$ 2,200.00	\$ 2,200.00

48	L-2	Adjust Chain Link Fence and Gate	LS	1	\$ 2,000.00	\$ 2,000.00	\$ 5,000.00	\$ 5,000.00	\$ 4,606.00	\$ 4,606.00	\$ 4,327.40	\$ 4,327.40
49	L-3	Split Rail Wood Fence	LF	74	\$ 100.00	\$ 7,400.00	\$ 200.00	\$ 14,800.00	\$ 62.24	\$ 4,605.76	\$ 74.80	\$ 5,535.20
50	M-1	Potholing	LS	1	\$ 20,000.00	\$ 20,000.00	\$ 5,000.00	\$ 5,000.00	\$ 1,950.26	\$ 1,950.26	\$ 2,000.00	\$ 2,000.00
51	M-2	Adjust Manhole to Grade	EA	3	\$ 1,200.00	\$ 3,600.00	\$ 1,500.00	\$ 4,500.00	\$ 2,129.81	\$ 6,389.43	\$ 1,750.00	\$ 5,250.00
52	M-3	Relocate City Pull Box	EA	2	\$ 2,000.00	\$ 4,000.00	\$ 1,200.00	\$ 2,400.00	\$ 2,622.41	\$ 5,244.82	\$ 825.00	\$ 1,650.00
53	M-3	Adjust Pull Box	EA	10	\$ 975.00	\$ 9,750.00	\$ 500.00	\$ 5,000.00	\$ 580.97	\$ 5,809.70	\$ 448.14	\$ 4,481.40
54	M-3	Adjust Water Meter Box to Grade	EA	1	\$ 375.00	\$ 375.00	\$ 500.00	\$ 500.00	\$ 888.98	\$ 888.98	\$ 750.00	\$ 750.00
55	M-3	Adjust Water Valve Box Frame and Cover to Grade	EA	8	\$ 800.00	\$ 6,400.00	\$ 500.00	\$ 4,000.00	\$ 111.12	\$ 888.96	\$ 250.00	\$ 2,000.00
56	M-4	Remove Fire Hydrant, Valve and Lateral	EA	1	\$ 2,000.00	\$ 2,000.00	\$ 3,000.00	\$ 3,000.00	\$ 5,244.80	\$ 5,244.80	\$ 2,000.00	\$ 2,000.00
57	M-4	Remove City Pull Box	EA	2	\$ 1,000.00	\$ 2,000.00	\$ 300.00	\$ 600.00	\$ 1,258.53	\$ 2,517.06	\$ 1,100.00	\$ 2,200.00
58	M-4	Remove City Electrical Pedestal	EA	1	\$ 1,000.00	\$ 1,000.00	\$ 2,500.00	\$ 2,500.00	\$ 4,278.98	\$ 4,278.98	\$ 3,740.00	\$ 3,740.00
59	M-4	Install Fire Hydrant, Valve and Lateral	EA	1	\$ 6,500.00	\$ 6,500.00	\$ 6,500.00	\$ 6,500.00	\$ 15,596.70	\$ 15,596.70	\$ 7,000.00	\$ 7,000.00
60	N-1	Roadway Excavation	CY	3590	\$ 50.00	\$ 179,500.00	\$ 40.00	\$ 143,600.00	\$ 70.69	\$ 253,777.10	\$ 130.79	\$ 469,536.10
61	N-3	Topsoil Backfill	CY	726	\$ 28.00	\$ 20,328.00	\$ 60.00	\$ 43,560.00	\$ 63.21	\$ 45,890.46	\$ 36.63	\$ 26,593.38
62	O-1	6" Traffic Stripe	LF	3597	\$ 0.60	\$ 2,158.20	\$ 1.25	\$ 4,496.25	\$ 0.49	\$ 1,762.53	\$ 1.10	\$ 3,956.70
63	O-1	8" Traffic Stripe	LF	609	\$ 0.70	\$ 426.30	\$ 1.50	\$ 913.50	\$ 0.65	\$ 395.85	\$ 1.38	\$ 840.42
64	O-1	6" Traffic Stripe (Broken 17-7)	LF	276	\$ 0.80	\$ 220.80	\$ 1.25	\$ 345.00	\$ 0.35	\$ 96.60	\$ 1.10	\$ 303.60
65	O-1	6" Traffic Stripe (Broken 12-3)	LF	302	\$ 0.80	\$ 241.60	\$ 1.50	\$ 453.00	\$ 0.35	\$ 105.70	\$ 1.10	\$ 332.20
66	O-1	8" Traffic Stripe (Broken 12-3)	LF	181	\$ 0.90	\$ 162.90	\$ 1.55	\$ 280.55	\$ 0.48	\$ 86.88	\$ 1.38	\$ 249.78
