City of Kingsburg

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Bruce Blayney
Mayor

Michelle Roman
Mayor Pro Tem

COUNCIL MEMBERS
Ben Creighton
Staci Smith
Sherman Dix

Alexander J. Henderson
City Manager

WEDNESDAY
September 21, 2016
6:00 P. M.
KINGSBURG CITY COUNCIL CHAMBER
1401 DRAPER STREET

AGENDA
KINGSBURG CITY COUNCIL REGULAR MEETING

Invocation to be given by Pastor Jeff Nathan of Assembly of God, followed by the Pledge of Allegiance led by Mayor Bruce Blayney.

6:00 P.M. REGULAR MEETING

I. Call to Order and Roll Call -

II. Public Comments – This is the time for any citizen to come forward and address the City Council on any issue within its jurisdiction. A maximum of five minutes is allowed for each speaker.

III. Approve Agenda – Action by the Council to approve the agenda or to make modifications. Note: The type of items that can be added to the agenda is constrained by State law.

IV. a. Consent Calendar – Items considered routine in nature are to be placed on the Consent Calendar. They will be considered as one item and voted upon in one vote unless individual consideration is requested. Each vote in favor of the Consent Calendar is considered and recorded as a separate affirmative vote in favor of each action listed, except where the item specifically notes a prior recorded opposition or abstention, in which case the present affirmative vote on the Consent Calendar is considered and recorded as reaffirming that prior opposition or abstention. Approval of Consent Calendar items includes recitals reading ordinance(s) by title(s) only and adoption of recommended action(s) contained in staff reports.

1. **Approval of City Council Minutes** – Approve the minutes from the September 7, 2016 City Council Meeting as prepared by City Clerk Abigail Palsgaard.

2. **Waive second reading and adopt Ordinance No. 2016-004**- Waive second reading and adopt Ordinance No. 2016-004 Deleting Section 6.04.050 And Adding Section

6.04.170 To Chapter 6.04 Of Title 6 Of The Kingsburg Municipal Code, and pass to a second reading with the following recital constituting reading of the title of the Ordinance:

"AN ORDINANCE OF THE CITY OF KINGSBURG AMENDING, IN ITS ENTIRIY, CHAPTER 6.04 TO TITLE 6 OF THE KINGSBURG MUNICIPAL CODE PERTAINING TO DOGS AND OTHER ANIMALS"

3. **Accept 18th Avenue Sidewalks: Mariposa to Kern & Lewis to Washington – Federal Project No. CML 5170 (052)-** Staff Report prepared by City Engineer Dave Peters.

b. Pulled Consent Calendar Items:

V. REGULAR CALENDAR

1. **PUBLIC HEARING – City of Kingsburg Master Fee Schedule –** Consider Staff Report prepared by City Manager Alex Henderson

   Possible Action(s):
   a. Open Public Hearing
   b. Presentation by City Manager Alexander Henderson
   c. Council Discussion
   d. Open Public Comment
   e. Close Public Comment
   f. Continued Council Discussion
   g. Close Public Hearing
   h. Adopt Resolution No. 2016-050 approving the amendment to the Master Fee Schedule establishing and changing various fees.

2. **PUBLIC HEARING – MUNICIPAL CODE AMENDMENT, FIRST READING ADDITION OF CHAPTER 17.94, "WIRELESS TELECOMMUNICATION FACILITIES" TITLE 17 OF THE KINGSBURG MUNICIPAL CODE-** Consider Staff Report prepared by Planning Consultant Holly Owen

   Possible Action(s):
   a. Open Public Hearing
   b. Presentation by Planning Consultant Holly Owen
   c. Council Discussion
   d. Open Public Comment
   e. Close Public Comment
   f. Continued Council Discussion
   g. Close Public Hearing

Note to City Council from the City Clerk: Staff recommends this item be removed and re-noticed by public hearing notice and rescheduled for a later date.

3. **Ordinance Amending Paragraphs A. and B. of Section 17.54.020 of Chapter 17.52 Of Title 17 Of The Kingsburg Municipal Code Pertaining To Off-Street Parking**

   Possible Action(s):
   a. Presentation by Police Chief Neil Dadian
   b. Council Discussion
   c. Waive the first reading and introduce Ordinance No. 2016-005 of The City of Kingsburg Amending Paragraphs A. and B. of Section 17.54.020 of Chapter 17.52 of Title 17 of The Kingsburg Municipal Code Pertaining To Off-Street Parking, and pass to a second reading with the following recital constituting reading of the title of the Ordinance:

   "AN ORDINANCE OF THE CITY OF KINGSBURG AMENDING PARAGRAPHS A. AND B. OF SECTION 17.54.020 OF CHAPTER 17.52 OF TITLE 17 OF THE KINGSBURG MUNICIPAL CODE PERTAINING TO OFF-STREET PARKING"

4. **Crime Statistics report for the Month of August 2016** – Prepared by Kingsburg Police Department Records Supervisor Corina Padilla and presented by Police Chief Neil Dadian.

   Possible Action(s):
   a. Presentation by Police Chief Neil Dadian.
   b. Council Discussion
   c. No Action Necessary

5. **2016 Crandell Swim Complex – Season Report- Staff Report prepared by Community Services and Senior Citizens Ashlee Winslow - Schmal Coordinator**

   Possible Action(s):
   a. Presentation by by Community Services and Senior Citizens Ashlee Winslow – Schmal Coordinator
   b. Council Discussion
   c. Receive and File

VI. Council Reports and Staff Communications

a. Community Services Commission –
b. Public Safety Committee –
c. Chamber of Commerce –
d. Economic Development –
e. Finance Committee –
f. Planning Commission –
g. City Manager's Report –

VII. Other Business as May Properly Come Before the City Council

VIII. Adjourn Regular Kingsburg City Council Meeting

Any writings or documents provided to a majority of the Kingsburg City Council regarding any item on the agenda will be made available for public inspection in the City Clerks office located at 1401 Draper Street during normal business hours.

KINGSBURG CITY COUNCIL
SEPTEMBER 7, 2016
REGULAR MEETING MINUTES

Invocation was given by Pastor Jim Collins of First Baptist, followed by the Pledge of Allegiance led by Mayor Bruce Blayney.

6:00 P.M. REGULAR MEETING

Called to order: Mayor Blayney called the Regular Meeting to order at 6:02pm.

Council Members present: Ben Creighton, Staci Smith, Michelle Roman, Sherman Dix and Mayor Bruce Blayney.

Council Members absent: None.

City Staff present: City Manager Alex Henderson, City Attorney Michael Noland, Finance Director Maggie Moreno, Public Works Director Darren Hays, Community Services and Senior Citizens Coordinator Ashlee Winslow-Schmal and City Clerk Abigail Palsgaard.

Public Comments: None.

Approve Agenda: A motion was made by Council Member Dix, seconded by Council Member Roman, to approve the agenda as published. The motion carried by unanimous voice vote.

Consent Calendar: A motion was made by Council Member Smith, seconded by Council Member Dix, to approve the Consent Calendar as published. The motion carried by unanimous voice vote.

1. **Approval of City Council Minutes** – Approve the minutes from the August 16, 2016 Joint Workshop and the August 17, 2016 City Council Meeting as prepared by City Clerk Abigail Palsgaard.

2. **Check Register**– Ratify/approve payment of bills listed on the check register for the period July 28, 2016 through August 31, 2016 as prepared by Accounts Payable Clerk Grace Reyna.

3. **Treasurer's Report**– Approve the Treasurer's Report as of July 31, 2016 as prepared by Finance Director Maggie Moreno.

4. **Labor Management Workers' Compensation Alternative Dispute Resolution Agreement Between the City of Kingsburg and the Kingsburg Police Officer's Association**- Staff Report prepared by City Manager Alex Henderson.

5. **Labor Management Workers' Compensation Alternative Dispute Resolution Agreement Between the City of Kingsburg and the Kingsburg Firefighter's Association**- Staff Report prepared by City Manager Alex Henderson.

6. **Award Sierra Street Reconstruction & 6th Avenue Drive Rehabilitation – Federal Project No. STPL 5170 (043) & (049).** Staff Report prepared by Dave Peters.

7. **Claim Rejection-** Reject Claim No. FR96909 submitted by Kristin Perez on August 11, 2016. Staff Report prepared by City Clerk Abigail Palsgaard.

Pulled Consent Calendar Items: None.

REGULAR CALENDAR

Introduction of Ryan Boyd, Todd Walters and Rick Gordon- New Public Works Employees
Public Works Director Darren Hays said he would like to thank Finance Director Maggie Moreno and City Manager Alex Henderson for the viable budget which allowed the department to have two new hires. Mr. Hays introduced Todd Walters and Rick Gordon and said he is pleased with their performance so far.

PUBLIC HEARING – Adopt Resolution 2016-048 adding the approved changes to the City of Kingsburg Capital Facilities Fees/Development Impact Fees, set at the February 17, 2016 Public Hearing, to the Master Fee Schedule.

Public Hearing Opened at 6:07pm.

City Manager Alex Henderson said this is a formal adoption of the fees approved regarding the City's impact fees program approved previously. Staff recommending adoption of the fees

Council Discussion Opened at 6:08pm.

Council Member Dix said it is a great thing we got this done as we see development plans for the future coming in and we do not to be underfunded.

Public Comment Opened at 6:09pm.

