



LINDSAY CITY COUNCIL MEETING: REGULAR MEETING

251 E. Honolulu St., Lindsay, CA 93247
Tuesday, October 22, 2019 @ 6:00 p.m.

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CALL TO ORDER: 6:00 p.m.
ROLL CALL: Council Members Sanchez, Flores, Watson, Cortes & Kimball
PLEDGE: Mayor Pro Tem Cortes
INVOCATION: TBA

Item 0: Public Comment

The public is invited to comment on any subject under the jurisdiction of the Lindsay City Council. Speakers should give the clerk a filled-out speaker card and clearly state their name at the podium to begin. Speakers shall be limited to three minutes each, with no more than 30 minutes for the total comment period, unless otherwise indicated by the Mayor.

Note: Public hearing items on the agenda will have their own public comment periods later in the meeting.

Item 1: Council Reports

City Council Members report on recent or upcoming events

Item 2: Staff Report

City Manager or designee reports on recent or upcoming events

Item 3: Consent Calendar

[Roll Call Vote] Routine items approved in one motion unless item is pulled for discussion
Pages 3-15

1. Minutes from October 8, 2019 Council Meeting
2. Warrant List for October 1, 2019 through October 14, 2019
3. Temporary Use Permit 19-35 for Rib Cookoff
4. Temporary Use Permit 19-36 for Alley Closure to Support Rib Cookoff

Item 4: Public Hearing for Refuse Rate Changes and Addition of Organics Rates to Fee Schedule (Resolution 19-56)

Presented by City Services and Planning Director Mike Camarena
Pages 16-42
[Roll Call Vote]

Item 5: Resolution 19-57 Acceptance of Dedication of Real Property (Dollar General)

Presented by City Services and Planning Director Mike Camarena
Pages 43-47

Item 6: Request for Future Items

[Minute Order]

Item 7: Adjourn

[Minute Order]

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



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The next regular Lindsay City Council meeting will be held in the City Council Chambers at 251 E. Honolulu Street in Lindsay, California beginning at 6:00 p.m. on November 12, 2019.

[VIEW THE COMPLETE AGENDA PACKET AT LINDSAY.CA.US.](http://LINDSAY.CA.US)



LINDSAY CITY COUNCIL MEETING: REGULAR MEETING

251 E. Honolulu St., Lindsay, CA 93247

Tuesday, October 8, 2019 @ 6:00 p.m.

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CALL TO ORDER: 6:00 p.m.
ROLL CALL: Council Members Sanchez, Flores, Watson, Cortes & Kimball
PLEDGE: Council Member Sanchez
INVOCATION: Pastor Dale Rains, New Beginnings Family Fellowship

Item 0: Public Comment

The public is invited to comment on any subject under the jurisdiction of the Lindsay City Council. Speakers should give the clerk a filled-out speaker card and clearly state their name at the podium to begin. Speakers shall be limited to three minutes each, with no more than 30 minutes for the total comment period, unless otherwise indicated by the Mayor.

Note: Public hearing items on the agenda will have their own public comment periods later in the meeting.

- Eric Sinclair: Stated that he was part of the company Red Dog Systems and read information from the company's website.

Item 1: Council Reports

City Council Members report on recent or upcoming events

- Flores: Reported on residents wanting to know when the street projects will be completed. Stated that she had received emails from individuals worried about whether the city manager recruitment would be a fair process.
- Cortes: Reported on process and plans for Ono City Sister City partnership in 2020. Expressed gratitude for ambulance service.
- Kimball: Announced the dedication and event for the Lindsay Labyrinth at the museum.

Item 2: Staff Report

City Manager or designee reports on recent or upcoming events

- Harmon: Presented a department-by-department report on the City's operations and activities.

Item 3: Consent Calendar

[Roll Call Vote] Routine items approved in one motion unless item is pulled for discussion
Pages 3-19

1. Minutes from September 24 Council Meeting
2. Warrant List for September 19, 2019 through September 30, 2019
3. Treasurer's Report for September 2019
4. State-Mandated Quarterly DBP Notification
5. Change Harvard Park Ad Hoc Committee to Recreation and Open Spaces Ad Hoc Committee
6. Approve Resolution 19-54: AB 3229 (COPS) Grant



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- Item 6 pulled because it needed a public hearing, which was held directly after the vote on Items 1-5.

Motion:	Approve Consent Calendar Items 1-5	
1 st	2 nd	Result
Cortes	Watson	Approved 5-0

Motion:	Approve Resolution 19-54 (Item 6)						
1 st	2 nd	Flores	Sanchez	Watson	Cortes	Kimball	Result
Flores	Sanchez	Yes	Yes	Yes	Yes	Yes	Approved 5-0

Item 4: Resolution 19-55: Authorization of Application for SB 2 Planning Funds
Presented by Interim City Manager Bret Harmon
Pages 20-39
[Minute Order]

- Harmon recommended pulling the item for more consideration. Council agreed.

Item 5: League of California Cities Conference Resolutions
Presented by Interim City Manager Bret Harmon
Pages 40-51
[Minute Order]

- Harmon briefly explained the two resolutions, the first of which deals with allowing projects in very high fire hazard severity zones to be eligible for Rule 20A funding, and the second of which calls upon federal and state governments to address devastating impacts of international transboundary pollution flows into the southernmost regions of California and the Pacific Ocean.

Motion:	Direct Delegate Cortes to vote in the affirmative on both resolutions	
1 st	2 nd	Result
Watson	Sanchez	Approved 5-0

Item 6: Resolution 19-53: Acceptance of Irrevocable Offer and Dedication of Real Property (Watson)
Pages 52-57
[Roll Call Vote] Presented by City Services and Planning Director Mike Camarena

- Camarena explained the proposed dedication and potential future implications on the property.

Motion:	Approve Resolution 19-53						
1 st	2 nd	Flores	Sanchez	Watson	Cortes	Kimball	Result
Flores	Sanchez	Yes	Yes	Recused	Yes	Yes	Approved 4-0



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Item 7: Discuss Meeting Schedule for November and December
Presented by Mayor Kimball

- Council decided to cancel the December 24, 2019 meeting.

Motion:	Adjourn	
1 st	2 nd	Result
Sanchez	Watson	Approved 5-0

The next regular Lindsay City Council meeting will be held in the City Council Chambers at 251 E. Honolulu Street in Lindsay, California beginning at 6:00 p.m. on October 22, 2019.

VIEW THE COMPLETE AGENDA PACKET AT LINDSAY.CA.US.

City Clerk

Mayor

Check #	Fund	Date	Vendor #	Vendor Name	Description	Amount
TOTAL						156,870.74
15436						\$7,916.90
	552 - WATER	10/4/2019	5344	99 PIPE LINE INC.	6 FIRE HYDRANT REPA	7,916.90
15437						\$668.22
	101 - GENERAL FUND	10/4/2019	2873	ADVANTAGE ANSWERING	8/1/2019-8/31/2019	668.22
15438						\$395.15
	101 - GENERAL FUND	10/4/2019	1858	ALL PRO FIRE AND SA	CORP YARD	100.00
	101 - GENERAL FUND	10/4/2019	1858	ALL PRO FIRE AND SA	FINANCE,CITY MANGER	96.00
	101 - GENERAL FUND	10/4/2019	1858	ALL PRO FIRE AND SA	SPORTS COMPLEX	54.00
	552 - WATER	10/4/2019	1858	ALL PRO FIRE AND SA	WTP	54.00
	553 - SEWER	10/4/2019	1858	ALL PRO FIRE AND SA	WWT	91.15
15439						\$100.00
	101 - GENERAL FUND	10/4/2019	6467	ANGEL ROCHA	ARBOR DEPOSIT	100.00
15440						\$35.00
	101 - GENERAL FUND	10/4/2019	4924	ASI ADMINISTRATIVE	APRIL COBRA ADMIN	35.00
15442						\$649.53
	101 - GENERAL FUND	10/4/2019	5457	AUTO ZONE COMMERCIA	4NEW TRUCKSAFETY LI	13.98
	101 - GENERAL FUND	10/4/2019	5457	AUTO ZONE COMMERCIA	JACK HAMMER REESE B	55.45
	101 - GENERAL FUND	10/4/2019	5457	AUTO ZONE COMMERCIA	NEW TRUCK SAFETYLIG	15.36
	101 - GENERAL FUND	10/4/2019	5457	AUTO ZONE COMMERCIA	NEW TRUCKSAFETY LIG	26.10
	101 - GENERAL FUND	10/4/2019	5457	AUTO ZONE COMMERCIA	RADIATOR CAP	-
	101 - GENERAL FUND	10/4/2019	5457	AUTO ZONE COMMERCIA	RUBER FRONT FLOOR M	82.86
	101 - GENERAL FUND	10/4/2019	5457	AUTO ZONE COMMERCIA	TRUCK 13 WIPER	36.83
	552 - WATER	10/4/2019	5457	AUTO ZONE COMMERCIA	4NEW TRUCKSAFETY LI	4.64
	552 - WATER	10/4/2019	5457	AUTO ZONE COMMERCIA	DURALAST SOCKET	24.99
	552 - WATER	10/4/2019	5457	AUTO ZONE COMMERCIA	NEW TRUCK SAFETYLIG	5.12
	552 - WATER	10/4/2019	5457	AUTO ZONE COMMERCIA	NEW TRUCKSAFETY LIG	8.70
	552 - WATER	10/4/2019	5457	AUTO ZONE COMMERCIA	RUBER FRONT FLOOR M	27.62
	552 - WATER	10/4/2019	5457	AUTO ZONE COMMERCIA	TRUCK 28- HYPRLUBE	14.99
	552 - WATER	10/4/2019	5457	AUTO ZONE COMMERCIA	TRUCK 51 BULB	7.54
	553 - SEWER	10/4/2019	5457	AUTO ZONE COMMERCIA		111.12
	553 - SEWER	10/4/2019	5457	AUTO ZONE COMMERCIA	BATTERY	172.89
	553 - SEWER	10/4/2019	5457	AUTO ZONE COMMERCIA	NEW TRUCK SAFETYLIG	5.10
	553 - SEWER	10/4/2019	5457	AUTO ZONE COMMERCIA	NEW TRUCKSAFETY LIG	8.66
	553 - SEWER	10/4/2019	5457	AUTO ZONE COMMERCIA	RUBER FRONT FLOOR M	27.58
15443						\$81.19
	101 - GENERAL FUND	10/4/2019	5381	AWAKE SKATE SHOP	5 POLO	81.19
15444						\$350.00
	400 - WELLNESS CENTER	10/4/2019	6472	BRENDA AVALOS	POOL DEPOSIT	350.00
15445						\$100.00
	101 - GENERAL FUND	10/4/2019	6473	BRENDA PRADO	ARBOR DEPOSIT	100.00
15446						\$6,277.00
	552 - WATER	10/4/2019	051	BSK	ALK/TOC-EDT	135.00
	552 - WATER	10/4/2019	051	BSK	BACTI	1,460.00
	552 - WATER	10/4/2019	051	BSK	UCMR4	4,682.00
15448						\$1,439.81
	101 - GENERAL FUND	10/4/2019	5832	CINTAS CORPORATION		725.77
	552 - WATER	10/4/2019	5832	CINTAS CORPORATION		178.50
	553 - SEWER	10/4/2019	5832	CINTAS CORPORATION		178.50
	554 - REFUSE	10/4/2019	5832	CINTAS CORPORATION		178.50
	556 - VITA-PAKT	10/4/2019	5832	CINTAS CORPORATION		178.54

Check #	Fund	Date	Vendor #	Vendor Name	Description	Amount
TOTAL						156,870.74
15449						\$828.00
	553 - SEWER	10/4/2019	279	CITY OF PORTERVILLE	30-016544 LAB 7/201	828.00
15450						\$587.50
	552 - WATER	10/4/2019	102	CULLIGAN	18829 AVE 240	122.25
	552 - WATER	10/4/2019	102	CULLIGAN	18869 AVE 240	124.00
	552 - WATER	10/4/2019	102	CULLIGAN	18899 AVE 240	201.50
	552 - WATER	10/4/2019	102	CULLIGAN	23965 RD 188	46.50
	552 - WATER	10/4/2019	102	CULLIGAN	24158 AVE 240	85.25
	553 - SEWER	10/4/2019	102	CULLIGAN	23611 RD 196	8.00
15451						\$7,437.70
	552 - WATER	10/4/2019	388	DENNIS KELLER/JAMES	DOMESTIC WATER	148.50
	552 - WATER	10/4/2019	388	DENNIS KELLER/JAMES	PLANNING GRANT APP	6,801.70
	552 - WATER	10/4/2019	388	DENNIS KELLER/JAMES	TEST WELL	227.50
	552 - WATER	10/4/2019	388	DENNIS KELLER/JAMES	WELL 15	145.50
	552 - WATER	10/4/2019	388	DENNIS KELLER/JAMES	WELL NO 14	114.50
15452						\$300.00
	554 - REFUSE	10/4/2019	4000	DEPT. OF TOXIC SUBS	VQ# 201721081	300.00
15453						\$3,622.97
	553 - SEWER	10/4/2019	5978	DOMINO SOLAR LTD	8/1/19-8/31/19	3,622.97
15454						\$1,456.81
	101 - GENERAL FUND	10/4/2019	119	DOUG DELEO WELDING		787.57
	261 - GAS TAX FUND	10/4/2019	119	DOUG DELEO WELDING		38.06
	552 - WATER	10/4/2019	119	DOUG DELEO WELDING		9.84
	553 - SEWER	10/4/2019	119	DOUG DELEO WELDING		621.34
15455						\$320.83
	552 - WATER	10/4/2019	3461	FERGUSON ENTERPRISE		320.83
15456						\$1,643.92
	552 - WATER	10/4/2019	137	FRIANT WATER AUTHOR	SLDMWA SEPT 2019	1,643.92
15457						\$59.50
	101 - GENERAL FUND	10/4/2019	1925	FRUIT GROWERS SUPPL	CARBURETOR ECHO	59.50
15458						\$624.91
	101 - GENERAL FUND	10/4/2019	148	GOMEZ AUTO & SMOG	BATTERY	228.73
	101 - GENERAL FUND	10/4/2019	148	GOMEZ AUTO & SMOG	REPLACE HYBRID BATT	396.18
15459						\$216.86
	101 - GENERAL FUND	10/4/2019	1391	HOME DEPOT	ECHO CYCLE OIL	216.86
15460						\$3,000.00
	261 - GAS TAX FUND	10/4/2019	5541	JACK DAVENPORT SWEE	AUG 2019	3,000.00
15461						\$500.00
	101 - GENERAL FUND	10/4/2019	6346	JEFF PFEIFFER	SQUIRREL TREATMENT	500.00
15462						\$1,100.00
	101 - GENERAL FUND	10/4/2019	4378	JOSEPH H AVINA	9/17,9/20,9/24,9/27	1,100.00
15463						\$100.00
	101 - GENERAL FUND	10/4/2019	6474	LAURA RIVERA	ARBOR DEPOSIT	100.00
15464						\$39.62
	101 - GENERAL FUND	10/4/2019	4956	LAWRENCE TRACTOR CO	PUSH PULL CABLE	39.62