67	O-1	Pavement Marking	SQFT	1445	\$ 4.00	\$ 5,780.00	\$ 5.30	\$ 7,658.50	\$ 5.03	\$ 7,268.35	\$ 5.50	\$ 7,947.50
68	O-1	Pavement Marker (Retroreflective)	EA	14	\$ 5.00	\$ 70.00	\$ 12.00	\$ 168.00	\$ 6.04	\$ 84.56	\$ 11.00	\$ 154.00
69	O-2	Green Pavement Markings	SQFT	538	\$ 4.00	\$ 2,152.00	\$ 7.50	\$ 4,035.00	\$ 31.46	\$ 16,925.48	\$ 7.70	\$ 4,142.60
70	O-3	Object Marker (Type K)	EA	4	\$ 75.00	\$ 300.00	\$ 75.00	\$ 300.00	\$ 49.69	\$ 198.76	\$ 71.50	\$ 286.00
71	O-3	Object Marker (Type N)	EA	4	\$ 75.00	\$ 300.00	\$ 150.00	\$ 600.00	\$ 79.79	\$ 319.16	\$ 121.00	\$ 484.00
72	O-4	Remove Traffic Stripe	LF	7685	\$ 1.00	\$ 7,685.00	\$ 1.30	\$ 9,990.50	\$ 3.15	\$ 24,207.75	\$ 1.10	\$ 8,453.50
73	O-4	Remove Pavement Marking	SQFT	838	\$ 3.00	\$ 2,514.00	\$ 4.00	\$ 3,352.00	\$ 7.55	\$ 6,326.90	\$ 3.30	\$ 2,765.40
74	O-5	Furnish Single Sheet Aluminum Sign (0.063"-Unframed)	SQFT	402	\$ 11.00	\$ 4,422.00	\$ 30.00	\$ 12,060.00	\$ 15.10	\$ 6,070.20	\$ 27.50	\$ 11,055.00
75	O-5	Furnish Single Sheet Aluminum Sign (0.080"-Unframed)	SQFT	32	\$ 12.00	\$ 384.00	\$ 30.00	\$ 960.00	\$ 18.88	\$ 604.16	\$ 27.50	\$ 880.00
76	O-5	Furnish Single Sheet Aluminum Sign (0.080"-Framed)	SQFT	44	\$ 29.00	\$ 1,276.00	\$ 40.00	\$ 1,760.00	\$ 18.88	\$ 830.72	\$ 38.50	\$ 1,694.00
77	O-6	Roadside Sign - One Post	EA	38	\$ 160.00	\$ 6,080.00	\$ 180.00	\$ 6,840.00	\$ 232.82	\$ 8,847.16	\$ 154.00	\$ 5,852.00
78	O-6	Roadside Sign - Two Post	EA	8	\$ 515.00	\$ 4,120.00	\$ 400.00	\$ 3,200.00	\$ 295.76	\$ 2,366.08	\$ 330.00	\$ 2,640.00
79	O-6	Roadside Sign - Placed on Existing Post	EA	9	\$ 75.00	\$ 675.00	\$ 200.00	\$ 1,800.00	\$ 210.45	\$ 1,894.05	\$ 110.00	\$ 990.00
80	O-6	Install Sign (Strap and Saddle Bracket Method)	EA	4	\$ 75.00	\$ 300.00	\$ 150.00	\$ 600.00	\$ 207.65	\$ 830.60	\$ 110.00	\$ 440.00
81	P-6	Lighting & Electrical	LS	1	\$ 135,000.00	\$ 135,000.00	\$ 180,000.00	\$ 180,000.00	\$ 140,954.70	\$ 140,954.70	\$ 123,200.00	\$ 123,200.00
82	P-6	Electrical Service (Irrigation)	LS	1	\$ 8,000.00	\$ 8,000.00	\$ 40,000.00	\$ 40,000.00	\$ 3,775.57	\$ 3,775.57	\$ 3,300.00	\$ 3,300.00
					Sub Total Construction		\$ 1,509,809.80	\$ 1,586,314.30	\$ 1,820,426.06	\$ 1,820,426.06	\$ 2,158,105.52	\$ 2,158,105.52
					Contingency (10%)		\$ 150,980.98	\$ 1,586,314.30	\$ 1,820,426.06	\$ 1,820,426.06	\$ 2,229,558.80	\$ 2,229,558.80
					Total Construction		\$ 1,660,790.78	\$ -	\$ -	\$ -	\$ (71,453.28)	\$ (71,453.28)