Close Public Comment at 6:09pm.

Continued Council Discussion Opened at 6:09pm.

Close Public Hearing at 6:09pm.

Council and Staff discussed the change in wording in the resolution and that certain fees are specifically identified.

A motion was made by Council Member Roman, seconded by Council Member Smith, to adopt Resolution 2016-048 adding the approved changes to the City of Kingsburg Capital Facilities Fees/Development Impact Fees, set at the February 17, 2016 Public Hearing, to the Master Fee Schedule. The motion carried by unanimous voice vote.

PUBLIC HEARING – Ordinance Amending Section 6.04 of Title 6 of the Kingsburg Municipal Code Regarding Dogs and Other Animals.

Public Hearing Opened at 6:11pm.

Community Services and Senior Citizens Coordinator Ashlee Winslow-Schmal presented that the new ordinance addresses the noise complaint, the number of animals and other concerns brought forward at the August 17, 2016 council meeting.

Council Discussion Opened at 6:13pm.

Mayor Blayney voiced that he has been approached with concerns about microchipping. Council Member Creighton asked how we will enforce the microchipping of dogs.

Mayor Blayney said the police are not going to be going around listening for barking dogs. If the dog is defending its territory or responding to people walking by, police will not provide warning or citation. He said they will only issue a citation if the complaining party will sign and if they have evidence it is going on. The police officers will try to remedy the situation by speaking to the animal owner. If the animal owner doesn't remedy the situation, then they will have to do enforcement. Mayor Blayney explained how the fines worked with in a 12 month period.

Council Member Dix asked what is the current noise violation and fine. Community Services and Senior Citizens Coordinator Ashlee Winslow-Schmal said it is a penal code violation.

Council Member Roman said she received a message from Citizen Marcella Tau who voiced that the reason to have dogs is for security, she agrees. She said that is not what we are discussing here. Police officers would notify the animal owner first before enforcing the barking dog section.

Ms. Winslow-Schmal said yes, the animal owner may not know that their dog is barking while they are away from home or in a similar situation. The officers do not want to issue a ticket, they will want to work it out for it to be resolved.

Council Member Creighton said he wants to have a discussion of real world scenarios. Citizens have reached out about being arrested for having a barking dog.

Council Member Dix asked about removing the dog from the city limits. City Manager Henderson said the ordinance addresses all violations (penalty section). If you have 3 barking dog citations then you will have to remove the animal on the 4th.

Council Member Creighton asked if all of these items are complaint base. Mr. Henderson said yes, most of these are by complaint cases. We are not going to change the way we do it, there is just fines now and an end game if the problem is not remedied.

Council Member Creighton asked if the rest of council is in agreement of removing the wording in regards to the microchipping of cats. There was agreement.

Public Comment Opened at 6:33pm.

Mark Jones, 1891 21st Ave., spoke about cats and dogs being dropped off in the country. He is for the ordinance and the fixing of cats. He said he would like to volunteer to help animals.

Jodi Brinkman, 2750 14th, Ave, had an incident with 3 stray dogs who were aggressive. She asks that the City work on having a better solution for citizens who contain stray dogs.

Jan Isumaru, Park Place, concerned about how new residents will be notified of the animal code to ensure they can follow the rules.

Brenda Prado, 630 12th, has an issue with dogs at large, it is a major problem. She asked how the City will keep track of how many times a dog is found to be at large.

City Manager Henderson said if police cannot catch the dog or does not see it, a resident can sign the citation as the victim. Community Services and Senior Citizens Coordinator Ashlee Winslow-Schmal said right now the City has to have possession of the dog for an at large call citation. Ms. Prado said she is concerned because the animal is usually gone by the time an officer arrives. Council Member Roman thanked her for her volunteering.

Michelle, representing the Mayor from Parlier, asked about the licensing of animals. Community Services and Senior Citizens Coordinator Ashlee Winslow-Schmal said it is a State Law.

Margie Smith, 641 12th, asked if the animal control officer will know proper procedures of handling dogs. She wanted to make sure they get the proper training for the officer's safety. She is worried about stray dogs attacking people.

Mayor Blayney said we are doing everything we can to expand our police force. We are trying to put together a way to provide additional public safety funding.

Margie Smith is worried about bitter neighbors. She said the controversy against microchipping is that some owners are against it because their animals are their property.

Close Public Comment at 7:11pm.

Continued Council Discussion opened at 7:11pm.

Council Member Roman spoke about citizens needing to register their dog. She is not sure if everyone knows that they need to do this. She wants to know if we can partner with a vet to inform dog owners about registering their dogs.

City Manager Henderson said he has had a conversation with the vet recently, and is working with them to push them toward city hall.

Council Member Dix spoke about an experience with their neighbor's barking dog. He is worried about people not getting enough notice.

Mayor Blayney said it is up to the police officer. Council Member Creighton said without mandatory microchipping it is impossible to enforce.

Brenda Prado, asked about mandatory spaying and neutering and why is it not in the ordinance.
City Manager said he spoke to Valley Animal Center and Second Chance, and that some people are already upset with microchipping.

Council Member Roman asked about foster dogs and if they needed to be licensed if there are only here a short period of time.

Community Services and Senior Citizens Coordinator Ashlee Winslow-Schmal said even if they are here for a short period of time they should get a license. It is the best and easiest system to return the dog to family.

City Manager Henderson said it is important to note in regards to loose dogs in town, he and Council Member Roman has met with Second Chance and Valley Animal to work on getting the loose dog solution solved. This ordinance is one step in the right the direction.

Public Hearing Closed at 7:29pm.

A motion was made by Council Member Creighton, to waive the first reading and introduce Ordinance No. 2016-004 Deleting Section 6.04.050 And Adding Section 6.04.170 To Chapter 6.04 Of Title 6 Of The Kingsburg Municipal Code, and pass to a second reading with the following recital constituting reading of the title of the Ordinance:

"AN ORDINANCE OF THE CITY OF KINGSBURG
AMENDING CHAPTER 6.04 TO TITLE 6 OF
THE KINGSBURG MUNICIPAL CODE"

With the amending of the ordinance to remove the regulation of microchipping cats, seconded by Council Member Smith. The motion carried by unanimous voice vote.

Southeast Regional Disposal Site Financial Forecast.

City Manager Alex Henderson said the City of Kingsburg is a partial owner of a closed disposal site which hasn't been in operation since 1990. As of right now there is a surcharge on every ton collected and that has covered the cost of maintaining the site.

Mayor Blayney said the site is the Dinuba Ave. dump. Landfills were closed and a part of the disposal fees go to take care of the site. The State has changed the rules and there will more additional costs with more studies and modifications. The cash flow shows they will be out of money in 3 years. The JPA agreement says the Board has the authority and is binding to make rules upon all of the members. They will add the charge in the next year in a half. Fresno County graciously offered to take the allocation based on the number of citizens. They are offering to give us a better deal.
Council discussed the fiscal impact.

Council Reports and Staff Communications

Community Services Commission
Council Member Roman said they are still talking about the skate park. They met with the American Ramp Company where they discussed designing a skate park. The American Ramp Company will be back in September 14th at 5:30pm to discuss how to design the skate park in a meeting open to the public. They are working on getting additional funding and there has been positive feedback from people who would like to purchase a brick around it.

Public Safety Committee

Council Member Creighton said they will meet next week.

Chamber of Commerce
Council Member Smith said the Chamber meets next Tuesday. They are still accepting applications for executive director.

Economic Development
City Manager Henderson said they will be meeting later this month. He has been meeting business owners regarding use of their space downtown.

Finance Committee
Mayor Blayney said they met 8/23/16 regarding excess fund investments. They also discussed funding for public safety. The committee is going to present a good viable project. He said one potion is a partial tax, one is a sales tax. Will probably go down the partial tax.

Planning Commission
Mayor Blayney said they will meet tomorrow night at 6pm.

City Manager's Report
City Volunteer Davit Jintcharadze introduced himself and spoke about his country, The Republic of Georgia. He said he is here to learn and share knowledge regarding The Republic of Georgia and build friendships with America.

Other Business as May Properly Come Before the City Council

Council Member Roman reminded about the Harvest Moon and Jazz Festival and also the Train Depot Grand Opening on September 24th. She said the ribbon cutting is at 4pm, and the festivities begin at 12pm.

Adjourn Regular Kingsburg City Council Meeting

Kingsburg City Council Regular Meeting was adjourned at 7:55pm.

ORDINANCE NO. 2016-004

AN ORDINANCE OF THE CITY OF KINGSBURG AMENDING, IN ITS ENTIRITY, CHAPTER 6.04 OF TITLE 6 OF THE KINGSBURG MUNICIPAL CODE PERTAINING DOGS AND OTHER ANIMALS

The City Council of the City of Kingsburg does hereby ordain as follows:

Section 1. Chapter 6.04 of Title 6 of the Kingsburg Municipal Code is amended in its entirety as follows:

6.04.010 Definitions.

Unless the particular provision or the context otherwise requires, the definitions and provisions contained in the following subsections of this section shall govern the construction, meaning and application of the words and phrases used in this chapter 6.04; and except to the extent a particular word or phrase is otherwise specifically defined herein, the definitions contained in Chapter 1.04 of Title 1 of this code, shall also govern the construction, meaning and application of the words and phrases used in this chapter. The definition of each word or phrase shall constitute, to the extent applicable, the definition of each word or phrase which is derivative from it, or from which it is a derivative, as the case may be.