Check #	Fund	Date	Vendor #	Vendor Name	Description	Amount
TOTAL						156,870.74
15465						\$85.13
	101 - GENERAL FUND	10/4/2019	6425	LINDSAY TIRE & AUTO	FLAT REPAIR	15.00
	101 - GENERAL FUND	10/4/2019	6425	LINDSAY TIRE & AUTO	LANDSCAPE TRAILOR T	70.13
15466						\$5,650.00
	101 - GENERAL FUND	10/4/2019	5399	MARCOS LOYA	190 ELMWOOD	500.00
	101 - GENERAL FUND	10/4/2019	5399	MARCOS LOYA	235 N HARVARD	250.00
	101 - GENERAL FUND	10/4/2019	5399	MARCOS LOYA	469 HIGHLAND	850.00
	101 - GENERAL FUND	10/4/2019	5399	MARCOS LOYA	471 FIRTS ST	600.00
	101 - GENERAL FUND	10/4/2019	5399	MARCOS LOYA	848 HAMLIN	350.00
	101 - GENERAL FUND	10/4/2019	5399	MARCOS LOYA	PARKSIDE/HICKORY	2,500.00
	101 - GENERAL FUND	10/4/2019	5399	MARCOS LOYA	RAIL ROAD PROP	600.00
15467						\$160.89
	101 - GENERAL FUND	10/4/2019	234	MARTIN'S TIRE & AUT	11 TOYO TIRE	160.89
15468						\$643.00
	101 - GENERAL FUND	10/4/2019	6470	NATW	100MINIFOOTBALL	643.00
15469						\$205.87
	101 - GENERAL FUND	10/4/2019	285	QUILL CORPORATION	OFFICE SUPPLIES	176.97
	101 - GENERAL FUND	10/4/2019	285	QUILL CORPORATION	WHITE CARD STOCK	28.90
15470						\$4,000.00
	552 - WATER	10/4/2019	6095	RALPH GUTIERREZ WAT	CPO WATER TREATMENT	2,000.00
	553 - SEWER	10/4/2019	6095	RALPH GUTIERREZ WAT	CPO WATES WATER	2,000.00
15471						\$100.00
	101 - GENERAL FUND	10/4/2019	6469	REBECCA ROCHA	ARBOR DEPOSIT	100.00
15472						\$143.00
	101 - GENERAL FUND	10/4/2019	3622	RLH FIRE PROTECTION	JULY 2019	143.00
15473						\$1,750.00
	263 - TRANSPORTATION	10/4/2019	6471	RMA GEOSCIENCE	PROJECT19G-0402-0	1,750.00
15474						\$5,424.66
	552 - WATER	10/4/2019	4555	THATCHER COMPANY IN		5,424.66
15475						\$173.88
	101 - GENERAL FUND	10/4/2019	5624	SIERRA SANITATION,	9/10/19-10/8/19	173.88
15476						\$3,941.69
	556 - VITA-PAKT	10/4/2019	3060	SOULTS PUMP & EQUIP	SUMP PUMP DISCHARGE	3,941.69
15477						\$679.04
	101 - GENERAL FUND	10/4/2019	310	SOUTHERN CA. EDISON	3-033-5943-68	10.89
	261 - GAS TAX FUND	10/4/2019	310	SOUTHERN CA. EDISON	2-31-363-1293	377.05
	261 - GAS TAX FUND	10/4/2019	310	SOUTHERN CA. EDISON	3-033-1133-77	48.32
	261 - GAS TAX FUND	10/4/2019	310	SOUTHERN CA. EDISON	3-033-1133-94	70.83
	261 - GAS TAX FUND	10/4/2019	310	SOUTHERN CA. EDISON	3-033-9421-46	5.38
	261 - GAS TAX FUND	10/4/2019	310	SOUTHERN CA. EDISON	3-033-9504-85	15.38
	261 - GAS TAX FUND	10/4/2019	310	SOUTHERN CA. EDISON	3-033-9591-42	151.19
15478						\$1,338.65
	552 - WATER	10/4/2019	1921	TELSTAR INSTRUMENTS		669.33
	553 - SEWER	10/4/2019	1921	TELSTAR INSTRUMENTS		669.32
15479						\$75.00
	101 - GENERAL FUND	10/4/2019	6064	TERESA ALFAREZ	ARBOR DEPOSIT	75.00
15480						\$1,296.75
	101 - GENERAL FUND	10/4/2019	6284	TRACTOR SUPPLY CRED	TOOLS FOR NEW VECHI	778.05
	552 - WATER	10/4/2019	6284	TRACTOR SUPPLY CRED	TOOLS FOR NEW VECHI	259.35
	553 - SEWER	10/4/2019	6284	TRACTOR SUPPLY CRED	TOOLS FOR NEW VECHI	259.35

Check #	Fund	Date	Vendor #	Vendor Name	Description	Amount
TOTAL						156,870.74
15481						\$2,300.00
	555 - RECYCLE/BOTTLED	10/4/2019	6077	TRK PLAYGROUND SAFE	SAFETY AUDITS	2,300.00
15482						\$12,500.00
	660 - RDA OBLIGATION F	10/4/2019	793	TULARE COUNTY AUDIT	FY18ESC540735391695	12,500.00
15483						\$500.00
	552 - WATER	10/4/2019	332	TULARE COUNTY RMA	WATER DEPOSIT	500.00
15484						\$36,930.25
	101 - GENERAL FUND	10/4/2019	3511	TULARE COUNTY SHERI	APRIL 2019- JUNE 20	19,717.00
	101 - GENERAL FUND	10/4/2019	3511	TULARE COUNTY SHERI	JULY 2019-SEPT 2019	17,213.25
15485						\$757.60
	101 - GENERAL FUND	10/4/2019	5747	UNITED STAFFING	MARIO 8/26-9/1	568.20
	552 - WATER	10/4/2019	5747	UNITED STAFFING	MARIO 8/26-9/1	189.40
15486						\$709.87
	101 - GENERAL FUND	10/4/2019	356	USA BLUEBOOK	DUST CAP	97.31
	101 - GENERAL FUND	10/4/2019	356	USA BLUEBOOK	MINI LIGHTBAR	547.70
	552 - WATER	10/4/2019	356	USA BLUEBOOK	DUST CAP	32.43
	553 - SEWER	10/4/2019	356	USA BLUEBOOK	DUST CAP	32.43
15487						\$99.40
	101 - GENERAL FUND	10/4/2019	1041	VERIZON WIRELESS	642065758-00001	51.30
	552 - WATER	10/4/2019	1041	VERIZON WIRELESS	642065758-00001	16.03
	553 - SEWER	10/4/2019	1041	VERIZON WIRELESS	642065758-00001	16.03
	554 - REFUSE	10/4/2019	1041	VERIZON WIRELESS	642065758-00001	16.04
15488						\$5,529.00
	553 - SEWER	10/4/2019	6475	ZONE AIR CONDITIONI	23611 RD 196	5,529.00
15489						\$8,500.00
	600 - CAPITAL IMPROVEI	10/4/2019	6476	DJ TREE TRIMMING SE	TULARE RD-TREES TRI	8,500.00
15490						\$339.00
	101 - GENERAL FUND	10/8/2019	6110	BRET HARMON	MEAL STIPEND-ICMA	339.00
15491						\$213.00
	101 - GENERAL FUND	10/8/2019	6110	BRET HARMON	LEAGUECITIES-MEALS	213.00
15492						\$213.00
	101 - GENERAL FUND	10/8/2019	4068	YOLANDA FLORES	LEAGUEOFCITIES-MEAL	213.00
15493						\$213.00
	101 - GENERAL FUND	10/8/2019	6103	LAURA CORTES	LEAGUEOFCITIES-MEAL	213.00
EDD10419						\$404.44
	101 - GENERAL FUND	10/4/2019	687	STATE OF CALIFORNIA	DE88 TAX DEPST PENL	404.44
EDD92719						\$2,550.88
	101 - GENERAL FUND	10/3/2019	687	STATE OF CALIFORNIA	PRPD 09.27.2019	2,550.88
IRS92719						\$19,592.32
	101 - GENERAL FUND	10/3/2019	2011	INTERNAL REVENUE SE	PRPD 9.27.2019	19,592.32

STAFF REPORT



TO: LINDSAY CITY COUNCIL
DATE: October 22, 2019
AGENDA #: 3.3
FROM: Bret Harmon, Interim City Manager

Temporary Use Permit 19-35 Rib Cook-Off

ACTION	Requested Approval of Temporary Use Permit 19-35
PURPOSE	☐ Statutory/Contractual Requirement ☐ Council Vision/Priority ☒ Discretionary Action ☐ Plan Implementation
OBJECTIVE(S)	☐ Live in a safe, clean, comfortable and healthy environment. ☒ Increase our keen sense of identity in a connected and involved community. ☐ Nurture attractive residential neighborhoods and business districts. ☒ Dedicate resources to retain a friendly, small-town atmosphere. ☒ Stimulate, attract and retain local businesses. ☒ Advance economic diversity. ☐ Yield a self-reliant city government that provides effective, basic services.

RECOMMENDATION

Minute Order Approval of Temporary Use Permit 19-35.

BACKGROUND | ANALYSIS

The Lindsay Rib Cook-Off Committee has requested street closure for the corner of Sweetbriar/Honolulu to the corner of Honolulu/Mirage between 5 am and 6 pm on Saturday, November 2, 2019 in support of a Rib Cook-Off barbeque competition. The committee anticipates approximately 40 contestants/teams. Live entertainment will be provided. Security will be hired for this event. Porta-potties will be provided by the applicant.

Proceeds will benefit local youth programs. Over the past several years, this event has raised over \$20,000 that has been donated to programs around the community such as Lindsay Youth Football, Santa Night, Lady Cardinals High School Basketball, Lindsay High School Alumni Association and Healthy Start. The committee will donate a minimum of 10% of the proceeds and hopes to top last year's amount.

An event of this nature requires a certificate of insurance, indemnifying the City, to be provided by the Rib Cook-Off Committee. As they have in past years with this event, the Rib Cook-Off Committee will provide said certificate to the City before the event takes place.

There has been no negative feedback or issues from previous events. Pending Council approval, staff will coordinate event requirements with City Services and Public Safety. Staff requests Minute Order approval of the Temporary Use Permit for the Rib Cook-off event as shown.

STAFF REPORT



TO: LINDSAY CITY COUNCIL
DATE: October 22, 2019
AGENDA #: 3.3
FROM: Bret Harmon, Interim City Manager

ALTERNATIVES

- Approve.
- Approve with alterations.
- Deny.

BENEFIT TO OR IMPACT ON CITY RESOURCES

Approval of this request will benefit the City of Lindsay as it assists in meeting the Council Objectives Identified.

Impacts include staff time and resources required to coordinate the temporary street closure and ensure site cleanup is completed by the applicant.

ENVIRONMENTAL REVIEW

☒ Not required by CEQA
☐ If required by CEQA:

POLICY ISSUES

☒ No policy issues
☐ Policy issues:

PUBLIC OUTREACH

☒ Posted in this agenda
☐ Information packets and protest forms in English and Spanish were sent to all refuse accounts.