STAFF REPORT

AGENCY: CITY OF LINDSAY, CALIFORNIA
DATE: July 31, 2018
AGENDA #: 11
STAFF: Michael Camarena, Director of City Services

AGENDA ITEM

<i>TITLE</i>	Hermosa Street/Westwood Avenue Roundabout Landscape Project Award
<i>ACTION</i>	Rejection of Bids
<i>PURPOSE</i>	Statutory/Contractual Requirement Council Vision/Priority Discretionary Action Plan Implementation
<i>COUNCIL OBJECTIVE(S)</i>	Live in a safe, clean, comfortable and healthy environment. Increase our keen sense of identity in a physically connected and involved community. Nurture attractive residential neighborhoods and business districts. Advance economic diversity. Yield a fiscally self-reliant city government while providing effective, basic municipal services.

RECOMMENDATION

Reject Hermosa Street/Westwood Avenue Roundabout Landscape Project Bids

BACKGROUND | ANALYSIS

On July 25, 2018, the City received 2 bids for the Hermosa Street/Westwood Avenue Roundabout Landscape Project. Listed below are the results of the submitted and acknowledged bids:

- Quality Landscape, Visalia \$186,617.50
- Elite Landscape, Clovis \$167,355.00

The advertised Opinion of Probable Cost (OPC) was \$71,500. As both bids significantly exceeded the OPC, it is recommended Council reject the bids. As stated in the project specifications,

The right is reserved by the City of Lindsay to reject any or all bids, to evaluate the bids submitted and to award the contract according to the proposal which best serves the interests of said City.

The specifications also identified, that the award of the landscape portion of the project could have occurred with the roundabout construction but would then be suspended as the landscape work would



STAFF REPORT

AGENCY: CITY OF LINDSAY, CALIFORNIA
DATE: July 31, 2018
AGENDA #: 11
STAFF: Michael Camarena, Director of City Services

not occur until the roundabout was near completion. With this in mind, there is opportunity to rebid the landscaping portion of the project if Council so desires.

ALTERNATIVES

- Reject bids as recommended.
- Do not Reject bids as recommended and provide direction to staff.

BENEFIT TO OR IMPACT ON CITY RESOURCES

The landscape portion of the project will complete the roundabout project, but must be within budget constraints. There is opportunity to rebid the project if Council desires.

ENVIRONMENTAL REVIEW

Previously completed

POLICY ISSUES

None at this time

PUBLIC OUTREACH

- Several public meeting were conducted prior to formal bid process.
- Direct contract with qualified contractors as well as posting of the project plans and specification in builder's exchange locations.
- Posted in this agenda

ATTACHMENTS

- Abstract of bids



STAFF REPORT

AGENCY: CITY OF LINDSAY, CALIFORNIA
 DATE: July 31, 2018
 AGENDA #: 12
 STAFF: Michael Camarena, Director of City Services

AGENDA ITEM

TITLE Soccer Park Fence (Sequoia Avenue) and Equipment Study Session

ACTION Selection of Fencing

PURPOSE Statutory/Contractual Requirement
 Council Vision/Priority
 Discretionary Action
 Plan Implementation

COUNCIL OBJECTIVE(S) Live in a safe, clean, comfortable and healthy environment.
 Increase our keen sense of identity in a physically connected and involved community.
 Nurture attractive residential neighborhoods and business districts.
 Advance economic diversity.
 Yield a fiscally self-reliant city government while providing effective, basic municipal services.