"Animal": Any living vertebrate member of the animal kingdom.

"Animal Control Officer": Unless otherwise designated by the State of California, City of Kingsburg, or Fresno County, the Chief of Police shall designate a police employee as the Animal Control Officer. In addition, all police officers of the city are required to perform the duties of the Animal Control Officer as may be required by the Chief of Police.

"At Large": Means an animal off the premises of the person owning or having the possession, charge, custody, or control of the animal and not under the immediate control of a person by means of an enclosure, leash, rope, or other means of immediate effective physical control.

"Bird": Any member of the bird family, including, but not limited to, parakeets, cockatiels, macaws, parrots, finches, conures and swans, domesticated to serve as a pet.

"Breeder": Any person or entity which breeds two (2) or more litters of dogs in one year for sale or profit.

"Cat": Any member of the feline family, male or female, domesticated to serve as a pet.

"Dog": Any member of the canine family, male or female, domesticated to serve as a pet.

"Domesticated Animals": Dogs, cats, small mammals, reptiles, amphibians and birds kept and maintained as household pets.

"Fowl": Any chicken, duck, goose, turkey, guinea, pigeon, peacock or other fowl.

"Hearing Officer": The Chief of Police or any designee of the Chief of Police.

"Impoundment": Shall mean the taking up and confinement of any animal in the Pound or an animal shelter, veterinary hospital, or other facility.

"Litter": A litter means two (2) or more offspring from one or more female dogs or cats located at the same premises.

"Livestock": Any horse, pony, mule, burro, jack or jennie, cow, bull, calf, heifer, sheep, goat, swine, hog, pig, and all other domestic or domesticated animals other than household pets.

"Owner": Any individual, partnership, limited liability company, corporation or other entity owning, having an interest in, having custody or possession of, keeping or harboring one or more animals. An animal shall be deemed to be harbored if it is fed or sheltered for three (3) consecutive days or more.

"Person": Any individual, partnership, limited liability company, corporation or other entity.

"Potentially Dangerous Dog" means any of the following:

1. Any dog which, when unprovoked, engages in any behavior that requires a defensive action by any person to prevent bodily injury when the person and the dog are off the property of the owner or keeper of the dog.

2. Any dog which, when unprovoked, bites a person causing a less severe injury than as defined in Food and Agriculture Code Section 31604.

3. Any dog which, when unprovoked, has killed, seriously bitten, inflicted injury, or otherwise caused injury attacking a domestic animal off the property of the owner or keeper of the dog.

"Pound": Means the place provided by the city for the impounding of animals, whether maintained directly by the city, or person pursuant to an agreement or contract with the city or in conjunction with another city or county.

"Premises": Means a house, other dwelling, a yard or other area so enclosed as to prevent an animal from escaping.

"Private Property": Means all property not defined as a "public place".

"Public Event": Means any event or festival permitted by the city that results in the gathering of people in areas closed to vehicular traffic.

"Public Place": Any park, public building, playground, street, road, alleyway, or other place open to the general public.

"Restraint": A leash not in excess of eight feet (8'), a tethered lead, or a fenced enclosure which keeps the animal under the control of a person or within the premises of the

owner of the animal or the person who has possession, charge, custody or control of the animal.

"Unlicensed Dog": Means any dog for which the city dog license for the current year has not been paid.

"Vaccination" or "Vaccination Against Rabies" means the inoculation of a dog with a vaccine approved by the city or the United States Public Health Service for use in the prevention of rabies in dogs.

"Veterinary Hospital": Any establishment maintained and operated by a licensed veterinarian for surgery, diagnosis and treatment of diseases and injuries of animals.

"Vicious Dog": means any of the following:

1. Any dog seized under Section 599aa of the Penal Code and upon the sustaining of a conviction of the owner or keeper under subdivision (a) of Section 597.5 of the Penal Code.

2. Any dog which, when unprovoked, in an aggressive manner, inflicts severe injury on or kills a human being.

3. Any dog previously determined to be and currently listed as a potentially dangerous dog which, after its owner or keeper has been notified of this determination, continues such behavior.

6.04.020 - Licenses Generally.

A. All dogs over four (4) months of age, kept, harbored or maintained by their owners in the city shall be licensed and registered. Within thirty (30) days after acquiring a dog, the owner of the dog must file: (i) an application for licensing and registration with the city clerk together with a vaccination certificate, as required by Section 6.04.040 of this chapter; (ii) proof the dog has been micro-chipped as required by Section 6.04.125 of this chapter; and payment of a license fee as set by city council resolution. Licenses shall be valid for the fiscal year July 1 to June 30, and shall be purchased annually. The provisions of this section are not intended to apply to dogs whose owners are nonresidents temporarily within the city or to dogs brought into the city for the purpose of participating in any dog show.

B. Every person owning or keeping a dog that has been specifically trained and certified as an aid to a person with a physical or mental disability, including, without limitation, seeing eye dogs, must be licensed and registered, obtain a vaccination certificate and must be micro-chipped but shall be exempt from payment of license fees.

C. All dog licenses shall be issued for a period terminating on the thirtieth (30th) day of June of each year. For a license issued prior to January 1 of any year, a full year license fee shall be paid. For a license issued after the first day of January of any year, only one-half of the annual license fee shall be paid. Any penalty payments associated with dog licenses shall be paid in the same fashion as the dog license fee.

D. No dog license shall be issued for any dog unless the owner of the dog shall present to the city clerk a certificate by a licensed veterinarian (vaccination certificate) that the dog has been vaccinated in accordance with Section 6.04.040.

E. Any dog which is unlicensed or which the license fee is unpaid, or upon which the owner refuses to obtain a license or pay the license fee, or refuses to have the dog vaccinated and micro-chipped as required by this chapter, may be lawfully taken up and impounded by an animal control officer and it shall be lawful for an animal control officer to enter upon the property of any person for the purpose of taking up and impounding the dog. Any dog taken up and impounded as provided herein shall be held at the pound for ten (10) days. If the requirements of this Section are not met within said ten (10) days, the animal control officer shall cause the dog to be disposed of in accordance with the provisions of subsections F and G of Section 6.04.050. In addition to payment of license fees, the owner shall also pay redemption and impoundment fees.

6.04.030 - License Tags.

Upon payment of the license fee set by resolution of the city council, the city clerk shall issue to the owner a license certificate and a metallic tag for each dog so licensed. The shape of the tag shall be changed every year and shall have stamped thereon the year for which it was issued and the number corresponding with the number on the certificate. Every owner shall be required to provide each dog with a collar to which the license tag must be affixed, and shall see that the collar and tag are constantly worn by the dog. In case a dog tag is lost or destroyed, a duplicate will be issued by the city clerk upon presentation of a receipt showing the payment of the license fee for the current year, and the payment of a fee, as set by city council resolution, for such duplicate dog tag. Dog tags shall not be transferable from one dog to another, and no refunds shall be made of any dog license fee because of death of the dog or the owner's leaving the city before expiration of the license period.

6.04.040 - Rabies Vaccination.

A. Every person who keeps or harbors any dog or other animal requiring rabies vaccination shall have same vaccinated with a vaccine approved by the California Department of Health by a duly licensed veterinarian. Said vaccination against rabies shall commence with dogs over four (4) months of age ("**Initial Vaccination**") and all other animals as required by standards of veterinary medicine practices. Dogs and cats shall be re-vaccinated one (1) year after the Initial Vaccination and at least every three (3) years thereafter.

B. Upon demand of any animal control officer, every person keeping or harboring any animal that requires vaccination against rabies shall produce a current certificate of vaccination for said animal.

C. The animal control officer shall impound any animal which has not been vaccinated as required by this section.

D. Every person practicing veterinarian medicine in the city who vaccinates dogs or other animals with rabies vaccine shall issue to the owner thereof a certificate signed by such veterinarian which states:

1. The name and address of the owner of the vaccinated animal;

2 The kind of vaccine used, the name of the manufacturer, the manufacturer's serial or lot number and the date of vaccine;

3. The breed, age, color and sex of the vaccinated dog;

4. Year and number of the license tag of the vaccinated dog.

E. The animal control officer shall take up and place in isolation any dog, cat or other animal which in the opinion of the owner of the animal, a licensed veterinarian or the animal control officer displays symptoms suggestive of rabies. Such isolation shall be at the pound unless the owner of the dog or cat, with the approval of the animal control officer, arranges with a licensed veterinarian for such isolation in a private animal hospital or clinic. Any dog or cat placed in such isolation shall be kept strictly confined and under such observation as may be required by the animal control officer. Isolation shall continue for at least ten (10) days from the date the symptoms suggestive of rabies were first observed. The isolation may be continued for a period longer than ten (10) days if, in the opinion of any licensed veterinarian or the animal control officer, a longer period is necessary. At the expiration of the isolation period, any dog or cat confined at the pound shall be released upon payment of the fees set by resolution of the city council.

F. It shall be the duty of every licensed veterinarian in the city to report immediately to the animal control officer any animal observed by him/her as having rabies or is suspected of having rabies.

G. It shall be the duty of every physician, or other person, to report to the animal control officer the name and address of any person treated for a bite inflicted by an animal of a species subject to rabies infections, and any other information as required by the animal control officer.