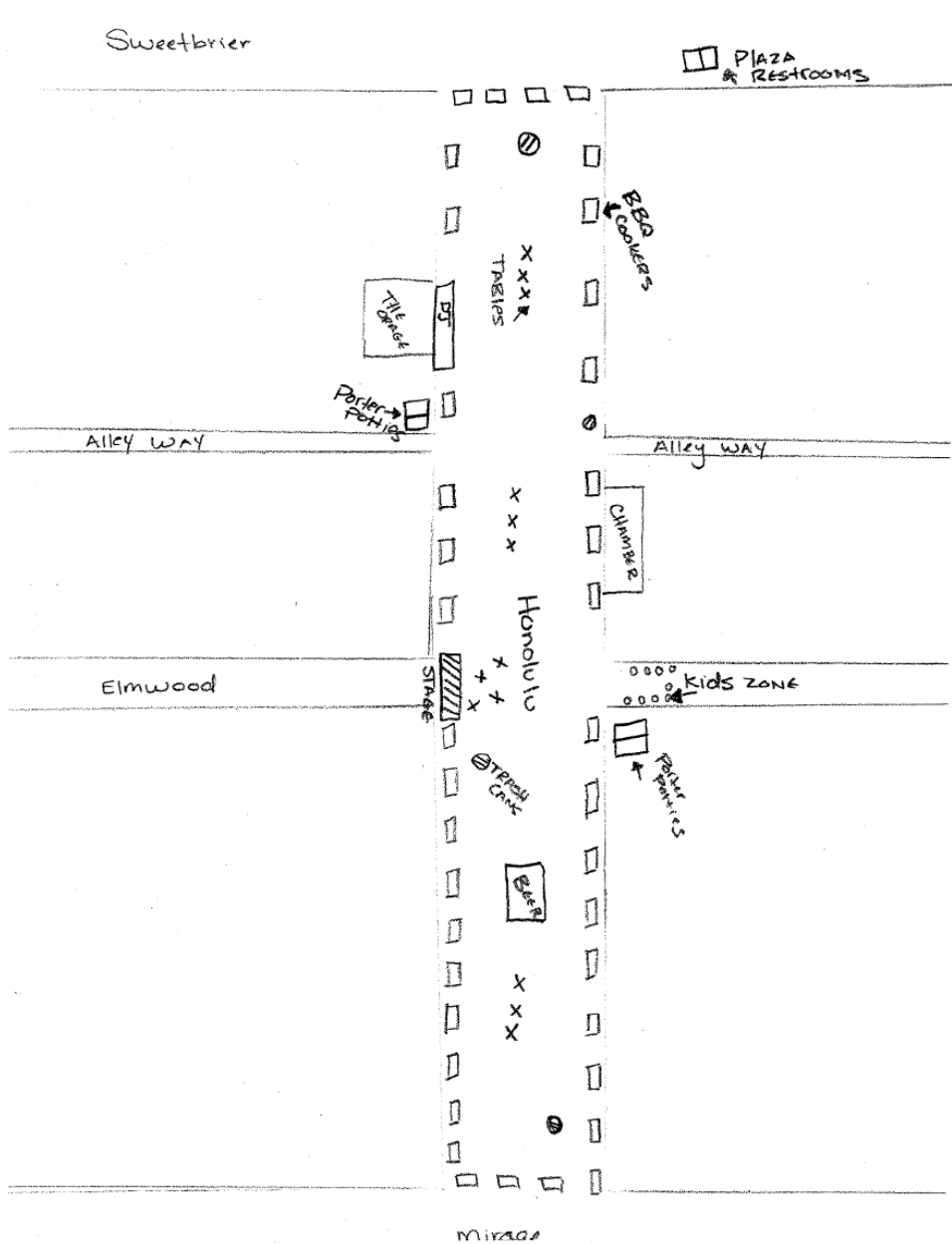
ATTACHMENTS

- Event Site Plan

STAFF REPORT



TO: LINDSAY CITY COUNCIL
DATE: October 22, 2019
AGENDA #: 3.3
FROM: Bret Harmon, Interim City Manager



STAFF REPORT



TO: LINDSAY CITY COUNCIL
DATE: October 22, 2019
AGENDA #: 3.4
FROM: Bret Harmon, Interim City Manager

Temporary Use Permit 19-36 Orange Bar Alley Closure in Support of the Rib Cookoff

ACTION	Requested Approval of Temporary Use Permit 19-36
PURPOSE	Statutory/Contractual Requirement Council Vision/Priority ☒ Discretionary Action Plan Implementation
OBJECTIVE(S)	Live in a safe, clean, comfortable and healthy environment. ☒ Increase our keen sense of identity in a connected and involved community. Nurture attractive residential neighborhoods and business districts. ☒ Dedicate resources to retain a friendly, small-town atmosphere. ☒ Stimulate, attract and retain local businesses. ☒ Advance economic diversity. Yield a self-reliant city government that provides effective, basic services.

RECOMMENDATION

Minute Order Approval of Temporary Use Permit 19-36.

BACKGROUND | ANALYSIS

Johnny Estrada of the Orange Bar has requested an alley closure for a portion of the alley located south of Honolulu Street (event site plan attached) between 6 am on November 2, 2019 and 2 am on November 3, 2019 in support of the annual Rib Cookoff. Applicant is also proposing a screened beer garden in the backdoor alley to the Orange Bar. Trash cans and porta-potties, in addition to the existing inside bathrooms, will be provided by the applicant. Additional security will be provided by applicant. Requirements would include a certificate of insurance indemnifying the City, to be provided by the applicant.

There have been no negative feedback or issues reported from previous events. Pending Council approval, staff will coordinate event requirements with City Services and Public Safety. Staff requests Minute Order approval of the alley closure for the Rib Cookoff event as shown.

ZONING

Zoning for this site is CC (central commercial). The proposed use is permitted, subject to approval of a Temporary Use Permit by City Council.

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ALTERNATIVES

- Approve.
- Approve with alterations.
- Deny.

BENEFIT TO OR IMPACT ON CITY RESOURCES

Approval of this request will benefit the City of Lindsay as it assists in meeting the Council Objectives Identified.

Impacts include staff time and resources required to coordinate the temporary street closure and ensure site cleanup is completed by the applicant.

ENVIRONMENTAL REVIEW

☒ Not required by CEQA
☐ If required by CEQA:

POLICY ISSUES

☒ No policy issues
☐ Policy issues:

PUBLIC OUTREACH

☒ Posted in this agenda
☐ Information packets and protest forms in English and Spanish were sent to all refuse accounts.

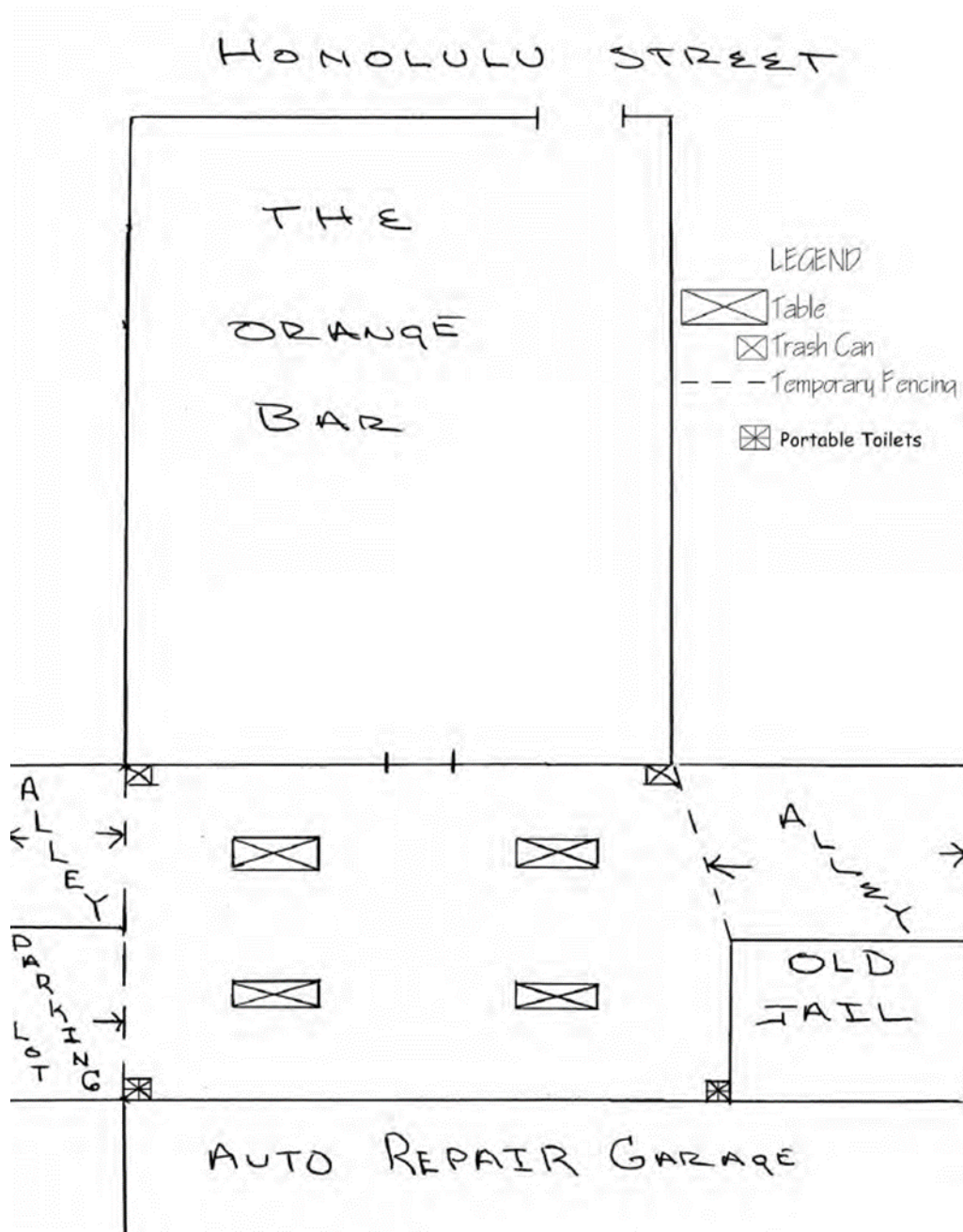
ATTACHMENTS

- Event Site Plan

STAFF REPORT



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AGENDA #: 3.4
FROM: Bret Harmon, Interim City Manager



STAFF REPORT



TO: LINDSAY CITY COUNCIL
DATE: October 22, 2019
AGENDA #: 4
FROM: Bret Harmon, Interim City Manager

Public Hearing for Refuse Rate Changes and Addition of Organics Rates to Fee Schedule

ACTION	Conduct Public Hearing and count protest forms
PURPOSE	☒ Statutory/Contractual Requirement
	☒ Council Vision/Priority
	☐ Discretionary Action
	☐ Plan Implementation
OBJECTIVE(S)	☒ Live in a safe, clean, comfortable and healthy environment.
	☐ Increase our keen sense of identity in a connected and involved community.
	☒ Nurture attractive residential neighborhoods and business districts.
	☒ Dedicate resources to retain a friendly, small-town atmosphere.
	☐ Stimulate, attract and retain local businesses.
	☐ Advance economic diversity.
	☒ Yield a self-reliant city government that provides effective, basic services.

RECOMMENDATION

Staff respectfully recommends City Council conduct a public hearing for refuse rate changes and for the addition of fee rates for organics to the fee schedule. Further, staff respectfully recommends City Council direct the City Clerk to count protest forms to determine if the number of submitted protest forms is equal to or greater than the 50% plus 1 of the total number of refuse accounts in the City.

BACKGROUND | ANALYSIS

Council approved the 45-day public noticing of the City's intent to change refuse rates and to add organics to the refuse fee schedule on August 13, 2019. Staff properly noticed the public hearing for October 22, 2019 by mailing information packets and protest forms to the addresses of all rate payers in City limits. The public hearing and deadline to submit protest forms as part of the Prop 218 rate approval process is tonight.

As background, the City of Lindsay contracts with Mid Valley Disposal (MVD) for refuse services. These services include residential, commercial and industrial trash hauling, recyclable collection and green waste collection. The service must expand to handle organics recycling to meet a new state mandate.

The situation is:

1. The state has mandated new organics recycling, which introduces new costs to the service,
2. The other services cost more to provide than the fees charged for those services,
3. The City must add the organics recycling service and the corresponding fees to cover its cost to the City's fee schedule, and

STAFF REPORT



TO: LINDSAY CITY COUNCIL
DATE: October 22, 2019
AGENDA #: 4
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4. The City must also adjust the other refuse service fees on the City's fee schedule to pay for those services.

To add and adjust fees on the City's fee schedule, the City must follow the Proposition 218 process. The Proposition 218 process includes:

1. Having a 45-day public notice period.
2. Posting the public notice of the intent to adjust fees in the Porterville Recorder and mailing a copy to all service addresses.
3. Conducting a public hearing allowing affected rate payers an opportunity to speak in favor of or in opposition to the changes during a City Council meeting at the end of the 45-day noticing period.
4. Collecting and counting protest votes (only one vote permitted per service account).

The City identifies the number of service accounts that equate to 50% of the total number of service accounts as the vote threshold. If there are more protest votes than the vote threshold number, then the rate increase will not take effect.

ALTERNATIVES

- Conduct the public hearing and approve rate changes if not prevented by the requisite number of protest votes.
- Do not approve rate changes if there are enough protest votes to prevent approval of the rates.

BENEFIT TO OR IMPACT ON CITY RESOURCES

The City must comply with state organics recycling laws. The Refuse Fund and the General Fund do not have enough resources to pay for the organics recycling on behalf of refuse customers. Additionally, the cost of service has increased for Mid Valley Disposal. The increase in cost of service requires updating the fee schedule. Like with organics recycling, the City cannot afford to raid other funds to pay for increasing service costs on behalf of service users. Implementing organics recycling fee rates and updating other service rates will allow the Refuse fund to be self-sustaining and avoid raiding other funds.

ENVIRONMENTAL REVIEW

- ☒ Not required by CEQA
☐ If required by CEQA:

POLICY ISSUES

- ☒ No policy issues
☐ Policy issues:

PUBLIC OUTREACH

- ☒ Posted in this agenda
☒ Information packets and protest forms in English and Spanish were sent to all refuse accounts.

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ATTACHMENTS

- Information packet sent to refuse accounts.