RECOMMENDATION

Selection and Approval of Sequoia Avenue Fence Material

BACKGROUND | ANALYSIS

The frontage of the golf course along Sequoia Avenue was separated by 12' tall Oleander bushes. The Oleander was removed as part of the demolition portion of the soccer park project. The intent is to install an 8' tall chain link fence. There are 2 options with this fence, one is to install a standard, 11-gauge wire material. The other option is to install a green vinyl coated fence material.

Prices received were from the following contractors;

	8' tall standard fence	8' tall vinyl coated fence
• Anderson Fence**	\$42,930.00	\$71,872.00
• Spence Fence	\$13,030.00	\$17,950.00
• Valley Fence	\$19,991.00	no proposal provided



STAFF REPORT

AGENCY: CITY OF LINDSAY, CALIFORNIA
 DATE: July 31, 2018
 AGENDA #: 12
 STAFF: Michael Camarena, Director of City Services

** The Anderson Fence proposal included 9-gauge fence material.

The proposals included equipment gates and 2, 4' wide passage gates. Access will be controlled by the City Recreation staff.

The soccer park conversion has been funded by the Housing Related Parks Program (HRPP). The \$330,275 committed to the soccer park and club house projects has been expended (a final cost summary will be provided with the acceptance of the projects). The funding for this proposed fence and any equipment for the soccer park will come from Park funds. The soccer park project will have 3 change orders (concrete footings that were discovered and removed, irrigation control wiring replacement and one additional tree removed) that will also come from these park funds.

The equipment proposed for the soccer park was proposed to be (with the costs of equipment);

- | | |
|---------------------------------|---------------------------|
| 1. Goals, 6 sets | \$18,000 - \$31,000 range |
| 2. Corner Flags, 6 sets | \$500 - \$650 range |
| 3. Field Striper (aerosol) | \$150 - \$250 range |
| 4. Field Striper (5 gallon) | \$1,400 - \$2,500 range |
| 5. 20'x20' prefab storage unit | \$4,800 - \$5,200 range |
| 6. 20 trash and 20 recycle cans | \$1,300 - \$2,000 range |

Total Equipment \$26,150 - \$41,600

ALTERNATIVES

- Select and approve fence material
- Do not select fence material and provide direction to staff

BENEFIT TO OR IMPACT ON CITY RESOURCES

Creates necessary separation between soccer park and Sequoia Avenue and provides access with pedestrian gates and vehicle/equipment access gate.

ENVIRONMENTAL REVIEW

None necessary

POLICY ISSUES

None at this time

PUBLIC OUTREACH

Posted in this agenda

ATTACHMENTS

- Fencing proposals from Valley Fence, Spence Fence and Anderson Fencing



784-2112
FREE
ESTIMATES



All Types of Fencing - Installations & Materials
770 So. Main St., Porterville, Ca. 93257

Height:	8'	Name:	City of Lindsay	Attn: Neyba
Length:	499	Address:	860 N. Sequoia	
Type of Wire:	9ga. BK	City:	Lindsay	
Top Rail:	1 5/8" O.D.	Phone:	559-562-5196	
End Posts:	2 7/8" O.D.	Job Address:		
Line Post:	2 3/8" O.D.	Date:	7/17/2018	
Gates:	1-10' x 6' double drive	PRICING		
		Fencing:	42,345.00	
		Gates:	585.00	
		Extra:		
		Total:	42,930.00	

Proposal to furnish labor and materials needed to install 499' of chain link fencing.

Total \$42,930.00

Option: Green coated add \$58/ft

Does not include concrete mowstrip.

Customer hereby assumes full responsibility for pulling permits, the location of the line upon which said fence material are to be installed, and agrees to be responsible for moving any shrubs, foliage, or existing fencing and for leveling ground. NOTE: Full payment due on job completion, 1 1/2% per month interest charged on overdue accounts. 18% per year.