H. The animal control officer shall take up, impound, and isolate for at least ten (10) days following the date of the alleged bite, any animal of a type subject to rabies that is reported to have bitten any person, whether or not such animal displays any symptoms suggestive of rabies. The animal shall be impounded and isolated in the manner provided in Subsection E above.

I. Any person who is 18 years of age or older may, however, make written request to the animal control officer for the isolation of such biting animal either in facilities provided by a licensed veterinarian or in a licensed boarding kennel or upon the private premises of the person making such request. If such request is approved by the animal control officer, such biting animal shall not be taken up and impounded buy shall instead be kept strictly confined and isolated in such veterinarian's facilities or on such private premises for the isolation period.

J. Every person who, after requesting and obtaining approval for the keeping of a biting animal confined and isolated upon his/her private premises, fails for any reason whatsoever to keep such animal continuously confined and isolated upon his/her premises, either indoors or inside an enclosure, for a period of ten (10) days after the day such written approval of such confinement and isolation by the animal control officer, is guilty of an infraction. Any such animal, whether licensed or unlicensed, not continuously confined and isolated as required shall be taken up forthwith by the animal control officer and isolated as provided in Subsection E of this Section 6.04.040.

K. No person shall bring an animal or permit an animal to enter the city in which rabies exists, or has existed within the previous six (6) months unless the animal has been vaccinated with anti-rabies vaccine, and the owner of the animal has an official tag or other receipt showing that the animal has been vaccinated by a duly licensed veterinarian.

6.04.050 - Redeeming Impounded Animals.

A. The animal control officer upon the impounding of any animal, shall notify the owner, if known, in accordance with the provisions of Subsection F. of this Section 6.04.050, or if unknown by posting a notice of impound containing a description of the animal and the time and place of apprehension for five (5) days on the city website. After the expiration of this period, any unredeemed animal may be disposed of as provided for in subsection G of this Section 6.04.050.

B. Except as otherwise provided in Section 6.04.040, 6.04.117, 6.04.118, the owner of any animal impounded in accordance with the provisions of this chapter may at any time before the disposition of the animal redeem the animal. Upon proof satisfactory to the animal control officer that such person is the owner and is entitled to redeem such animal and upon payment of the redemption and maintenance charges as established by city council resolution and upon obtaining a city dog license, if the dog is unlicensed and required to have such license, such animal may be redeemed by such person. The animal control officer shall issue a redemption receipt to the person redeeming the animal. The redemption receipt shall identify the amount of fees paid by the person redeeming the animal and contain a description of the animal redeemed, the date of redemption and the name and address of the person redeeming the animal.

C. Redemption fees and maintenance charges shall be set by city council resolution and based upon the number of times an animal is impounded, as follows:

1. First time within six months: Basic redemption fee.

2. Second time within six months: Double the basic redemption fee.

3. Third time within six months: Triple the basic redemption fee.

4. Each time after the third time within six (6) months: One Thousand Dollars ($1,000.00).

D. The city is authorized at its discretion to hold for a period of ten (10) days any impounded dog in heat prior to redemption or disposal.

E. If any unlicensed animal or any dog bearing no license tag, is impounded under the provisions of this chapter and is not redeemed within ten (10) days after the date the animal is impounded, the animal control officer may at any time thereafter dispose of the animal as provided in subsection G of this Section 6.04.050.

F. If a dog licensed in accordance with the provisions of this chapter is impounded under the provisions of this chapter, the dog shall not be disposed of until after written notice has been given by the animal control officer to the owner of said dog at the address set forth in the city licensing records. The notice shall contain a description of the dog impounded, the breed, sex, the date the dog was impounded and identifying the amount necessary to redeem

the dog. The notice shall be served by mailing by United States mail to the owner of the dog at the last address of the owner as shown on the city's licensing records. If no person appears and redeems the dog within ten (10) days after the date of mailing of the notice or within ten (10) days after the dog was impounded, whichever is later, the animal control officer shall cause the dog to be disposed of as provided in subsection G of this Section 6.04.050.

G. If the animal impounded is not redeemed within the redemption period or if the owner fails or refuses to comply with any of the requirements of redemption, the animal control officer shall dispose of the animal according to the provisions of this Subsection G. In disposing of an impounded animal, the animal control officer may, in his/her discretion: 1) release the animal to an animal adoption organization; 2) release the animal to an animal rescue organization; or 3) euthanize the animal in a humane manner and as provided by applicable law.

H. All animals impounded by the animal control officer shall be kept at the risk of the owner, and neither the city not its officials, officers, agents or employees shall be liable to the owner for the delivery in good faith of any such animal to a person claiming to be, but not in fact being, entitle to reclaim the animal. Neither the city not its officials, officers, agents or employees shall be liable for injury or disease to any animal incurred while the animal is being captured, transported, impounded, or liable for the disposition of any animal.

6.04.060 - Duties of Animal Control Officer.

A. The duties of the Animal Control Officer shall be as follows:

1. To take up and impound any dog or other animal as required by this chapter, including, without limitation, dogs or other animals found to be running at large, staked or tied or in any public place within the city or upon the premises of any person other than the owner of such animal or as otherwise required by this chapter.

2. To make a complete registry of impounded animals, identifying as to each animal, the date of receipt, the breed, color, and sex of such animal, and if licensed, the number of such license and the name and address of the owners, if any, the date and manner of disposal and such additional records as may be required by the city from time to time.

3. To operate and maintain the pound.

6.04.070 - Authority of Animal Control Officer.

A. Each animal control officer shall have, and is hereby vested with the authority in the performance of their duties, to enter upon any property pursuant to law, to ascertain if any of the provisions of this chapter or any laws, regulations or ordinances including, without limitation, the provisions of this chapter or any law, regulations or ordinances relating to disease, care, treatment, or cruelty to animals is being violated. Each animal control officer may issue citations for the violation of the provisions of this chapter, any law, regulation or ordinance in the manner prescribed by said law, regulation or ordinance, and remove animals from said premises as the animal control officer deems necessary. The authority to issue citations in the manner prescribed by the city shall be in addition to any other authority provided by law.

B. In the performance of duties for the control of animals, the animal control officer shall have the authority to employ the use of the tranquilizer gun or other animal control devices in common use within the State of California.

C. In addition to other authority provided by law for making arrests, the animal control officer is authorized to make arrests according to California Penal Code Section 836.5 for the purpose of enforcing and carrying out provisions of this chapter.

D. Every person who willfully resists, delays, or obstructs the animal control officer in the discharge of or attempt to discharge, any duty of his/her office is guilty of a misdemeanor.

E. For the purpose of enforcing or discharging the duties of the animal control officer, imposed by this chapter, Health and Safety Code Section 121625, Government Code Section 53074, or other applicable laws, the animal control officer or any police officer may enter upon private property, except dwellings, as follows:

(a) When in pursuit of any animal which the officer has reasonable or probable cause to believe is subject to impoundment.

(b) To impound or place in isolation or quarantine any animal which the officer has any cause whatsoever to believe or suspect has rabies, is a biting animal, is a potentially dangerous or vicious dog.

(c) To inspect or examine animals isolated on the property.

F. Except when time does not permit, such as in an emergency or when in fresh pursuit, before entering upon private property reasonable effort shall be made to locate the property owner or possessor to request permission to enter upon the property and to explain the purpose for entry.

6.04.080 - Animal Care.

It shall be unlawful for the owners or persons having custody of any animal to permit, either willfully or through failure to exercise due care or control, any cruel acts upon any animal. "Cruel acts" are defined as follows:

A. To place, leave or expose, making accessible to animals, any poisonous substance.

B. To have, keep, or harbor any animal which is infected with any dangerous or incurable or painfully crippling condition. This Section shall not apply to animals within veterinary hospitals or under the care of a veterinarian, or having been diagnosed with any common, incurable disease where impoundment or quarantine is not recommended by a doctor of veterinary medicine.

C. To fail, refuse, or neglect to provide any animal in their charge or custody as owner or otherwise, with food, drink, shade or weatherproof housing facilities, or to carry any animal in or upon any vehicle in a cruel or inhumane manner.

D. To willfully, or maliciously kill, maim, disfigure, tease, torture, beat with a stick, chain, club, or other object, mutilate, burn, scald with any substance, overdrive or other cruelty

set upon any animal, except that a reasonable force may be employed to drive off vicious or trespassing animals.

E. To promote, stage, hold, manage, conduct, carry on, or attend any game, exhibition, contest, or fight in which one or more animals are engaged for the purpose of injuring, killing, maiming, or destroying themselves or any other animal or person.

F. No person shall keep upon any premises, any animals in a foul, offensive, obnoxious, filthy or unsanitary condition.

6.04.090 - Limits on the Number of Animals.

No person shall keep, harbor or maintain upon the person's premises within the city more than a total of four (4) dogs over the age of four (4) months of age, and no more than a total of six (6) animals including dogs.

6.04.110 - Excessive Noise, Nuisance.

It shall be unlawful for any dog to be kept in the city, which, in a loud manner, excessively barks, howls, whines or makes any other noises which disturb the comfort or quiet enjoyment of any neighborhood or any person; provided the owner of the dog has been made aware of the disturbance created by the dog by the animal control officer. A dog cited for loud and excessive noises three (3) or more times within a twelve (12) month period shall be deemed a public nuisance and the owner shall remove the dog from the city's incorporated limits. The failure of the owner to remove the dog in violation of this section is a misdemeanor as provided in section 6.04.122 B. of this chapter.