CITY OF LINDSAY

NOTICE OF PUBLIC HEARING FOR PROPOSED INCREASED REFUSE RATES

To inform ratepayers and to comply with California Proposition 218, (California Constitution Article XIII D, Section 6), the City of Lindsay gives the following notice:

HEARING DATE: Tuesday, October 22, 2019.

HEARING LOCATION: City of Lindsay City Council Chambers, 251 E. Honolulu, Lindsay, CA, 93247,

PLEASE TAKE NOTICE THAT on Tuesday, October 22, 2019, at or after 6:00PM, the Lindsay City Council will hold a public hearing to consider proposed additions and increases to refuse charges for services provided by the City, and to hear and consider objections and protests to the proposed refuse rate additions and changes and the Report described below.

LOCATION OF REPORT: A report dated August 13, 2019, describing details of the refuse rate modifications and increases and the method used to calculate the rate increases (the "Report") has been prepared, and the contents of the report submitted to the Council. The Report is on file at Lindsay City Hall, 251 E. Honolulu Street, Lindsay, and can also be found on the City of Lindsay website. A copy of the Report can also be reviewed or obtained upon request. This information, along with the various refuse rate options, was presented and discussed during public workshops at the City Council meetings held on July 23, 2019, and August 13, 2019.

AMOUNT OF PROPOSED RATE MODIFICATIONS FOR YOU: The amounts of refuse rates (existing and proposed) are included as Exhibit "A".

REASON FOR THE PROPOSED MODIFICATION OF REFUSE RATES: The proposed modification of Lindsay's refuse rates is to make the rate structure consistent with the cost of services provided and to include state mandated organic recycling in the fee schedule. The increases are primarily to cover contracted costs for service provided by Mid Valley Disposal. The revenue from the rates and charges will not be more than the funds required for the City to provide refuse service to you and other City customers.

BASIS FOR PROPOSED MODIFICATIONS OF REFUSE RATES: A description of how the modifications were calculated can be found in the Report on file at Lindsay City Hall and on the City of Lindsay website. A copy of the Report can also be reviewed or obtained upon request.

PROCEDURE FOR HEARING AND DETERMINING MAJORITY PROTEST: At the time stated above, the Council will hear and consider all objections and protests, if any, to the proposed refuse rate modifications and other matters described in the Report. The Council may continue the hearing in accordance with public hearing rules. Prior to the close of the hearing, if **written protests** against the proposed modified refuse rates are presented and not withdrawn by a majority of the record owners of the parcels that would be subject to the modified refuse rates, then the City may not impose the modified refuse rates; instead, refuse rates would continue at their existing, previously-approved amounts. If, at the close of the protest hearing, there is no majority protest as described above, the Council may approve the refuse rate modifications, as proposed or as changed by the Council, to be effective commencing October 23, 2019.

PRESERVING THE RIGHT TO CHALLENGE: Any person who wants to preserve the opportunity to file a lawsuit challenging the proposed refuse rate modifications, if imposed, or other matters described in the Report **must file a written protest** with the Council, stating the specific grounds of the protest. Any grounds not stated in a **written protest** filed with the Council before the close of the protest hearing on October 22, 2019, will be deemed waived and may not be raised in any subsequent lawsuit.

HOW TO PROTEST THE PROPOSED RATE INCREASES: All owners and tenants of property receiving refuse service, and interested persons are invited to attend the Public Hearing noticed above. Written protests must be received (*not postmarked*) by the City Clerk before or during the public hearing. Council will not count written protests submitted after the conclusion of the public hearing. Any protest submitted by e-mail or other electronic means will not be accepted. The protest must be signed by the property owner(s) or tenant(s) and must include the assessor's parcel number(s) or street address(es) of all property(ies) serviced, and your statement that you protest the changes in the refuse rates fee schedule. Only one written protest per identified parcel or property will be counted for purposes of determining whether there is a majority protest.

ADDITIONAL INFORMATION: For additional information and answers to questions about the proposed refuse rate proceeding, contact Bret Harmon, Director of Finance, (559) 562-7102 x 8020, or bharmon@lindsay.ca.us.

EXHIBIT "A"

Services charges by month unless noted. Does not include City's Utility Users Tax rate of 6.0%. Does not include City's street improvement tax rate of 23.6%.	Present Rates		Proposed Rates			
	7/1/2019	10/9/2019	7/1/2020	7/1/2021	7/1/2022	7/1/2023
RESIDENTIAL REFUSE SERVICE						
Residential - Automated Service 1 X Week	\$18.35	\$20.26	To increase no more than 5% per year (based on CPI-W)			
Residential - Automated With 1 Extra Brown	4.38	4.84	To increase no more than 5% per year (based on CPI-W)			
Residential - Automated With 1 Extra Green	4.38	4.84	To increase no more than 5% per year (based on CPI-W)			
Residential - Automated With 1 Extra Blue	4.38	4.83	To increase no more than 5% per year (based on CPI-W)			
COMMERCIAL REFUSE SERVICE						
Commercial - Automated	\$18.35	\$20.26	To increase no more than 5% per year (based on CPI-W)			
Commercial - Automated - 64 Gal Trash Container	4.38	4.83	To increase no more than 5% per year (based on CPI-W)			
Commercial - 1 Yd 1 X Week	51.15	56.49	To increase no more than 5% per year (based on CPI-W)			
Commercial - 1 Yd 2 X Week	95.04	104.95	To increase no more than 5% per year (based on CPI-W)			
Commercial - 1.5 Yd 1 X Week	63.24	69.84	To increase no more than 5% per year (based on CPI-W)			
Commercial - 2 Yd 1 X Week	74.56	82.33	To increase no more than 5% per year (based on CPI-W)			
Commercial - 2 Yd 2 X Week	130.34	143.93	To increase no more than 5% per year (based on CPI-W)			
Commercial - 2 Yd 3 X Week	181.13	200.04	To increase no more than 5% per year (based on CPI-W)			
Commercial - 2 Yd 5 X Week	311.47	343.97	To increase no more than 5% per year (based on CPI-W)			
Commercial - 3 Yd 1 X Week	103.48	114.27	To increase no more than 5% per year (based on CPI-W)			
Commercial - 3 Yd 2 X Week	180.17	198.97	To increase no more than 5% per year (based on CPI-W)			
Commercial - 3 Yd 3 X Week	252.87	279.25	To increase no more than 5% per year (based on CPI-W)			
Commercial - 3 Yd 4 X Week	360.34	397.93	To increase no more than 5% per year (based on CPI-W)			
Commercial - 3 Yd 5 X Week	408.33	450.94	To increase no more than 5% per year (based on CPI-W)			
Commercial - 4 Yd 1 X Week	134.42	148.43	To increase no more than 5% per year (based on CPI-W)			
Commercial - 4 Yd 2 X Week	217.68	240.39	To increase no more than 5% per year (based on CPI-W)			
Commercial - 4 Yd 3 X Week	300.13	331.45	To increase no more than 5% per year (based on CPI-W)			
Commercial - 6 Yd 1 X Week	207.41	229.04	To increase no more than 5% per year (based on CPI-W)			
Commercial - 6 Yd 2 X Week	360.44	398.05	To increase no more than 5% per year (based on CPI-W)			
Commercial - 6 Yd 3 X Week	510.75	564.04	To increase no more than 5% per year (based on CPI-W)			
Commercial - 6 Yd 5 X Week	871.21	962.10	To increase no more than 5% per year (based on CPI-W)			
COMMERCIAL RECYCLING SERVICE						
Commercial Recycle - 90 Gallon	\$4.38	\$6.03	To increase no more than 5% per year (based on CPI-W)			
Commercial Recycle - 1 Yd 1 X Week	24.37	35.76	To increase no more than 5% per year (based on CPI-W)			
Commercial Recycle - 1.5 Yd 1X Week	39.84	44.00	To increase no more than 5% per year (based on CPI-W)			
Commercial Recycle - 2 Yd 1 X Week	35.53	52.11	To increase no more than 5% per year (based on CPI-W)			
Commercial Recycle - 3 Yd 1 X Week	49.31	72.33	To increase no more than 5% per year (based on CPI-W)			
Commercial Recycle - 3 Yd 2 X Week	82.77	121.39	To increase no more than 5% per year (based on CPI-W)			
Commercial Recycle - 4 Yd 1 X Week	90.83	100.30	To increase no more than 5% per year (based on CPI-W)			
Commercial Recycle - 6 Yd 1 X Week	98.89	145.04	To increase no more than 5% per year (based on CPI-W)			
Commercial Recycle - 6 Yd 2 X Week	172.01	252.31	To increase no more than 5% per year (based on CPI-W)			
COMMERCIAL ORGANICS SERVICE						
Commercial Organics - 90 Gallon 1 X Week	new	\$20.13	To increase no more than 5% per year (based on CPI-W)			
Commercial Organics - 90 Gallon 2 X Week	new	35.38	To increase no more than 5% per year (based on CPI-W)			
Commercial Organics - 2 Yd 1 X Week	new	79.30	To increase no more than 5% per year (based on CPI-W)			
Commercial Organics - 2 Yd 2 X Week	new	143.96	To increase no more than 5% per year (based on CPI-W)			
MISCELLANEOUS FEES						
Enclosure Access	new	\$20.00	To increase no more than 5% per year (based on CPI-W)			
Locking Lid Fee	new	25.00	To increase no more than 5% per year (based on CPI-W)			
Push / Pull Charge	new	20.00	To increase no more than 5% per year (based on CPI-W)			
Extra Pick Up per Cubic Yard						
Municipal Solid Waste	new	37.67	To increase no more than 5% per year (based on CPI-W)			
Recycle	new	20.72	To increase no more than 5% per year (based on CPI-W)			
Organics	new	36.13	To increase no more than 5% per year (based on CPI-W)			
ROLL OFF (DROP BOX) SERVICE						
Hauling and Exchange per Box	new	\$214.50	To increase no more than 5% per year (based on CPI-W)			
Delivery Fee per Box	new	38.50	To increase no more than 5% per year (based on CPI-W)			
Tonnage Fee per Ton	new	as billed	as billed	as billed	as billed	as billed

CIUDAD DE LINDSAY

AVISO DE AUDIENCIA PÚBLICA PARA PROPUESTA DE AUMENTO A LA TARIFA DE SERVICIOS DE BASURA

Para informar a los contribuyentes y cumplir con la Proposición 218 de California (Artículo XIIID de la Constitución de California, Sección 6), la Ciudad de Lindsay da el siguiente aviso:

FECHA DE AUDIENCIA: martes 22 de octubre de 2019.

LUGAR DE AUDIENCIA: Cámaras del Concejo de la Ciudad de Lindsay, 251 E. Honolulu, Lindsay, CA, 93247,

TENGA EN CUENTA QUE el martes 22 de octubre de 2019 a las o después de las 6:00PM, el Consejo de la Ciudad de Lindsay llevará a cabo una audiencia pública para considerar las adiciones y aumentos propuestos para la tarifa de basura por los servicios proporcionados por la Ciudad, y para escuchar y considerar objeciones y protestas a las adiciones y cambios propuestos a la tarifa de basura y al Informe descrito a continuación.

UBICACIÓN DEL INFORME: Se ha preparado un informe con fecha del 13 de agosto de 2019, que describe los detalles de las modificaciones e incrementos de la tarifa de basura y el método utilizado para calcular los aumentos de tarifa (el "Informe"), y el contenido del informe presentado al Consejo. El Informe está archivado en el Ayuntamiento de Lindsay, 251 E. Honolulu Street, Lindsay, y también se puede encontrar en el sitio web de la Ciudad de Lindsay. Una copia del Informe también se puede revisar u obtener ha pedido. Esta información, junto con las diversas opciones de la tarifa de basura, fue presentada y discutida durante los talleres públicos en las reuniones del Consejo de la Ciudad el 23 de julio de 2019 y el 13 de agosto de 2019.

CANTIDAD DE MODIFICACIONES DE TARIFA PROPUESTAS PARA USTED: Las cantidades de la tarifa de basura (existente y propuesta) se incluyen como Anexo "A".

RAZÓN DE LA MODIFICACIÓN PROPUESTA PARA LA TARIFA DE BASURA: La modificación propuesta de la tarifa de basura de Lindsay es hacer que la estructura de tarifa sea consistente con el costo de los servicios proporcionados e incluir el reciclaje orgánico que es obligatorio por el estado en la lista de tarifa. Los aumentos son principalmente para cubrir los costos contratados por el servicio proporcionado por Mid-Valley Disposal. Los ingresos de la tarifa y los cargos no serán superiores a los fondos necesarios para que la Ciudad brinde servicios de basura a usted y a otros clientes de la Ciudad.

BASES PARA LAS MODIFICACIONES PROPUESTAS DE TARIFA DE LA BASURA: Una descripción de cómo se calcularon las modificaciones se puede encontrar en el Informe archivado en el Ayuntamiento de Lindsay y en el sitio web de la Ciudad de Lindsay. Una copia del Informe también se puede revisar u obtener ha pedido.

PROCEDIMIENTO PARA ESCUCHAR Y DETERMINAR LA PROTESTA MAYORITARIA: En la fecha indicada anteriormente, el Consejo escuchará y considerará todas las objeciones y protestas, si las hubiera, a las modificaciones propuestas a la tarifa de basura y otros asuntos descritos en el Informe. El Consejo puede continuar la audiencia de acuerdo con las reglas de audiencia pública. Antes del cierre de la audiencia, si las protestas escritas contra la tarifa de basura modificadas propuestas se presentan y no son retiradas por la mayoría de los propietarios de registros de las parcelas que estarían sujetas a la tarifa de basura modificadas, la Ciudad no puede imponer las modificaciones a la tarifa de basura; en cambio, la tarifa de basura continuarán en sus montos existentes previamente aprobados. Si, al cierre de la audiencia de protesta, no hay una protesta mayoritaria como se describió anteriormente, el Consejo puede aprobar que las modificaciones de la tarifa de basura, según lo propuesto o modificado por el Consejo, sean efectivas a partir del 23 de octubre de 2019.