Approved and Accepted

Contractor

Customer

Date

Lic. # 933770

Spence Fence Company Enterprises

1145 No. Miller Park Ct.

Visalia, CA 93291

Phone# (559) 651-2889 Fax# (559) 651-2890

License# 987483

Estimate

Date	Estimate #
7/2/2018	8553

Name / Address
CITY OF LINDSAY P.O. BOX 369 LINDSAY, CA 93247

Terms & Conditions

1. Owner is to be present when the crew arrives.
2. Owner is to verify the location of the fence to be removed & or installed.
3. Owner is required to inspect the job when completed.
4. Owner is required to pay the invoice in full to the crew leader on site.
5. Warranty: One year on workmanship, no warranty on wood products after the job is inspected, due to wood being exposed to the natural elements. (water, sun, etc.)
6. Spence Fence Company Enterprises is not responsible for underground pipes, wire, cables, gas lines etc. USA will be called by Spence Fence Company Enterprises before starting the job if it is located in the front of the house or utility easement.
7. Owner is to clear a two foot pathway along the fence line.

Description	Qty.	Contact	
		Rate	Total
NEYBA 239-5365			
INSTALL APPROXIMATELY 499' OF 8' TALL 11 GAUGE CHAIN LINK FENCE 1- 16' X 8' TALL DOUBLE SWING GATE 2- 4' X 8' TALL WALK GATES OPTION FOR GREEN CHAIN LINK FENCE W/ GATES =\$ 17,950.00 REPAIR 10' X 5' TALL CHAIN LINK DOUBLE SWING GATE MATERIAL: 4" GATE POST 2 7/8" GATE POST 2 7/8" TERMINAL POST 2 3/8" LINE POST 1 5/8" TOP RAIL 1 5/8" GATE FRAME BOTTOM TENSION WIRE JOB: 801 ELMWOOD, LINDSAY NOTE: JOB IS NOT PREVAILING WAGE		12,080.00	12,080.00
		950.00	950.00

Signature _____	Total \$13,030.00
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Notice to Owner

Under the Mechanics lien law, any contractor, subcontractor, laborer, materialman or other person who helps to improve your property and is not paid for his labor, services or material, has a right to enforce his claim against your property " Under the law, you may protect yourself against such claims by filing, before commencing such work or improvement, an original contract for the work of improvement or a modification thereof, in the office of the county recorder of county where the property is situated and requiring that a contractor's payment bond be recorded in such office. Said bond shall be in an amount not less than fifty percent (50%) of the contract price and shall, in addition to any conditions for the performance of the contract, be conditioned for the payment in full of the claims of all persons furnishing labor, services, equipment or materials for the work described in said contract."

**** WE ACCEPT ALL MAJOR CREDIT CARDS ****

Estimated price includes material, and labor to complete job as stated above, unless otherwise noted. Price may be adjusted to actual measured footage completed. Due to varying material cost, this estimate is valid 20 days from date.

CONTRACTOR'S
LIC. # 237348
C-13, B-1

VALLEY FENCE CO. PROPOSAL

3505 LINDAVE.
CLOVIS, CA 93612
PHONE: (559) 294-0451
FAX: (559) 294-0455

QUOTATION TO Neyba

DATE 07/06/2018

ADDRESS Lindsay, CA

ATTENTION Neyba

We propose to furnish the following described materials in accordance with the terms and conditions including those outlined on the following page, which upon acceptance by you of this proposal are agreed to and accepted by you:

TYPE NO.	OVERALL HEIGHT		FABRIC SALVAGE	LINE POSTS	SPACING	TOP		BOTTOM	GATE FRAME	
									SWING	SLIDE

MATERIAL ONLY REPAIRS MATERIAL AND INSTALLATION

Project: Chain Link Perimeter Fence

Scope 1: Furnish and install approx. 485 LF of new 8' high chain link fence plus one 6' high X 5' wide chain link gate in existing fence per your instructions for the sum \$19,991.00

Exclusions: grading, staking, mow strip, permits, repair and/or relocation of underground lines

PRICES ARE F.O.B. Job Site

TERMS Net 30 Days

CONSIGNED TO Neyba

ADDRESS Lindsay

ROUTE VIA Our Trucks

THIS PRICE EFFECTIVE UNTIL 60 Days

ACCEPTED _____

BUYER SIGN HERE

BY: _____

AT: _____ DATE: _____

VALLEY FENCE CO.
3505 LIND AVENUE
CLOVIS, CA 93612

BY: Josh Bushnell

IF ACCEPTED PLEASE SIGN AND RETURN. RETAIN A COPY FOR YOUR FILES.