6.04.111 - At Large, Prohibited.

It shall be unlawful for any person having the ownership, care or possession of a dog or any other animal to allow or permit the dog or other animal (except a cat which has been spayed or neutered) to run at large within the city. A dog or other animal (except a cat which has been spayed and neutered) that is at large three (3) or more times within a twelve (12) month period shall be deemed a public nuisance and the owner shall remove the dog or other animal from the city's incorporated limits. The failure of the owner to remove the dog in violation of this section is a misdemeanor as provided in section 6.04.122 B. of this chapter. Except that, subject to the rules and regulations issued by the city regarding the use of the city dog park, an owner of a dog or any person having custody or control of a dog, may allow the dog to go upon and run at large within that portion of the city identified as the Laurel Street Ponding Basin which is specifically designated by the city as a dog park area.

6.04.112 - Animal Bites.

Whenever it is shown that any animal has bitten any person, the owner of the animal shall, upon the order of the animal control officer, quarantine the animal and keep it tied up and confined for a period of ten (10) days, and shall allow the animal control or other authorized official to make an examination of the animal at any time during the period of quarantine.

6.04.113 - Prohibited Animals.

No animal, whether domesticated, undomesticated or exotic, other than common household pets such as a dog, cat, bird (domestic or exotic), rodent (including a rabbit), fish (domestic or exotic), turtle or small reptile traditionally kept at a personal residence for pleasure rather than for commercial purposes, shall be kept within the city limits of the city unless specifically allowed to be kept in the city limits of the city by the applicable provisions of the Kingsburg Municipal Code. As used herein, domesticated animal means livestock, poultry and similar animals. Exotic animal means any animal that is native to a foreign country or of foreign origin or character, is not native to the United States, or was introduced from abroad. The provisions of this Section 6.04.118 A. shall not include animals that are used to assist persons with disabilities as the term disability is defined in the Americans With Disabilities Act.

6.04.114 - Breeder Permit.

A. It shall be unlawful for any person to breed two (2) or more litters of dogs or cats in one calendar year without first obtaining a breeder permit. A person seeking a Breeder Permit must complete a Breeder Permit application in the form established by the city. The fees for a breeder permit shall be set by resolution of the city council and must be submitted to the city clerk along with the Breeder Permit application.

B. Breeding permit requirements are as follows:

1. No offspring can be sold/adopted until the offspring is eight (8) weeks of age;

2. No offspring can be sold/adopted until vaccinated against common diseases;

3. The breeder permit holder must display the Breeder Permit number when advertising the animals for sale or adoption.

C. It shall be unlawful for any breeder to advertise for the sale or adoption of a litter of dogs or cats in the city without including in the advertisement a city Breeder Permit number.

6.04.115 - Prohibition of Potentially Dangerous or Vicious Dog.

It shall be unlawful for a person to own, keep or harbor a potentially dangerous or vicious dog. Any dog which has been found to be potentially dangerous or vicious pursuant to the chapter, any county or ordinance or any state statute, shall be conclusively presumed to be potentially dangerous or vicious.

6.04.116 - Procedure to Determine if a Dog is Dangerous or Vicious.

A. The animal control officer shall determine whether a dog is potentially dangerous or vicious whenever it has attacked, bitten or caused injury to any human or other animal. Within five (5) days after a dog which is wearing a license tag is impounded pursuant to this chapter, an animal control officer shall mail a written notice, to the person identified as the owner of the dog as identified in the city licensing documents for the dog, of the animal control officer's determination that the dog is potentially dangerous or vicious and of the owner's right to a hearing on the issue of whether the dog is potentially dangerous or vicious. If the dog is not

wearing a license tag the animal control officer shall make a reasonable effort to locate the owner of the unlicensed dog. If the animal control officer does not locate the owner of the unlicensed dog, the animal control officer shall dispose of the dog in accordance with the provisions of Section 6.04.119 C of this chapter.

B. The owner of a dog impounded pursuant to this Section may, within ten (10) days after the date of the written notice from the animal control officer request a hearing on whether the dog is potentially dangerous or vicious by providing the animal control officer with a written request for a hearing within said ten (10) day period. Failure of the owner to request, in writing, a hearing within said ten (10) day period, shall constitute the owner's waiver of the hearing and the determination by the animal control officer that the dog is potentially dangerous or vicious shall be binding on the owner of the dog.

C. If an owner properly requests a hearing, the animal control officer shall retain the services of a veterinarian or other person licensed to perform a behavioral study of the dog to determine whether the dog can be rehabilitated or retrained to eliminate the dangerous and vicious character of the dog. If the Hearing Officer finds the dog to be potentially dangerous or vicious, the owner of the dog shall reimburse the city the cost of the behavioral study.

D. When a hearing is requested pursuant to subsection B of this Section, the animal control officer shall set a date and time for such a hearing and send a notice thereof by regular mail at least ten (10) days before the hearing date to the owner at the address set forth on his or her request and shall also notify the victim and the Hearing Officer.

6.04.117 - Conduct of Hearing.

A. A hearing requested in accordance with subsection 6.04.116 B of this chapter shall be conducted before the Hearing Officer. The Hearing Officer shall be the Chief of Police or his designee.

B. The hearing shall be open to the public. The owner may be represented by legal counsel. The Hearing Officer shall hear all pertinent evidence offered by all interested persons. The technical rules of evidence shall not be applicable to the hearing, except that the Hearing Officer's decision may not be based wholly on hearsay evidence. Each side shall have the right to call and examine witnesses; to introduce exhibits; to cross-examine opposing witnesses on any matter relevant to the issues at the hearing even though the matter was not covered in the direct examination; and to rebut the evidence against him or her.

C. If the owner does not testify on his or her behalf, he or she may be called and examined as if under cross-examination, except where criminal charges under Sections 6.04.121 and 6.04.122 of this chapter are pending against the owner or if it is possible that such charges may be brought against the owner. All persons giving evidence shall be sworn before testifying. The owner may employ a shorthand reporter to record the hearing.

D. Any dog which has attacked, bitten or caused injury to a human being or other animal is presumed to be potentially dangerous or vicious and the burden is on the owner to present evidence that the dog is not potentially dangerous or vicious.

E. In making a determination that a dog is or is not potentially dangerous or vicious, evidence of the following shall be considered:

1. Any previous history of the dog attacking, biting or causing injury to a human being or other animal;

2. The nature and extent of injuries inflicted and the number of victims involved;

3. The place where the bite, attack or injury occurred;

4. The presence or absence of any provocation for the bite, attack or injury;

5. The extent to which property has been damaged or destroyed;

6. Whether the dog exhibits any characteristics of being trained for fighting or attack or other evidence to show such training or fighting;

7. Whether the dog exhibits characteristics or aggressive or unpredictable temperament or behavior in the presence of human beings, other dogs or other animals;

8. Whether the dog can be effectively trained to change its temperament or behavior;

9. The manner in which the dog has been maintained by its owner;

10. The results of the behavioral study of the dog;

11. Any other relevant evidence concerning the characteristics or maintenance of the dog; and

12. Any other relevant evidence regarding the ability of the owner to protect the public safety in the future if the dog is permitted to remain in the city.

6.04.118 - Hearing Decision.

A. At the conclusion of the hearing, the Hearing Officer may determine:

1. That the dog is not a potentially dangerous or vicious dog and should be returned to its owner;

2. That the dog is not potentially dangerous or vicious, but the attack, bite or injury was the result of improper or negligent training, handling or maintenance and that the dog's license should be revoked and proper training of the owner and the dog be required pursuant to Section 6.04.122 of this chapter.

3. That the dog is a potentially dangerous or vicious dog and shall be disposed of in accordance with Section 6.04.119 C, no sooner than thirty-five (35) days following the date or mailing of written notice of the Hearing Officer's decision, pursuant to this Section.

B. The decision of the Hearing Officer shall be in writing and shall be delivered personally to the owner or mailed to the owner by regular mailing at the address appearing on the request for hearing. A copy of the decision shall be mailed to the animal control officer.

C. If the owner of the dog disagrees with the decision of the Hearing Officer, the owner may, within ten (10) days after the date of mailing of the Hearing Officer's decision to the owner of the dog, file an appeal of the decision of the Hearing Officer with the Fresno County Superior Court as provided in California Food and Agricultural Code Section 31622 (a). The owner's appeal of the Hearing Officer's decision will be conducted pursuant to the provisions of California Food and Agricultural Code Section 31622 (b).

6.04.119 - Disposition of a Potentially Dangerous or Vicious Dog.

A. It shall be unlawful for any person to own, possess, harbor or keep any dog declared to be potentially dangerous or vicious pursuant to this chapter.

B. Any dog declared to be potentially dangerous or vicious, if not already impounded, shall be immediately surrendered to the animal control officer and it is the duty of the animal control officer to take up and impound any such animal.

C. Any dog declared to be potentially dangerous or vicious shall be humanely destroyed. The animal control officer shall sign an order authorizing the destruction of the animal thirty-five (35) days after the date of the mailing of the Hearing Officer's decision to the owner of the dog.

6.04.120 - Procedure if Dog is Not Found Potentially Dangerous or Vicious.