CONSERVACIÓN DEL DERECHO AL DESAFÍO: Cualquier persona que desee preservar la oportunidad de presentar una demanda que impugne las modificaciones propuestas a la tarifa de basura, si se imponen, u otros asuntos descritos en el Informe deben presentar una protesta por escrito ante el Consejo, indicando los motivos específicos de la protesta. Cualquier motivo no declarado en una protesta por escrito presentada ante el Consejo antes del cierre de la audiencia de protesta el 22 de octubre de 2019, se considerará renunciado y no se podrá plantear en ninguna demanda posterior.

CÓMO PROTESTAR EL AUMENTO DE LA TARIFA PROPUESTA: Todos los propietarios e inquilinos de propiedades que reciben servicio de basura, y las personas interesadas están invitadas a asistir a la Audiencia Pública mencionada anteriormente. Las protestas por escrito deben ser recibidas (no mataselladas) por el Secretario de la Ciudad antes o durante la audiencia pública. El Consejo no contará las protestas escritas presentadas después de la conclusión de la audiencia pública. No se aceptará ninguna protesta presentada por correo electrónico u otro medio electrónico. La protesta debe estar firmada por el (los) propietario (s) o inquilino (s) y debe incluir el (los) número (s) de parcela del asesor o la (s) dirección (es) de todas las propiedades con servicios, y su declaración de que protesta por los cambios en el programa de tarifa de basura. Solo se contará una protesta escrita por parcela o propiedad identificada con el fin de determinar si hay una protesta mayoritaria.

INFORMACIÓN ADICIONAL: Para obtener información adicional y respuestas a preguntas sobre el procedimiento de la tarifa de basura propuesto, comuníquese con Bret Harmon, Director de Finanzas, (559) 562-7102 x 8020, o bharmon@lindsay.ca.us.

ANEXO "A"

Cargos por Servicios por mes a menos que sea señalado No incluye la tasa de impuesto de usuarios de servicios públicos de la ciudad del 6.0% No incluye la tarifa de mejoramiento de calles de la Ciudad del 23.6%	Tarifas Actuales 7/1/2019	Tarifas Propuestas				
		10/9/2019	7/1/2020	7/1/2021	7/1/2022	7/1/2023
Servicio de Basura Residencial						
Residencial - Servicio automatizado 1 X Semana	\$ 18.35	\$ 20.26	Para aumentar no más del 5% por año (según el CPI-W)			
Residencial - Automatizado Con 1 Extra Café	\$ 4.38	\$ 4.84	Para aumentar no más del 5% por año (según el CPI-W)			
Residencial - Automatizado Con 1 Extra Verde	\$ 4.38	\$ 4.84	Para aumentar no más del 5% por año (según el CPI-W)			
Residencial - Automatizado Con 1 Extra Azul	\$ 4.38	\$ 4.83	Para aumentar no más del 5% por año (según el CPI-W)			
Servicio de Basura Comercial						
Comercial - Automatizado	\$ 18.35	\$ 20.26	Para aumentar no más del 5% por año (según el CPI-W)			
Comercial - Automatizado - 64 Gal Contenedor	\$ 4.38	\$ 4.83	Para aumentar no más del 5% por año (según el CPI-W)			
Comercial - 1 Yd 1 X Semana	\$ 51.15	\$ 56.49	Para aumentar no más del 5% por año (según el CPI-W)			
Comercial - 1 Yd 2 X Semana	\$ 95.04	\$ 104.95	Para aumentar no más del 5% por año (según el CPI-W)			
Comercial - 1.5 Yd 1 X Semana	\$ 63.24	\$ 69.84	Para aumentar no más del 5% por año (según el CPI-W)			
Comercial - 2 Yd 1 X Semana	\$ 74.56	\$ 82.33	Para aumentar no más del 5% por año (según el CPI-W)			
Comercial - 2 Yd 2 X Semana	\$ 130.34	\$ 143.93	Para aumentar no más del 5% por año (según el CPI-W)			
Comercial - 2 Yd 3 X Semana	\$ 181.13	\$ 200.04	Para aumentar no más del 5% por año (según el CPI-W)			
Comercial - 2 Yd 5 X Semana	\$ 311.47	\$ 343.97	Para aumentar no más del 5% por año (según el CPI-W)			
Comercial - 3 Yd 1 X Semana	\$ 103.48	\$ 114.27	Para aumentar no más del 5% por año (según el CPI-W)			
Comercial - 3 Yd 2 X Semana	\$ 180.17	\$ 198.97	Para aumentar no más del 5% por año (según el CPI-W)			
Comercial - 3 Yd 3 X Semana	\$ 252.87	\$ 279.25	Para aumentar no más del 5% por año (según el CPI-W)			
Comercial - 3 Yd 4 X Semana	\$ 360.34	\$ 397.93	Para aumentar no más del 5% por año (según el CPI-W)			
Comercial - 3 Yd 5 X Semana	\$ 408.33	\$ 450.94	Para aumentar no más del 5% por año (según el CPI-W)			
Comercial - 4 Yd 1 X Semana	\$ 134.42	\$ 148.43	Para aumentar no más del 5% por año (según el CPI-W)			
Comercial - 4 Yd 2 X Semana	\$ 217.68	\$ 240.39	Para aumentar no más del 5% por año (según el CPI-W)			
Comercial - 4 Yd 3 X Semana	\$ 300.13	\$ 331.45	Para aumentar no más del 5% por año (según el CPI-W)			
Comercial - 6 Yd 1 X Semana	\$ 207.41	\$ 229.04	Para aumentar no más del 5% por año (según el CPI-W)			
Comercial - 6 Yd 2 X Semana	\$ 360.44	\$ 398.05	Para aumentar no más del 5% por año (según el CPI-W)			
Comercial - 6 Yd 3 X Semana	\$ 510.75	\$ 564.04	Para aumentar no más del 5% por año (según el CPI-W)			
Comercial - 6 Yd 5 X Semana	\$ 871.21	\$ 962.10	Para aumentar no más del 5% por año (según el CPI-W)			
Servicio de Basura de Reciclaje						
Reciclaje Comercial - 90 Gallon	\$ 4.38	\$ 6.03	Para aumentar no más del 5% por año (según el CPI-W)			
Reciclaje Comercial - 1 Yd 1 X Semana	\$ 24.37	\$ 35.76	Para aumentar no más del 5% por año (según el CPI-W)			
Reciclaje Comercial - 1.5 Yd 1X Semana	\$ 39.84	\$ 44.00	Para aumentar no más del 5% por año (según el CPI-W)			
Reciclaje Comercial - 2 Yd 1 X Semana	\$ 35.53	\$ 52.11	Para aumentar no más del 5% por año (según el CPI-W)			
Reciclaje Comercial - 3 Yd 1 X Semana	\$ 49.31	\$ 72.33	Para aumentar no más del 5% por año (según el CPI-W)			
Reciclaje Comercial - 3 Yd 2 X Semana	\$ 82.77	\$ 121.39	Para aumentar no más del 5% por año (según el CPI-W)			
Reciclaje Comercial - 4 Yd 1 X Semana	\$ 90.83	\$ 100.30	Para aumentar no más del 5% por año (según el CPI-W)			
Reciclaje Comercial - 6 Yd 1 X Semana	\$ 98.89	\$ 145.04	Para aumentar no más del 5% por año (según el CPI-W)			
Reciclaje Comercial - 6 Yd 2 X Semana	\$ 172.01	\$ 252.31	Para aumentar no más del 5% por año (según el CPI-W)			
Servicio de Reciclaje Organico						
Reciclaje Organico - 90 Gallon 1 X Semana	nuevo	\$20.13	Para aumentar no más del 5% por año (según el CPI-W)			
Reciclaje Organico - 90 Gallon 2 X Semana	nuevo	35.38	Para aumentar no más del 5% por año (según el CPI-W)			
Reciclaje Organico - 2 Yd 1 X Semana	nuevo	79.30	Para aumentar no más del 5% por año (según el CPI-W)			
Reciclaje Organico - 2 Yd 2 X Semana	nuevo	143.96	Para aumentar no más del 5% por año (según el CPI-W)			
QUOTAS DIVERSAS						
Acceso al Encierro de Basura	nuevo	\$20.00	Para aumentar no más del 5% por año (según el CPI-W)			
Tarifa de tapa bloqueada	nuevo	25.00	Para aumentar no más del 5% por año (según el CPI-W)			
Cargo de Empujar / Tirar	nuevo	20.00	Para aumentar no más del 5% por año (según el CPI-W)			
Recogida adicional por yarda cúbica						
Basura Municipal	nuevo	37.67	Para aumentar no más del 5% por año (según el CPI-W)			
Reciclaje	nuevo	20.72	Para aumentar no más del 5% por año (según el CPI-W)			
Organicos	nuevo	36.13	Para aumentar no más del 5% por año (según el CPI-W)			
Servicio de Contenedor (CAJA)						
Acarreo e intercambio por caja	nuevo	\$214.50	Para aumentar no más del 5% por año (según el CPI-W)			
Tarifa de entrega por caja	nuevo	38.50	Para aumentar no más del 5% por año (según el CPI-W)			
Tarifa de tonelaje por tonelada	nuevo	según lo facturado	según lo facturado	según lo facturado	según lo facturado	según lo facturado



REFUSE RATE CHANGES EXECUTIVE REPORT



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SITUATION SUMMARY

The City of Lindsay contracts with Mid Valley Disposal (MVD) for refuse services. These services include residential, commercial and industrial trash hauling, recyclable collection and green waste collection. The service must expand to handle organics recycling to meet a new state mandate.

The situation is:

1. The state has mandated new organics recycling, which introduces new costs to the service,
2. The other services cost more to provide than the fees charged for those services,
3. The City must add the organics recycling service and the corresponding fees to cover its cost to the City's fee schedule, and
4. The City must also adjust the other refuse service fees on the City's fee schedule to pay for those services.

To add and adjust fees on the City's fee schedule, the City must follow the Proposition 218 process. The Proposition 218 process includes:

1. A public noticing of the intent to adjust fees posted in the Porterville Recorder and mailed to all service addresses.
2. A public hearing allowing affected rate payers an opportunity to speak in favor of or in opposition to the changes conducted during a City Council meeting.
3. A count of protest votes (only one vote permitted per service account)
4. The City identifies the number of service accounts that equate to 50% of the total number of service accounts as the vote threshold. If there are more protest votes than the vote threshold number, then the rate increase will not take effect.

BACKGROUND – CONTRACT SERVICES

MVD became the City's refuse hauler on September 30, 2014.

The contract identifies what the City will do and what MVD will do in providing refuse services. The City bills and receives payments from customers. MVD manages and operates the entire waste hauling and recyclables collection processes. MVD bills the City for the services it provides at the rate per service type authorized by the contract. The City pays MVD from the payments made by customers to the City.

For the partnership between the City and MVD to work, MVD must be able to cover its costs and make a reasonable profit in providing the service. MVD has not received an inflation adjustment to its rates under the current contract. The reason for not receiving the increase is the City has not conducted a Proposition 218 process to authorize a rate increase. Without a rate increase, MVD's ability to provide the service becomes untenable. Costs related to fuel, transportation, taxes, state mandates and minimum wage have significantly increased the costs for MVD to provide refuse services to the City.

In addition to the payment to MVD for providing the service, the City must also pay internal costs related to the service. These costs include monitoring, data management, administration, postage, printing services, mailing services, payment processing, service coordination, electricity, office equipment maintenance, and staff compensation.

MVD cannot afford to continue to provide the service without a rate increase. The City cannot afford to absorb the cost of a rate increase without an increase in the rate charged to the customer.

BACKGROUND – STATE MANDATE

State law now mandates organics waste management. The City's fee schedule does not include organics waste. The City must amend its fee schedule to include organics waste to comply with State mandates. Beginning in 2019, MVD provides organic waste management services.

As these new services will have an associated service fee, the City must follow the Proposition 218 process to add these new fees to the fee schedule.

BACKGROUND – REFUSE FEE SCHEDULE

It is important for customers to understand clearly the charges they pay for services. There are three components to the total charge for refuse hauling/collection services.

1. Base Rate for the Service
2. Voter-approved tax for street improvement program (23.6%)
3. Utility Users Tax (UUT) for all utilities in the City (6.0%)

Due to a limitation with the City's software used to manage the billing process, the City can only display one tax rate on the bills customers receive. The voter-approved tax for the street improvement program has been included in the base rate customers see on their bills. The UUT has been displayed separately on their bills. Because customers are familiar with seeing the base rate inclusive of the voter-approved tax for the street improvement program, the City is presenting the proposed rates in the same way. That means the UUT rate will be in addition to the rates shown in the rate tables.

The new rates customers will see on their bills are based on this formula:

Base Rate in 2014 (includes MVD cost and City's direct internal costs) + inflation growth since 2014 + street improvement program rate.

- Base Rate in 2014 varies by type and frequency of service.
- Inflation growth is based on the consumer price index current series as established by the Bureau of Labor and Statistics (all urban consumers – west)

Customers would experience a not-to-exceed 5% increase annually equal to inflation as reported by the bureau of Labor and Statistics beginning July 2020. By establishing the annual increases as part of the Proposition 218 process, customers will not need to participate in a Proposition 218 each year. The annual

increases will stabilize the revenues for the City and MVD to ensure both can continue to provide the services as designed.

The new rate table is presented in **Exhibit A**.

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COMPARISONS TO OTHER JURISDICTIONS

The following table provides a view of how the City of Lindsay's proposed new rates compare to the current rates of its neighbors .

1. Lindsay = The City of Lindsay's proposed 11/1/2019 rates paid by customers. This rate **does not include** the street improvement program or the UUT rates.
2. Woodlake, Exeter & Farmersville = Neighboring cities used for comparison.
3. Blue Dollars = Lindsay customers would pay less than in neighboring cities.
4. Gray Dollars = Lindsay customers would pay more than in neighboring cities.

Cost of Service. Does <u>not</u> include Street Improvement Tax or Utility Users Tax for comparability.	Lindsay	Woodlake	Exeter	Farmersville
Residential - Automated Service 1 X Week	\$20.26	\$24.45	\$20.64	\$22.63
Residential - Automated With 1 Extra Brown	\$4.84	\$13.19	\$7.65	
Residential - Automated With 1 Extra Green	\$4.84	\$13.19	\$7.65	
Residential - Automated With 1 Extra Blue	\$4.83	\$13.19	\$7.65	
Commercial - Automated	\$20.26			
Commercial - Automated - 64 Gal Trash Container	\$4.83	\$13.73		
Commercial - 1 Yd 1 X Week	\$56.49	\$64.83	\$48.00	\$45.69
Commercial - 1 Yd 2 X Week	\$104.95	\$111.25		
Commercial - 1.5 Yd 1 X Week	\$69.84			\$67.24
Commercial - 2 Yd 1 X Week	\$82.33	\$96.97	\$79.60	\$75.77
Commercial - 2 Yd 2 X Week	\$143.93	\$165.37	\$129.30	\$123.16
Commercial - 2 Yd 3 X Week	\$200.04	\$231.84		
Commercial - 2 Yd 5 X Week	\$343.97	\$422.48		
Commercial - 3 Yd 1 X Week	\$114.27	\$135.42	\$101.50	\$96.68
Commercial - 3 Yd 2 X Week	\$198.97	\$231.02	\$165.60	\$157.73
Commercial - 3 Yd 3 X Week	\$279.25	\$327.16		\$213.36
Commercial - 3 Yd 4 X Week	\$397.93	\$424.13		
Commercial - 3 Yd 5 X Week	\$450.94	\$505.16		
Commercial - 4 Yd 1 X Week	\$148.43	\$179.93	\$135.00	
Commercial - 4 Yd 2 X Week	\$240.39	\$307.66	\$249.00	
Commercial - 4 Yd 3 X Week	\$331.45	\$434.02		
Commercial - 6 Yd 1 X Week	\$229.04	\$218.38	\$169.50	\$157.73
Commercial - 6 Yd 2 X Week	\$398.05	\$366.17	\$329.00	\$315.45
Commercial - 6 Yd 3 X Week	\$564.04	\$512.85		
Commercial - 6 Yd 5 X Week	\$962.10	\$784.25		
Commercial Recycle - 90 Gallon	\$6.03	\$13.73		
Commercial Recycle - 1 Yd 1 X Week	\$35.76	\$52.74		
Commercial Recycle - 2 Yd 1 X Week	\$52.11	\$67.85	\$36.80	\$35.00
Commercial Recycle - 3 Yd 1 X Week	\$72.33	\$82.96	\$49.40	\$47.00
Commercial Recycle - 3 Yd 2 X Week	\$121.39		\$86.10	\$82.00
Commercial Recycle - 4 Yd 1 X Week	\$100.30	\$98.07		
Commercial Recycle - 6 Yd 1 X Week	\$145.04	\$128.29	\$81.90	\$78.00
Commercial Recycle - 6 Yd 2 X Week	\$252.31		\$161.70	\$154.00

The City of Woodlake recently updated its fees to adjust for inflation and administration costs, which makes it the best comparison for actual costs of service and service sustainability. The variances between the City of Lindsay and Woodlake are minor in most instances and almost always in favor of Lindsay customers.

Not all jurisdictions provide the same service options, which is why some of the comparison values are missing for neighboring cities.

CONCLUSION

The City must meet state mandates for refuse management. The City has partnered with MVD to accomplish its objectives and requirements for refuse management, which now include organics in addition to the traditional services of trash hauling, recyclable collection and green waste collection.

Currently, expenses for the service exceed the revenue from providing the service. This imbalance requires adjustment to ensure continuation of service. Adjusting the fee structure for inflation and including an annual inflation adjustment will rebalance the service. The required method to make the adjustments is the Proposition 218 process.

The Proposition 218 process includes the following steps:

1. Presentations to City Council on July 23 and August 13 to introduce and finalize this report.
2. City Council provides formal direction to proceed with the Proposition 218 Public Hearing.
3. Post the Public Hearing Notice in the newspaper and mail notices to residents with 45 days' notice.
4. City Council conducts a Public Hearing on October 22.
5. City Council directs staff to count protest votes in accordance with the steps outlined in the Situation Summary at the beginning of this report.
6. The rate increase is either enacted or fails depending on the voting rules.

Reminder – Exhibit A shows the rates the customers will see on their bills inclusive of the street improvement program, which is why the amounts per service differ from those in the comparison table above. The comparison table did not include the street improvement program because it is unique to Lindsay.

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EXHIBIT A – PROPOSED RATES

Services charges by month unless noted. Does not include City's Utility Users Tax rate of 6.0%. Does include City's street improvement tax rate of 23.6%.	Present Rates	Proposed Rates				
	7/1/2019	11/1/2019	7/1/2020	7/1/2021	7/1/2022	7/1/2023
		% Change	Not to Exceed	5% Increase	Per Year (Based on CPI-W)	
RESIDENTIAL REFUSE SERVICE						
Residential - Automated Service 1 X Week	\$22.68	\$25.04				
Residential - Automated With 1 Extra Brown	5.41	5.99				
Residential - Automated With 1 Extra Green	5.41	5.99				
Residential - Automated With 1 Extra Blue	5.41	5.97				
COMMERCIAL REFUSE SERVICE						
Commercial - Automated	\$22.68	\$25.04				
Commercial - Automated - 64 Gal Trash Container	5.41	5.97				
Commercial - 1 Yd 1 X Week	63.22	69.82				
Commercial - 1 Yd 2 X Week	117.47	129.72				
Commercial - 1.5 Yd 1 X Week	78.17	86.32				
Commercial - 2 Yd 1 X Week	92.15	101.77				
Commercial - 2 Yd 2 X Week	161.10	177.90				
Commercial - 2 Yd 3 X Week	223.88	247.24				
Commercial - 2 Yd 5 X Week	384.98	425.15				
Commercial - 3 Yd 1 X Week	127.90	141.24				
Commercial - 3 Yd 2 X Week	222.69	245.93				
Commercial - 3 Yd 3 X Week	312.55	345.16				
Commercial - 3 Yd 4 X Week	445.38	491.84				
Commercial - 3 Yd 5 X Week	504.70	557.36				
Commercial - 4 Yd 1 X Week	166.14	183.46				
Commercial - 4 Yd 2 X Week	269.05	297.12				
Commercial - 4 Yd 3 X Week	370.96	409.67				
Commercial - 6 Yd 1 X Week	256.36	283.10				
Commercial - 6 Yd 2 X Week	445.51	491.99				
Commercial - 6 Yd 3 X Week	631.29	697.16				
Commercial - 6 Yd 5 X Week	1,076.81	1,189.16				
COMMERCIAL RECYCLING SERVICE						
Commercial Recycle - 90 Gallon	\$5.41	\$7.45				
Commercial Recycle - 1 Yd 1 X Week	30.12	44.19				
Commercial Recycle - 1.5 Yd 1 X Week	49.25	54.38				
Commercial Recycle - 2 Yd 1 X Week	43.92	64.41				
Commercial Recycle - 3 Yd 1 X Week	60.95	89.40				
Commercial Recycle - 3 Yd 2 X Week	102.30	150.03				
Commercial Recycle - 4 Yd 1 X Week	112.27	123.98				
Commercial Recycle - 6 Yd 1 X Week	122.23	179.28				
Commercial Recycle - 6 Yd 2 X Week	212.60	311.86				
COMMERCIAL ORGANICS SERVICE						
Commercial Organics - 90 Gallon 1 X Week	new	\$24.88				
Commercial Organics - 90 Gallon 2 X Week	new	43.73				
Commercial Organics - 2 Yd 1 X Week	new	98.01				
Commercial Organics - 2 Yd 2 X Week	new	177.93				
MISCELLANEOUS FEES						
Enclosure Access	new	\$24.72				
Locking Lid Fee	new	30.90				
Push / Pull Charge	new	24.72				
Extra Pick Up per Cubic Yard						
Municipal Solid Waste	new	46.56				
Recycle	new	25.61				
Organics	new	44.66				
ROLL OFF (DROP BOX) SERVICE						
Hauling and Exchange per Box	new	\$265.12				
Delivery Fee per Box	new	47.59				
Tonnage Fee per Ton	new	as billed	as billed	as billed	as billed	as billed



CAMBIOS DE TARIFA DE BASURA REPORTE EJECUTIVO



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RESUMEN DE LA SITUACION

La Ciudad de Lindsay contrata con Mid Valley Disposal (MVD) para servicios de basura. Estos servicios incluyen transporte de basura residencial, comercial e industrial, recolección reciclable y recolección de residuos verdes. El servicio debe expandirse para manejar el reciclaje de productos orgánicos para cumplir con un nuevo mandato estatal.

La situación es:

1. Del estado que ha ordenado un nuevo reciclaje de productos orgánicos, que introduce nuevos costos al servicio,
2. Los otros servicios actuales cuestan más para proveer que las tarifas cobradas por esos servicios,
3. La Ciudad debe agregar el servicio de reciclaje de productos orgánicos y las tarifas correspondientes para cubrir su costo al programa de tarifas de la Ciudad, y
4. La Ciudad también debe ajustar las otras tarifas de servicio de basura en la lista de tarifas de la Ciudad para pagar esos servicios.

Para agregar y ajustar las nuevas tarifas en el programa de tarifas de la Ciudad, la Ciudad debe seguir el proceso de la Proposición 218. El proceso de la Proposición 218 incluye:

1. Un aviso público de la intención de ajustar las tarifas sea publicado en Porterville Recorder y enviadas por correo a todas las direcciones de servicio.
2. Una audiencia pública que permita a los contribuyentes afectados la oportunidad de hablar a favor o en contra de los cambios propuestos durante una reunión del Consejo de la Ciudad.
3. Un recuento de votos de protesta (solo se permite un voto por cuenta de servicio)
4. La Ciudad identifica el número de cuentas de servicio que equivalen al 50% del número total de cuentas de servicio como el límite de voto. Si hay más votos de protesta que el número de límite de voto establecido, entonces el aumento de la tarifa no pasara a ser efectivo.

ANTECEDENTES - SERVICIOS DE CONTRATACIÓN

MVD se convirtió en el transportista de basura de la Ciudad el 30 de septiembre de 2014.

El contrato identifica lo que hará la Ciudad y lo que hará MVD para proporcionar servicios de basura. La ciudad factura y recibe pagos de los clientes. MVD administra y opera todos los procesos de recolección de residuos y recolección de reciclables. MVD factura a la Ciudad por los servicios que brinda con la tarifa por tipo de servicio autorizado por el contrato. La Ciudad paga MVD de los pagos realizados por los clientes a la Ciudad.

Para que la asociación entre la Ciudad y MVD funcione, MVD debe poder cubrir sus costos y obtener una ganancia razonable al proporcionar el servicio. MVD no ha recibido un ajuste por inflación a sus tarifas según el contrato actual. La razón de no haber recibido el aumento es que la Ciudad no ha llevado a cabo un proceso de la Proposición 218 para autorizar un aumento de la tarifa. Sin un aumento de la tarifa, la habilidad de MVD para proporcionar el servicio se vuelve insostenible. Los costos relacionados con el combustible, el transporte, los impuestos, los mandatos estatales y el salario mínimo han aumentado significativamente los costos para que MVD brinde servicios de basura a la Ciudad.

Además del pago a MVD por proporcionar el servicio, la Ciudad también debe pagar los costos internos relacionados con el servicio. Estos costos incluyen monitoreo, gestión de datos, administración, correo postal, servicios de impresión, servicios de correo, procesamiento de pagos, coordinación de servicios, electricidad, mantenimiento de equipos de oficina y compensación del personal.

MVD no puede seguir dándose el lujo de proveer sus servicios sin un aumento de la tarifa. La Ciudad también no puede permitirse el lujo de absorber el costo de un aumento de tarifa sin un aumento en la tarifa cobrada al cliente.

ANTECEDENTES - MANDATO ESTATAL

La ley estatal ahora exige la administración de residuos orgánicos. El programa de tarifas de la ciudad no incluye desechos orgánicos. La Ciudad debe enmendar su lista de tarifas para incluir desechos orgánicos para cumplir con los mandatos estatales. A partir del 2019, MVD ha ofrecido servicios de administración de residuos orgánicos.

Como estos nuevos servicios tendrán una tarifa de servicio asociada, la Ciudad debe seguir el proceso de la Proposición 218 para agregar estas nuevas tarifas al programa de tarifas.

ANTECEDENTES - PROGRAMA DE TARIFAS

Es importante que los clientes comprendan claramente los cargos que pagan por los servicios. Hay tres componentes en el cargo total por los servicios de acarreo/recolección de basura.