A. If it is determined that the dog is not potentially dangerous or vicious, but that the bite, attack or injury was the result of improper or negligent training, handling, maintenance or provocation, then the following conditions will be enforced:

1. Training will be required of the owner and the dog as determined by the Hearing Officer and monitored by the animal control officer.

2. The current license will be revoked and a "provisional" dog license will be issued during a training period.

3. After successful completion of the training of the dog, as determined by the animal control officer, the dog shall be issued a current city dog license and the owner will pay all license fees and penalties as may be required.

4. Any violation of the training terms set forth by the Hearing Officer will result in immediate impoundment. The dog will be declared to be potentially dangerous or vicious and humanely destroyed no sooner than ten (10) days after mailing a notice of violation of training and impoundment.

6.04.121 - Penalties for Dog Bites and Attacks.

A. In any case where a dog attacks a human being or another animal, such act shall constitute a separate and distinct violation, and shall be punishable as follows:

1. Any person whose dog attacks a human being without causing bodily injury, or attacks another animal, shall be guilty of an infraction and shall be punished upon a first conviction by a fine of One Hundred Dollars ($100.00) and for a second conviction within a

period of twelve (12) months by a fine of Two Hundred Dollars ($200.00) and for a third or subsequent conviction within twelve (12) months, by a fine of Five Hundred Dollars ($500.00).

2. Any person whose dog attacks a human being causing bodily injury shall be guilty of a misdemeanor and shall be punished by a fine of not more than One Thousand Dollars ($1,000.00) or by imprisonment in the County jail for not more than six (6) months, or by both such fine and imprisonment.

3. After each attack or bite, the animal control officer shall determine whether a dog is potentially dangerous or vicious pursuant to Section 6.04.118 of this chapter.

6.04.122- Penalties Generally.

A. Except as otherwise provided in Section 6.04.121 of this chapter, any person violating any provision of this chapter shall be deemed guilty of an infraction and shall be subject to the following fines:

One Hundred Dollars ($100.00) upon the first offense.

Two Hundred Dollars ($200.00) upon the second offense in a twelve (12) month period.

Five Hundred Dollars ($500.00) upon the third offense in a twelve (12) month period.

B. If any violation is continued, each day's violation shall be deemed a separate violation. Any person found guilty of more than three (3) violations of this chapter within a twelve (12) month period shall be deemed guilty of a misdemeanor and fined up to one thousand dollars ($1,000.00) or imprisoned in the county jail for not more than six (6) months for each misdemeanor conviction. The person shall also pay any and all expenses, including shelter, food, veterinarian expenses for identification or certification or boarding associated with the seizure of their dog.

6.04.123 - Protection of Police Canine Units.

A. It shall be unlawful for any person to willfully or maliciously torture, tease, torment, beat, kick, strike, mutilate, injure, disable or kill any dog used by the city of Kingsburg police department, or any other law enforcement agency while engaged in mutual aid assistance to this city, or the designated handlers of such animals, while any such dog is in the performance of the functions or duties of the police department or other law enforcement agency, or to willfully interfere with or obstruct any such dog while it is being used in the performance of any of the duties or functions of the department or other law enforcement agency.

B. No provision of this section shall be constructed to prohibit any act made unlawful by any general law of the state of California, but said section is intended to be supplemental thereto.

6.04.124 - Public Events or Assemblies.

The city council may, by resolution, prohibit dogs whether or not confined by leash, from attendance at any public event as that term is defined in Section 6.04.010 and any assembly as that term is defined in Section 12.16.010 of this code. The prohibition of dogs shall not apply to

guide dogs and other service dogs to assist disabled persons attending the public event or assembly.

6.04.125 - Mandatory Microchipping of Dogs.

Any dogs in the city shall be implanted with an identifying microchip. The owner is required to provide the microchip number to the city clerk and shall notify the city clerk and the national registry applicable to the implanted chip of any change of ownership of the dog or any change in the owner's contact information. Upon redemption of a dog from the pound, the owner shall comply with this section and have the dog implanted with a microchip and provide microchip number to the city clerk.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Kingsburg, duly called and held on the ____ day of September, 2016, by the following vote:

AYES: Council Member _____

_____

_____

_____

_____

NOES: Council Member _____

ABSTAIN: Council Member _____

ABSENT: Council Member _____

APPROVED _____
Mayor

ATTEST: _____
City Clerk

STATE OF CALIFORNIA)
COUNTY OF FRESNO)ss
CITY OF KINGSBURG)

I, **ABIGAIL PALSGAARD**, City Clerk of the City of Kingsburg, do hereby certify the foregoing ordinance was duly introduced at a regular meeting of the City Council of the City of Kingsburg on the ___ day of _____, 2016, and it was duly passed and adopted at a regular meeting of said City Council held on the ____ day of August, 2016.

Dated: September ___, 2016

_____
ABIGAIL PALSGAARD, City Clerk

Meeting Date: 09/21/2016
Agenda Item: IV. a. 3

CITY COUNCIL MEETING STAFF REPORT

REPORT TO: **Mayor Blayney & City Council**

REPORT FROM: David Peters, City Engineer **REVIEWED BY:** AP

AGENDA ITEM: Accept 18th Avenue Sidewalks: Mariposa to Kern & Lewis to Washington – Federal Project No. CML 5170 (052)

ACTION REQUESTED: __ Ordinance __Resolution _√_Motion __Receive/File

EXECUTIVE SUMMARY

The City Council previously awarded a contract to MAC General Engineering for construction of the 18th Avenue Sidewalks: Mariposa to Kern & Lewis to Washington project. The project was constructed to the satisfaction of the City Engineer and the Public Works Department staff. The one year warranty period will begin upon the filing of the Notice of Completion which will follow the Council's acceptance of the project.

RECOMMENDED ACTION BY CITY COUNCIL

1. Accept the 18th Avenue Sidewalks: Mariposa to Kern & Lewis to Washington project constructed by MAC General Engineering and authorize the City Engineer to file the Notice of Completion.

POLICY ALTERNATIVE(S)

1. None

REASON FOR RECOMMENDATION/KEY METRIC

1. MAC General Engineering completed the project to the satisfaction of the City Engineer.

FINANCIAL INFORMATION

FISCAL IMPACT:

1. Is There A Fiscal Impact?	No
2. Is it Currently Budgeted?	N/A
3. If Budgeted, Which Line?	N/A

FINANCIAL SUMMARY

Project was constructed using federal highway grant funds and local match funds budgeted in FY 2015-16.

PRIOR ACTION/REVIEW

None

BACKGROUND INFORMATION

None

Meeting Date:	09/21/2016
Agenda Item:	V. 1.

CITY COUNCIL MEETING STAFF REPORT

REPORT TO: **Mayor Blayney & City Council**

REPORT FROM: **Alexander J. Henderson, City Manager** **REVIEWED BY:** AH

AGENDA ITEM: **Master Fee Schedule Update**

ACTION REQUESTED: __Ordinance _✓_Resolution _✓_Motion ___Receive/File

EXECUTIVE SUMMARY

Included as part of your packet are several updates to the City's fee schedule. Specifically, the following areas are included for fee revision:

- Planning and Zoning (Annexation)
  - Our existing annexation fees are not in line with the time it takes to review, process and initiate a proposed annexation. This fee brings the City in-line with the actual cost of service.
- Engineering (Lot Line Adjustment)
  - Again, this fee is to reflect the costs associated with providing the necessary engineering and research to process a lot line adjustment.
- Public Works (Water service connection, hydrant rental)
  - We currently do not have a water service connection fee outside of the impact fee for new development. This specific fee would be for individuals not located in City limits requesting water service (based upon their sizing).
  - The City currently purchases and rents hydrant meters for construction projects. A new meter costs roughly $1,500. We have noticed that some companies simply do not return them, which causes us issues when all of our meters are rented out. We believe charging a deposit more than the cost of a new meter will provide some incentive to return the unit when the project is completed.
- Police Dept.
  - Gun Storage- New legislation requires Department's to seize guns in certain situations (domestic abuse, etc.). In these instances, the Department is required to store these guns. Given our space limitations, these fees would be used to offset the purchase of gun safes to store the items.
  - Solicitor Permit Issuance Fee- The Police Department will be doing a more thorough background check before issuing door to door sales permits. The new fee captures the cost of fingerprinting the applicant, conducting a background and issuing a door to door sales permit license.
  - Dog impound fee- The current fee is $30 for the first day, and then $12 each following day. By making a flat fee of $30 the City will be able to capture the actual cost of kenneling a dog.

The City examines each of our fees on an annual basis to determine if necessary changes are needed to cover costs, or related to additional services we can provide. In general, we also survey surrounding communities to determine if our costs are in line with the market. Some of the new fees are recommended based services that are not currently covered in the existing fee schedule.

RECOMMENDED ACTION BY CITY COUNCIL

1. *Approve the new fee schedule as proposed.*

POLICY ALTERNATIVE(S)

1. Council could choose to amend or not approve the fee schedule as proposed.

REASON FOR RECOMMENDATION/KEY METRIC

The fee schedule is examined on an annual basis to make sure costs for services are adequately covered, thus ensuring financial stability.

FINANCIAL INFORMATION

FISCAL IMPACT:

1. Is There A Fiscal Impact?	Yes
2. Is it Currently Budgeted?	NA
3. If Budgeted, Which Line?	NA

PRIOR ACTION/REVIEW

None.