1. Tarifa base para el servicio
2. Impuesto aprobado por el votante para el programa de mejoramiento de calles (23.6%)
3. Impuesto a los usuarios de servicios públicos (UUT) para todos los servicios en la ciudad (6.0%)

Debido a una limitación con el software de la Ciudad utilizado para administrar el proceso de facturación, la Ciudad solo puede mostrar una tarifa de impuestos en las facturas que reciben los clientes. El impuesto aprobado por los votantes para el programa de mejoramiento de calles se ha incluido en la tarifa base que los clientes ven en sus facturas. El UUT se ha mostrado por separado en sus facturas. Debido a que los clientes están familiarizados con ver la tarifa base que incluye el impuesto aprobado por los votantes para el programa de mejoramiento de calles, la Ciudad esta presentando las tarifas propuestas de la misma manera. Eso significa que la tarifa UUT será adicional a las tarifas que se muestran en las tablas de tarifas.

Las nuevas tarifas que los clientes verán en sus facturas se basan en esta fórmula:

Tarifa base en 2014 (incluye el costo de MVD y los costos internos directos de la ciudad) + crecimiento de la inflación desde 2014 + tarifa de programa de mejora de calles.

- La tarifa base en 2014 varía según el tipo y la frecuencia del servicio.
- El crecimiento de la inflación se basa en las series actuales del índice de precios al consumidor establecidas por la Oficina de Trabajo y Estadísticas (todos los consumidores urbanos - oeste)

Los clientes experimentarían un aumento anual sin exceder un 5% igual a la inflación según los reportes por la oficina de Trabajo y Estadísticas a partir de julio del 2020. Al establecer los aumentos anuales como parte del proceso de la Propuesta 218, los clientes no necesitarán participar en un Proposición 218 cada año. Los aumentos anuales estabilizarán los ingresos de la Ciudad y MVD para garantizar que ambos puedan continuar brindando los servicios según lo diseñado.

La nueva tabla de tarifas se presenta en el **Anexo A**.

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COMPARACIONES CON OTRAS JURISDICCIONES

La siguiente tabla proporciona una vista de cómo las nuevas tarifas propuestas por la Ciudad de Lindsay se comparan con las tarifas actuales de sus vecinos.

1. Lindsay = Las tarifas propuestas por la Ciudad de Lindsay a partir de 11/1/2019 pagadas por los clientes. Esta tarifa no incluye el programa de mejoramiento de calles o las tarifas de UUT.
2. Woodlake, Exeter y Farmersville = Ciudades vecinas utilizadas para la comparación.
3. Tarifa Azul = los clientes de Lindsay pagarían menos que en las ciudades vecinas.
4. Tarifa Gris = los clientes de Lindsay pagarían más que en las ciudades vecinas.

Costo del servicio. No incluye el Impuesto de Mejoramiento de la Calle o el Impuesto de Usuarios de Servicios Públicos para la comparabilidad.	Lindsay	Woodlake	Exeter	Farmersville
Residencial - Servicio automatizado 1 X Semana	\$20.26	\$24.45	\$20.64	\$22.63
Residencial - Automatizado Con 1 Extra Café	\$4.84	\$13.19	\$7.65	
Residencial - Automatizado Con 1 Extra Verde	\$4.84	\$13.19	\$7.65	
Residencial - Automatizado Con 1 Extra Azul	\$4.83	\$13.19	\$7.65	
Comercial - Automatizado	\$20.26			
Comercial - Automatizado - 64 Gal Contenedor	\$4.83	\$13.73		
Comercial - 1 Yd 1 X Semana	\$56.49	\$64.83	\$48.00	\$45.69
Comercial - 1 Yd 2 X Semana	\$104.95	\$111.25		
Comercial - 1.5 Yd 1 X Semana	\$69.84			\$67.24
Comercial - 2 Yd 1 X Semana	\$82.33	\$96.97	\$79.60	\$75.77
Comercial - 2 Yd 2 X Semana	\$143.93	\$165.37	\$129.30	\$123.16
Comercial - 2 Yd 3 X Semana	\$200.04	\$231.84		
Comercial - 2 Yd 5 X Semana	\$343.97	\$422.48		
Comercial - 3 Yd 1 X Semana	\$114.27	\$135.42	\$101.50	\$96.68
Comercial - 3 Yd 2 X Semana	\$198.97	\$231.02	\$165.60	\$157.73
Comercial - 3 Yd 3 X Semana	\$279.25	\$327.16		\$213.36
Comercial - 3 Yd 4 X Semana	\$397.93	\$424.13		
Comercial - 3 Yd 5 X Semana	\$450.94	\$505.16		
Comercial - 4 Yd 1 X Semana	\$148.43	\$179.93	\$135.00	
Comercial - 4 Yd 2 X Semana	\$240.39	\$307.66	\$249.00	
Comercial - 4 Yd 3 X Semana	\$331.45	\$434.02		
Comercial - 6 Yd 1 X Semana	\$229.04	\$218.38	\$169.50	\$157.73
Comercial - 6 Yd 2 X Semana	\$398.05	\$366.17	\$329.00	\$315.45
Comercial - 6 Yd 3 X Semana	\$564.04	\$512.85		
Comercial - 6 Yd 5 X Semana	\$962.10	\$784.25		
Reciclaje Comercial - 90 Gallon	\$6.03	\$13.73		
Reciclaje Comercial - 1 Yd 1 X Semana	\$35.76	\$52.74		
Reciclaje Comercial - 2 Yd 1 X Semana	\$52.11	\$67.85	\$36.80	\$35.00
Reciclaje Comercial - 3 Yd 1 X Semana	\$72.33	\$82.96	\$49.40	\$47.00
Reciclaje Comercial - 3 Yd 2 X Semana	\$121.39		\$86.10	\$82.00
Reciclaje Comercial - 4 Yd 1 X Semana	\$100.30	\$98.07		
Reciclaje Comercial - 6 Yd 1 X Semana	\$145.04	\$128.29	\$81.90	\$78.00
Reciclaje Comercial - 6 Yd 2 X Semana	\$252.31		\$161.70	\$154.00

La Ciudad de Woodlake actualizó recientemente sus tarifas para ajustarse a los costos de inflación y administración, lo que la convierte en la mejor comparación de los costos reales del servicio y la sostenibilidad del servicio. Las variaciones entre la ciudad de Lindsay y Woodlake son menores en la mayoría de los casos y casi siempre a favor de los clientes de Lindsay.

No todas las jurisdicciones ofrecen las mismas opciones de servicio, por lo que faltan algunos de los valores de comparación para las ciudades vecinas.

CONCLUSIÓN

La ciudad debe cumplir con los mandatos estatales para el manejo de desechos. La Ciudad se ha asociado con MVD para lograr sus objetivos y requisitos para el manejo de desechos, que ahora incluyen productos orgánicos además de los servicios tradicionales de transporte de basura, recolección reciclable y recolección de desechos verdes.

Actualmente, los gastos por el servicio exceden los ingresos de la prestación del servicio. Este desequilibrio requiere un ajuste para garantizar la continuación del servicio. Ajustar la estructura de tarifas por inflación e incluir un ajuste de inflación anual reequilibrará el servicio. El método requerido para hacer los ajustes es el proceso de la Proposición 218.

El proceso de la Proposición 218 incluye los siguientes pasos:

1. Presentaciones al Ayuntamiento el 23 de julio y el 13 de agosto para presentar y finalizar este informe.
2. El Concejo Municipal proporciona una dirección formal para proceder con la Audiencia Pública de la Proposición 218.
3. Publicación del Aviso de audiencia pública en el periódico y envíos de avisos por correo a los residentes con un aviso de 45 días.
4. El Ayuntamiento llevara a cabo una audiencia pública el 22 de octubre.
5. El Ayuntamiento ordenara al personal que cuente los votos de protesta de acuerdo con los pasos descritos en el Resumen de la Situación al comienzo de este informe.
6. El aumento de la tarifa se promulga o falla dependiendo de las reglas de votación.

Recordatorio: el Anexo A muestra las tarifas que los clientes verán en sus facturas, incluido el programa de mejoramiento de calles, por lo que los montos por servicio difieren de los de la tabla de comparación anterior. La tabla de comparación no incluía el programa de mejoramiento de calles porque es exclusivo de Lindsay.

[El resto de la página se dejó en blanco intencionalmente]

ANEXO A – TARIFAS PROPUESTAS

Cargos por Servicios por mes a menos que sea señalado No incluye la tasa de impuesto de usuarios de servicios públicos de la ciudad del 60% No incluye la tarifa de mejoramiento de calles de la Ciudad del 236%	Tarifas Actuales 7/1/2019	Tarifas Propuestas				
		10/9/2019	7/1/2020	7/1/2021	7/1/2022	7/1/2023
Servicio de Basura Residencial						
Residencial - Servicio automatizado 1 X Semana	\$ 18.35	\$ 20.26	Para aumentar no más del 5% por año (según el CPI-W)			
Residencial - Automatizado Con 1 Extra Café	\$ 4.38	\$ 4.84	Para aumentar no más del 5% por año (según el CPI-W)			
Residencial - Automatizado Con 1 Extra Verde	\$ 4.38	\$ 4.84	Para aumentar no más del 5% por año (según el CPI-W)			
Residencial - Automatizado Con 1 Extra Azul	\$ 4.38	\$ 4.83	Para aumentar no más del 5% por año (según el CPI-W)			
Servicio de Basura Comercial						
Comercial - Automatizado	\$ 18.35	\$ 20.26	Para aumentar no más del 5% por año (según el CPI-W)			
Comercial - Automatizado - 64 Gal Contenedor	\$ 4.38	\$ 4.83	Para aumentar no más del 5% por año (según el CPI-W)			
Comercial - 1 Yd 1 X Semana	\$ 51.15	\$ 56.49	Para aumentar no más del 5% por año (según el CPI-W)			
Comercial - 1 Yd 2 X Semana	\$ 95.04	\$ 104.95	Para aumentar no más del 5% por año (según el CPI-W)			
Comercial - 1.5 Yd 1 X Semana	\$ 63.24	\$ 69.84	Para aumentar no más del 5% por año (según el CPI-W)			
Comercial - 2 Yd 1 X Semana	\$ 74.56	\$ 82.33	Para aumentar no más del 5% por año (según el CPI-W)			
Comercial - 2 Yd 2 X Semana	\$ 130.34	\$ 143.93	Para aumentar no más del 5% por año (según el CPI-W)			
Comercial - 2 Yd 3 X Semana	\$ 181.13	\$ 200.04	Para aumentar no más del 5% por año (según el CPI-W)			
Comercial - 2 Yd 5 X Semana	\$ 311.47	\$ 343.97	Para aumentar no más del 5% por año (según el CPI-W)			
Comercial - 3 Yd 1 X Semana	\$ 103.48	\$ 114.27	Para aumentar no más del 5% por año (según el CPI-W)			
Comercial - 3 Yd 2 X Semana	\$ 180.17	\$ 198.97	Para aumentar no más del 5% por año (según el CPI-W)			
Comercial - 3 Yd 3 X Semana	\$ 252.87	\$ 279.25	Para aumentar no más del 5% por año (según el CPI-W)			
Comercial - 3 Yd 4 X Semana	\$ 360.34	\$ 397.93	Para aumentar no más del 5% por año (según el CPI-W)			
Comercial - 3 Yd 5 X Semana	\$ 408.33	\$ 450.94	Para aumentar no más del 5% por año (según el CPI-W)			
Comercial - 4 Yd 1 X Semana	\$ 134.42	\$ 148.43	Para aumentar no más del 5% por año (según el CPI-W)			
Comercial - 4 Yd 2 X Semana	\$ 217.68	\$ 240.39	Para aumentar no más del 5% por año (según el CPI-W)			
Comercial - 4 Yd 3 X Semana	\$ 300.13	\$ 331.45	Para aumentar no más del 5% por año (según el CPI-W)			
Comercial - 6 Yd 1 X Semana	\$ 207.41	\$ 229.04	Para aumentar no más del 5% por año (según el CPI-W)			
Comercial - 6 Yd 2 X Semana	\$ 360.44	\$ 398.05	Para aumentar no más del 5% por año (según el CPI-W)			
Comercial - 6 Yd 3 X Semana	\$ 510.75	\$ 564.04	Para aumentar no más del 5% por año (según el CPI-W)			
Comercial - 6 Yd 5 X Semana	\$ 871.21	\$ 962.10	Para aumentar no más del 5% por año (según el CPI-W)			
Servicio de Basura de Reciclaje						
Reciclaje Comercial - 90 Gallon	\$ 4.38	\$ 6.03	Para aumentar no más del 5% por año (según el CPI-W)			
Reciclaje Comercial - 1 Yd 1 X Semana	\$ 24.37	\$ 35.76	Para aumentar no más del 5% por año (según el CPI-W)			
Reciclaje Comercial - 1.5 Yd 1X Semana	\$ 39.84	\$ 44.00	Para aumentar no más del 5% por año (según el CPI-W)			
Reciclaje Comercial - 2 Yd 1 X Semana	\$ 35.53	\$ 52.11	Para aumentar no más del 5% por año (según el CPI-W)			
Reciclaje Comercial - 3 Yd 1 X Semana	\$ 49.31	\$ 72.33	Para aumentar no más del 5% por año (según el CPI-W)			
Reciclaje Comercial - 3 Yd 2 X Semana	\$ 82.77	\$ 121.39	Para aumentar no más del 5% por año (según el CPI-W)			
Reciclaje Comercial - 4 Yd 1 X Semana	\$ 90.83	\$ 100.30	Para aumentar no más del 5% por año (según el CPI-W)			
Reciclaje Comercial - 6 Yd 1 X Semana	\$ 98.89	\$ 145.04	Para aumentar no más del 5% por año (según el CPI-W)			
Reciclaje Comercial - 6 Yd 2 X Semana	\$ 172.01	\$ 252.31	Para aumentar no más del 5% por año (según el CPI-W)			
Servicio de Reciclaje Organico						
Reciclaje Organico - 90 Gallon 1 X Semana	nuevo	\$20.13	Para aumentar no más del 5% por año (según el CPI-W)			
Reciclaje Organico - 90 Gallon 2 X Semana	nuevo	35.38	Para aumentar no más del 5% por año (según el CPI-W)			
Reciclaje Organico - 2 Yd 1 X Semana	nuevo	79.30	Para aumentar no más del 5% por año (según el CPI-W)			
Reciclaje Organico - 2 Yd 2 X Semana	nuevo	143.96	Para aumentar no más del 5% por año (según el CPI-W)			
QUOTAS DIVERSAS						
Acceso al Encierro de Basura	nuevo	\$20.00	Para aumentar no más del 5% por año (según el CPI-W)			
Tarifa de tapa bloqueada	nuevo	25.00	Para aumentar no más del 5% por año (según el CPI-W)			
Cargo de Empujar / Tirar	nuevo	20.00	Para aumentar no más del 5% por año (según el CPI-W)			
Recogida adicional por yarda cúbica						
Basura Municipal	nuevo	37.67	Para aumentar no más del 5% por año (según el CPI-W)			
Reciclaje	nuevo	20.72	Para aumentar no más del 5% por año (según el CPI-W)			
Organicos	nuevo	36.13	Para aumentar no más del 5% por año (según el CPI-W)			
Servicio de Contenedor (CAJA)						
Acarreo e intercambio por caja	nuevo	\$214.50	Para aumentar no más del 5% por año (según el CPI-W)			
Tarifa de entrega por caja	nuevo	38.50	Para aumentar no más del 5% por año (según el CPI-W)			
Tarifa de tonelaje por tonelada	nuevo	según lo facturado	según lo facturado	según lo facturado	según lo facturado	según lo facturado