BACKGROUND INFORMATION

The City regularly examines fees charged for service and makes adjustments as necessary. The proposed changes are intended to bring fees in line with services provided and their actual cost. There are fees that are being increased based upon actual costs, new fees to reflect new service, and some fees are being lowered.

ATTACHED INFORMATION

1. Resolution 2016-050 Approving the Proposed Fee Changes to the Master Fee Schedule
2. Supplemental fee comparison information
3. Proposed Master Fee Schedule

RESOLUTION NO. 2016-050

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KINGSBURG APPROVING AN AMENDMENT TO THE MASTER FEE SCHEDULE REVISING FEES FOR PLANNING, BUILDING, ENGINEERING, PUBLIC WORKS SERVICES AND OTHER MISCELLANEOUS FEES

WHEREAS, on September 21, 2016, the Kingsburg City Council held a duly noticed public hearing on adjustments and additions to the Master Fee Schedule for the City of Kingsburg and received oral and written testimony regarding this matter; and

WHEREAS, the City Council desires to amend Resolution 2014-33, which set the current Master Fee Schedule for the City of Kingsburg; and

WHEREAS, by adjusting these fees, the amended Master Fee Schedule shall assist in providing full and fair compensation to the City of Kingsburg for services rendered by the City's planning, building, engineering and public works departments and other City departments; and

NOW THEREFORE, BE IT RESOLVED: That Resolution 2016-050 is approved, and the adjustments and additions to the City of Kingsburg Master Fee Schedule are hereby incorporated, as outlined in Exhibit "A".

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Kingsburg duly called and held on the 21st day of September, 2016, by the following vote:

AYES: Council Member(s):
NOES: Council Member(s):
ABSTAIN: Council Member(s):
ABSENT: Council Member(s):

_____
Abigail Palsgaard, City Clerk

STATE OF CALIFORNIA)
COUNTY OF FRESNO)ss
CITY OF KINGSBURG)

I, Abigail Palsgaard, City Clerk of the City of Kingsburg, do hereby certify the foregoing Resolution was duly passed and adopted at a regular meeting of said City Council held on the 21st day of September, 2016.

Dated: September 21, 2016

_____
Abigail Palsgaard, City Clerk

Exhibit "A"

PROPOSED UPDATED FEES
CITY OF KINGSBURG

POLICE FEES	**Current**	**Proposed**
Dog Impound Fee Each Consecutive Day	$12	$30
Vehicle Repossession Release Fee (State Mandated Fee 26751 G.C.)	$25	$15
Gun Storage		$40 per gun per month
Solicitor Permit Issuance Fee DOJ Livescan Fee $32 PD Livescan Fee $25 Background Check $25 Permit Card $18	$25	$100
Engineering Fees		
Lot Line Adjustment	$500	$1,500
Planning and Zoning Fees		
Annexation Initiation	$3,000+20/Acre	$4,000 deposit/$2,000 increments if costs go over
Public Works Fees		
Water Connection Fee 1"		New Metered Water Service Connection $1,700 Meter and Meter Box Installation Only $750
Water Connection Fee 1 1/2"		New Metered Water Service Connection $2,700 Meter and Meter Box Installation Only $1,200
Water Connection Fee 2"		New Metered Water Service Connection $3,300 Meter and Meter Box Installation Only $1,500
Water Meter Deposit	$1,500	$2,000

Supplemental Fee Comparison Information

POLICE

Dog Impound Fee

Proposed:

- Kingsburg- $30 per day/flat rate

Comparison:

- Reedley- $15 per day (with a paid ACO officer)
- Sanger- $35.00 per day (with a paid ACO officer) (on a sliding scale per impound)
- Lemoore- $225 animal pick up/euthanasia/impound

Gun Storage Fee

Proposed:

- Kingsburg- $40 per gun per month

Comparison:

- Reedley- $50 per day/ $25 each day after (Reedley Resident) $75/$25 non Reedley Resident
- Sanger- None listed
- Lemoore- None listed
-

Solicitor Permit Issuance Fee

Proposed:

- Kingsburg- $100 per year with ID card per person

Comparison:

- Reedley $150.00 per year with a nice ID card issued per person.
- Sanger $125.00 per year with laminated application per person
- Lemoore $111.00 expires Dec. 31st of issued year

ENGINEERING

Lot Line Adjustment Fee

Proposed:

- Kingsburg- $1,500

Comparison:

- Reedley- $800 + cost
- Sanger- $815
- Lemoore- $1,250

PLANNING and ZONING FEES

<u>Annexation Fee</u>

Proposed:

- Kingsburg- $4,000 deposit /$2,000 increments if cost go over

Comparison:

- Reedley- $5,172
- Fowler- $5,225
- Dinuba- $5,242
- Mendota- $3,270
- Selma- $2,000

CITY

OF

KINGSBURG

****

MASTER

FEE

SCHEDULE

2016

LIVE

PLANNING AND ZONING FEES

APPLICATION	FEE
Annexation Initiation	$4,000 deposit/$2,000 increments if costs go over
Appeal	$300.00
Development Agreement	$1,500.00
General Plan Amendment (GPA)	$3,000.00
Zoning Ordinance Amendment	$2,000.00
Pre-Zone or Rezone With GPA	$1,000.00
Time Extension	$300.00
Site Plan Review	
Subdivisions	$1,000.00+$20.00/Unit
Minor/Existing Site	$350.00
New Industrial/Commercial	$1,000.00
Planned Unit Development (PUD)	$2,000.00
Use Permit	
Administrative Approval	$150.00
Conditional Use Permit (CUP)	$2,000.00
CUP Amendment	$500.00
Variance	
Single Family Residence	$500.00
Commercial/Industrial/Multi Family	$1,000.00
Home Occupation Permit	
Administrative Approval	$100.00
Requiring Commission Hearing	$200.00
Architectural Design Review	
Mural, Sign, Awning, Minor Changes	$100.00
Remodels, Site Improvements	$100.00
New Developments	$200.00
California Environmental Quality Act (CEQA)	
Statutory/Categorical Exemption with	$150.00
Negative Declaration, Mitigated Negative	Cost + 10%
Environmental Impact Report (EIR)	Cost + 20%

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PLANNING AND ZONING FEES (Continued)

California Environmental Quality Act (CEQA)	(Continued)	
Fresno County Recording Fee(Payable to Fresno Co.)		$90.00
Notice of Determination		$100.00
California Fish and Game Fees (based on		
Temporary Use Permit	adopted 12-16-2015	$125.00
In Lieu Parking Fee	adopted 12-16-2015	$5,500 Per Spac
Staff Research/Document Preparation		$95/Hour (One Hour Minimum)

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IMPACT FEES

Includes 25% reduction for economic development incentive)

- Residential Fees (per Unit) and Non-Residential Fees (Per 1,000 Sq. Ft.)

- Public Safety = Police Department and Fire Department
- General Government = City Hall, Corporation Yard and Library Facilities

	Traffic	Water	Public Safety	Parks & Recreation	General Government	Admin.	Total Fees (1)
Single Family Residential	$1517.25 per PM Peak Hour Trip	$1776.00	$2043.75	$2907.00	$2497.50	$276.75	$9501.00
Multi Family Residential		$817.50	$1635.00	$2325.00	$1998.00	$203.75	$6979.25
Retail		$1079.25	$1386.00	$0	$1693.50	$124.50	$4283.25
Office		$1079.25	$1039.50	$0	$1269.75	$102.00	$3564.75
Industrial		$177.75	$346.50	$0	$423.00	$28.50	$975.75
Institutional		$89.25	$173.25	$0	$211.50	$14.25	$488.25

(1) Full SFR fee load equals $11625.25 when including $1517.25 for Traffic fee and $605.00 for Storm Drain.
Fees above reflect a 25% reduction for economic development incentive. Construction/Building Permits must be issued within one (1) year after the date of final land use entitlement approval.
Effective March 1, 2018 all Capital Facilities Fees shall revert back to the amount existing prior to March 1, 2012.

Storm Drain Fees (Due prior to approval of Final Map)	Per Acre	Per Sq. Ft.
Commercial	$11996.00	$0.28
Industrial	$10511.00	$0.24
Schools & Hospital	$5941.00	$0.14
Medium High Density	$5941.00	$0.14
Residential Reserve	$4228.00	$0.97
Low Density Residential	$3656.00	$0.84
Recreation and Cemeteries	$1829.00	$0.05

Combined Recreation Area Acquisition and Improvement Fees Due at time of Building Permit Issuance	Per Unit
SF Detached or Attached	$1428.00
2-4 Dwelling Units per site	$663.00
Multi Family 5-15 Dwelling Units per acre	$400.00
Multi Family 16+ Dwelling Units per acre	$533.00

ENGINEERING FEES

	FEES
Abandonment of Right-of-Way	$2,000.00
Division of Land to Parcels (Subdivision)	
Tentative Parcel Map	$800.00
Final Parcel Map	$800.00
Parcel Map Waiver	$500.00
Tentative Tract Map	$1,800.00 + 25/Lot
Final Tract Map	$1,200.00 + 25/Lot
Lot Line Adjustment	$1,500.00
Reversion to Acreage	$500.00
Final Map Plan Check Resubmittals	Actual Cost
Off-Site Improvements	
Plan Checking	Engineer Cost+20%
Inspection	Engineer Cost+10%
Plan Check and Inspection Fees for Grading and Site Improvements	
5% of the first $50,000 of the cost of improvement	
3% of the next $450,000 of the cost of improvement	
1-1/2% of the remaining amount of the cost of improvement	
MONUMENT DEPOSIT – Due prior to approval of final	$3,500.00
STREET SIGN FEES – Due prior to approval of final map (each)	$400.00
SEWER CONNECTION FEE– Due at time of permit issuance (per unit)	$1,141.00
Staff Research/Document Preparation	$95/Hour (One Hour Minimum)

LIVING

BUILDING FEES

BUILDING VALUATION: Based on current building valuation data (ICC for New Construction and CBC for alterations/remodels).