PROP. 218 PROTEST FORM

By signing the form below, I protest the proposed service charge rates and affirm under penalty of law that I am the owner or authorized representative of the owner of the below parcel.

PARCEL INFORMATION:

Assessor's Parcel ID: _____

Street Address: _____

City, State, Zip Code: _____, _____

SUBMITTED BY:

Print Owner Name: _____

If the above is not an individual(s) e.g. an LLC, Trust, Corporation, etc.,

Print Authorized Signatory: _____

Signature: _____ Date: _____

PROP. 218 FORMULARIO DE PROTESTA

Al firmar el formulario a continuación, protesto por las tarifas de cargos de servicio propuestas y afirmo bajo pena de ley que soy el propietario o representante autorizado del propietario de la parcela a continuación.

INFORMACIÓN DE LA PARCELA:

Número de Identificación de la Parcela: _____

Dirección: _____

Ciudad, Estado, Código Postal: _____, _____

PRESENTADO POR:

Imprimir Nombre del Propietario: _____

Si lo anterior no es un individuo (s), p.ej. una LLC, fideicomiso, corporación, etc.

Imprimir signatario autorizado: _____

Firma: _____ Fecha: _____



RESOLUTION OF THE CITY OF LINDSAY

NUMBER 19-56

TITLE **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LINDSAY ADOPTING REVISED REFUSE RATES AND ADDING ORGANICS RATES TO THE FEE SCHEDULE**

MEETING At a regularly scheduled meeting of the City of Lindsay City Council held on October 22, 2019 at 6:00PM at 251 E. Honolulu Street, Lindsay, CA 93247.

WHEREAS, the State of California has mandated new organics recycling, which introduces new costs to the refuse service; and

WHEREAS, other refuse services cost more to provide than the fees charged for the services; and

WHEREAS, the City must add the organics recycling service and the corresponding fees to cover its cost to the City's fee schedule

WHEREAS, the City must also adjust the other refuse service fees on the City's fee schedule to cover the cost of services; and

WHEREAS, a public hearing was conducted on this matter on October 22, 2019 in accordance with Proposition 218; and

WHEREAS, the City Clerk certifies that all property owners and account holders were notified of the proposed rate changes and the time and location of the public hearing by U.S. Mail on August 29, 2019; and

WHEREAS, after the close of Public Hearing, the submitted protests were counted and found to be less than a majority or the required 50 percent plus one.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

SECTION 1. The City of Lindsay does hereby adopt the following user fees as shown in exhibit "A" hereto attached.



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.

City Clerk

Mayor

STAFF REPORT



TO: LINDSAY CITY COUNCIL
DATE: October 22, 2019
AGENDA #: 5
FROM: Michael Camarena, Director of City Services & Planning

Acceptance of Dedication at 120 East Hermosa Street

ACTION Acceptance of Dedication

PURPOSE

- ☒ *Statutory/Contractual Requirement*
- ☒ *Council Vision/Priority*
- ☒ *Discretionary Action*
- ☒ *Plan Implementation*

OBJECTIVE(S)

- ☐ Live in a safe, clean, comfortable and healthy environment.
- ☐ Increase our keen sense of identity in a connected and involved community.
- ☒ Nurture attractive residential neighborhoods and business districts.
- ☒ Dedicate resources to retain a friendly, small-town atmosphere.
- ☒ Stimulate, attract and retain local businesses.
- ☒ Advance economic diversity.
- ☒ Yield a self-reliant city government that provides effective, basic services.

RECOMMENDATION

Staff respectfully recommends Acceptance of the Dedication at 120 East Hermosa Street.

BACKGROUND | ANALYSIS

Embree Asset Group, Inc. requests that the City accept dedication of approximately 150'x24' along the north side of APN 205-264-018 at 120 East Hermosa Street. This dedication was required as part of the proposed development at 120 East Hermosa Street. The dedication area will be improved as part of the commercial development that will be constructed at this location. The area, once completed, will create a large public space that will enhance the downtown area.

BENEFIT TO OR IMPACT ON CITY RESOURCES

The dedication area proposed improvements will be completed with the proposed new commercial project. The additional completed dedication area improvements will create a large public space that will enhance the downtown area. General maintenance requirements consistent with current downtown maintenance responsibilities is the anticipated impact. Minor commitment of manpower and resources is expected.

ENVIRONMENTAL REVIEW

☐ Not required by CEQA
☒ CEQA Previously Completed:

STAFF REPORT



TO: LINDSAY CITY COUNCIL
DATE: October 22, 2019
AGENDA #: 5
FROM: Michael Camarena, Director of City Services & Planning

POLICY ISSUES

- ☐ No policy issues
☒ Policy issues: Acceptance of Dedication requires Council action.

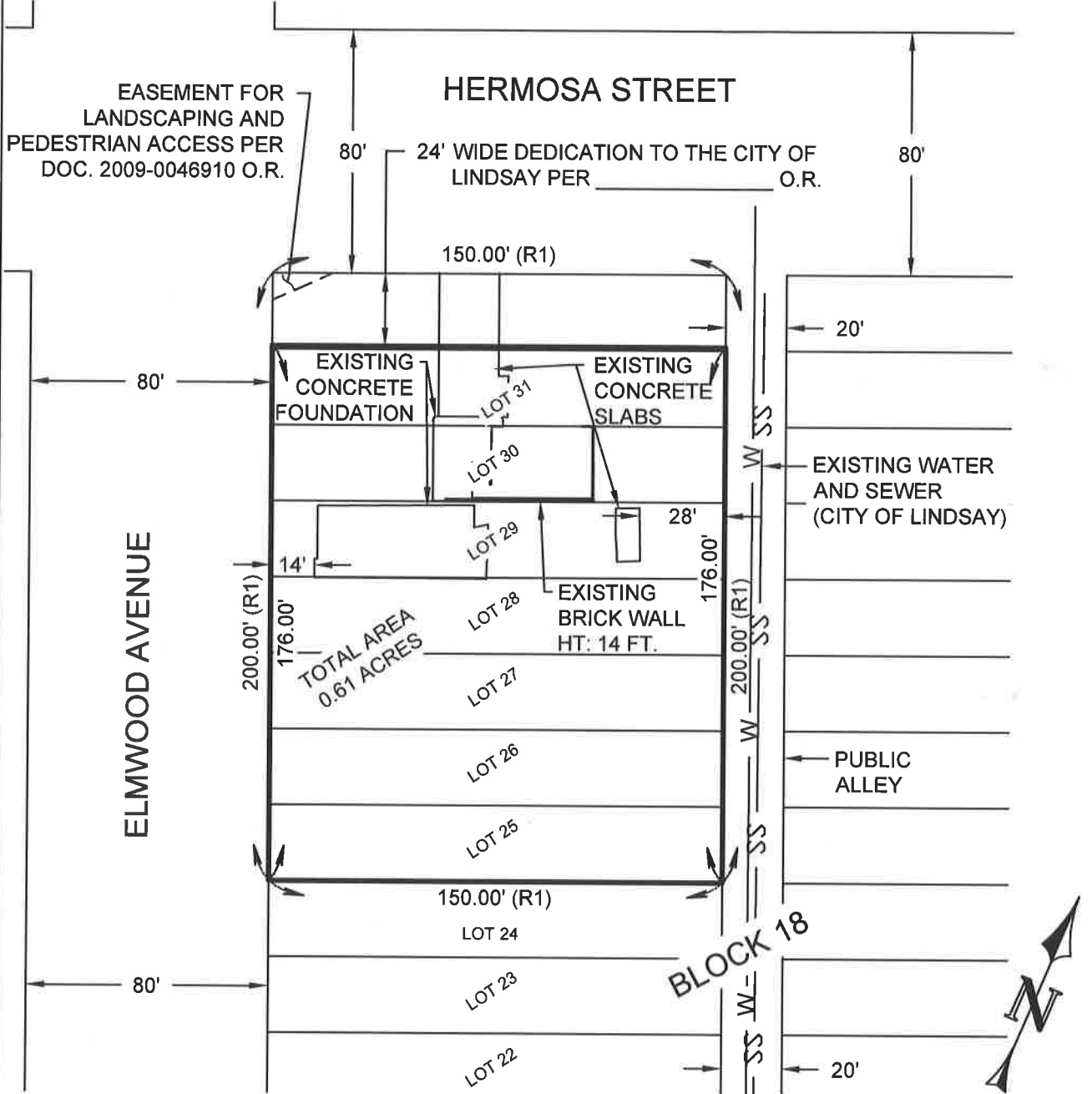
PUBLIC OUTREACH

- ☒ Posted in this agenda
☐ Additional public outreach:

ATTACHMENTS

- Attachments:
 - Exhibit 'B' of Lot Merger 19-11

EXHIBIT 'B'

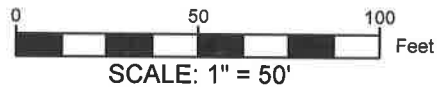


NOTE: SUBJECT PARCEL AND NEIGHBORS ARE ZONED CENTRAL COMMERCIAL (CC)

LEGEND

— LOT LINE

(R1) RECORD DIMENSIONS PER SURVEY MAP RECORDED IN BOOK 17, PAGE 57 OF MAPS, TULARE COUNTY RECORDS



PREPARED BY:

BASE
CONSULTING GROUP, INC.

16453 E. MANNING AVE.
REEDLEY, CA 93654
PH:(559) 637-1544

PROPOSED SITE EXHIBIT

ALL OF LOTS 25 THROUGH 32 OF BLOCK 18 OF THE OFFICIAL MAP OF THE CITY OF LINDSAY, IN THE CITY OF LINDSAY, COUNTY OF TULARE, STATE OF CALIFORNIA, AS PER RECORDED IN BOOK 17, PAGE 57 OF MAPS, TULARE COUNTY RECORDS. LOCATED IN SECTION 7, T.20S., R.27E. M.D.B. & M.

DATE: 08/28/2019

DRAWN BY: JGA

JOB NO.: 19043

PAGE 1 OF 1



RESOLUTION OF THE CITY OF LINDSAY

NUMBER 19-57

TITLE Acceptance of Dedication of Real Property

WHEREAS, Embree Asset Group, Inc., has offered for dedication the north twenty-four (24) feet of Lot 32 in Block 18 of the Official Map of the City of Lindsay; and

WHEREAS, Planning Staff has prepared necessary investigations and prepared a staff memorandum of information bearing upon the dedication of real property; and

WHEREAS, said dedication of real property from Embree Asset Group, Inc., to the City of Lindsay is in compliance with local and state requirements; and

WHEREAS, said dedication is categorically exempt from the California Environmental Quality Act as the minor alteration in land use limitations.

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

SECTION 1. Said dedication is exempt from further environmental review pursuant to CEQA Section §15305.

SECTION 2. That the City Council of the City of Lindsay, hereby authorizes the acceptance of real property.

SECTION 3. That said acceptance shall convey all its right, title and interest in and to all that piece or parcel of land situated in the City of Lindsay, County of Tulare, State of California, described as follows:

A portion of land located in Section 7, Township 20 South, Range 27 East, Mount Diablo Base and Meridian, in the County of Tulare, State of California, more particularly described as follows:

The North 24 feet of Lot 32 in Block 18 of the City of Lindsay, in the County of Tulare, State of California, as per Map recorded in Book 17, Page 57 of Maps, in the office of the County Recorder of said county.

SECTION 4. The City Clerk is hereby authorized to execute the certificate of acceptance for said real property, to be recorded in the office of the Tulare County Recorder



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.

City Clerk

Mayor