BUILDING PERMIT FEES: Based on current building valuation data (ICC for New Construction and CBC for alterations/remodels).

PLAN CHECK FEES — 65% of Building Permit Fee
Due with building permit application. Includes one resubmittal.

RESIDENTIAL MASTER PLANS (Master Subdivisions with Model Homes)

Master Plan Check (Initial) full plan check fee	65% of Building Permit Fee	
Master Plan Check (Subsequent Permit)	25% of Buildng Permit	Minimum $150.00

PLAN CHECK SECOND RESUBMITTAL - $300 or Actual Cost (whichever is less)

PLAN CHECK DEPOSIT

New Residential	$1,000.00
New Commercial	Determined by Building Official, Based on Valuation - Minimum 10% of P.C. FEE

ENERGY SURCHAGE 25% of Plan Check fee, due at time of permit.

SEISMIC FEE (SMI)

Residential	Valuation X .00013 for Residential
Commercial	Valuation X .00028 for Commercial

BUILDING STANDARDS COMMISSION FEE
(Senate Bill No. 1473) — $1.00 per $25,000 of Permit Valuation

REINSPECTION FEE — $50.00 per hour

OTHER INSPECTION FEES — $50.00 per hour

PLUMBING, ELECTRICAL AND MECHANICAL FEES - Due at time of permit. See Table 1

DISCLOSURE INSPECTION FEES

RESIDENTIAL.....1 hour minimum	$50.00 per hour
COMMERCIAL.....1 hour minimum	$50.00 per hour

BUILDING FEES (continued)

WORK WITHOUT PERMIT (Whenever any work for which a permit is required has been commenced without first obtaining said permit, a Special Investigation shall be made before a permit may be issued for such work.)	Equal to 2 times the original permit fee.
CERTIFICATE OF OCCUPANCY	$75.00
BUILDING AND/OR STRUCTURE DEMOLITION DEPOSIT (Building Official shall inspect and authorize refund of deposit.)	
RESIDENTIAL	$500 refundable deposit plus $25 plus 3% of valuation
COMMERCIAL (Maximum $10,000)	$2,000 refundable deposit plus 25 plus 3% of valuation
Penalty for Violation requires contruction to comply with State Codes	Two Times Permit Fee
MOVED BUILDING AND/OR STRUCTURES – Due prior to work commencing	$25 plus 3% of valuatior
BUILDING DEPARTMENT ADMINISTRATIVE	
1ST Offence	$250.00
2nd Offence	$500.00
3rd Offence	$750.00
4th Offence	$1,000.00
CODE ENFORCEMENT ADMINISTRATIVE	
1ST Offence	$125.00
2nd Offence	$250.00
3rd Offence	$500.00

TABLE 1
Minor Building Permits and Remodels

PLUMBING	Fee (Each)
Base Plumbing Fee	$23.50
Water Closet	$5.00
Urinal	$5.00
Kitchen sink	$5.00
Disposal	$5.00
Dishwasher	$5.00
Rathtub	$5.00
Laundry Tray	$5.00
Shower	$5.00
Drinking Fountain	$5.00
Lavatory	$5.00
Water Piping and/or Service	$5.00
Floor Drain	$5.00
Each Lawn Sprinkle System for SFR with Backflow	$10.00
All other Backflow	$5.00
Conversion to LPG to Nat Gas	$22.00
Each Gas Piping System 1-5 outlet	$5.00
Ea Additional Outlet 6 or more	$1.00
Gas Appliance	$5.00
Each Bldg Sewer	$25.00

ELECTRICAL	Fee (Each)
Base Electrical Fee	$23.50
Electric Range	$3.00
Dishwasher	$3.00
Dryer	$3.00
Heater	$3.00
Disposal	$3.00
220 Outlet	$3.00
Welder	$3.00
0-1 HP	$11.00
Ovr 1-5 h	$18.00
Ovr 50-30	$28.00
Over 30-50 hp	$11.00
Over 50-100	$18.00
Ovr 100 hp	$28.00

Service or Sub-Panels	
0-200 AMPS	$20.00
201-1000 AMPS	$40.00
Over 1000 AMPS	$80.00
Ea Circuit Remodel Only	$2.00
Ea Ag Pump or Wind Machine over 5 hp	$20.00
Ea Time Clock or Elec Valve	$5.00
Ea wiring outlet for fixtures at which current is used or controlled	$0.30
Temp Power	$12.13

MECHANICAL	**Fee (Each)**
Base Permit Fee	$23.50
Ea. Gas Piping System 1-5 outlets	$5.00
Ea. Additional outlet	$1.00
Gas Appliance	$10.65
Mechanical Hood	$10.65
Duct System	
Single Story 0-4 M Sq	$5.00
Single Story Over 4m sq	$10.00
Multiple Story per floor	$5.00
Evaporative Cooler	$10.65
Window Unit	$5.00
Refrigeration Cooling Units	
Up to 15 tons	$27.00
Over 15 tons	$37.00

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PUBLIC WORKS FEES

	FEE
ALLEY COST	
Per Linear Foot	Labor & Materials Actual Cost Plus 20%
CURB/GUTTER	
Per Linear Foot	Labor & Materials Actual Cost Plus 20%
FIRE HYDRANT	Labor & Materials Actual Cost Plus 20%
NEW CONSTRUCTION DUST CONTROL PENALTY	
Per Lot	$100.00 minimum $50.00/hr
SAFETY SIGN REPAIR	$200.00
SIDEWALK CONSTRUCTION	
Per Linear Foot (4' Walk)	Labor & Materials Actual Cost Plus 20%
STREET LIGHT REPLACEMENT	Labor & Materials Actual Cost Plus 20%
STREET SIGN REPLACEMENT	Labor & Materials Actual Cost Plus 20%
STREET COSTS	
Per Square Foot	Labor & Materials Actual Cost Plus 20%
WATER USAGE VIOLATION FEES	
1st Offense	$25.00
2nd Offense	$50.00
3rd Offense	$100.00
4 or more Offenses	$500.00 ea.

WATER METER DEPOSIT/FEE

Deposit			$2,000.00
Fee	First 11,000 Gallons		$28.75
	from 11,001 to 22,000	per 1,000 gallons	$ 0.80
	from 22,001 to 34,000	per 1,000 gallons	$ 0.95
	from 34,001 and up	per 1,000 gallons	$ 1.14
Monthly meter rental fee up to 90 days			$ 50.00

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PUBLIC WORKS FEES

(Continued)

	FEE
Monthly meter rental fee for longer than 90 days	$100.00
AFTER HOURS FEE (for all non-emergency call outs)	$100.00
AFTER HOURS (Emergency call outs)	$100.00
ENCROACHMENT PERMIT (Of cost of Project Due at time of permit)	$25.00 + 3%
WATER WELL ABANDONMENT/DEMOLITION PERMIT FEE	$50.00
TAMPERING WITH WATER METER	
1ST Offence	$50.00
2nd Offence	$100.00
3 or more Offences	$150.00
WATER METER INVESTIGATION FEE	$50.00
WATER CONNECTION FEE 1"	
New Metered Water Service Connection	$1,700.00
Meter and Meter Box Installation Only	$750.00
WATER CONNECTION FEE 1 ½	
New Metered Water Service Connection	$2,700.00
Meter and Meter Box Installation Only	$1,200.00
WATER CONNECTION FEE 2"	
New Metered Water Service Connection	$3,300.00
Meter and Meter Box Installation Only	$1,500.00

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POLICE FEES

	FEE
ACCIDENT REPORTS FEE	$15.00
BIKE LICENSE FEE	$4.00
COST RECOVERY – Reimbursement for Damages	Actual Cost
DOG IMPOUND FEE	$ 30.00/day
DUI COST RECOVERY FEE	$130.00/hr
Additional Response Fee	
Ambulance Response (No Transport)	$130.00/ea
Fire Equipment Response	$130.00/hr
Additional Personnel Call-out	$30.00/hr
Additional Fee for Actual Cost;	
Breatholizer (DOJ charge for each use)	Actual Cost
Blood Screen Lab Fee	Actual Cost
Urine Screen Lab Fee	Actual Cost
Drug Analysis Lab	Actual Cost
FINGERPRINTING	
Live Scan or 1 card	$25.00
Each additional card for Same Person per visit	$ 2.00
Department of Justice (DOJ) Fees	Actual Cost
GUN STORAGE FEE	$40 per gun/per month
KPD SHOULDER PATCHES	$6.00
RECORD CHECK AND CLEARANCE LETTER	$25.00
INSURANCE VERIFICATION LETTER	$15.00
VEHICLE REPOSSESSION RELEASE FEE	$15.00
RV PARKING REGULATION VIOLATION FEE	$100.00
SECURITY AT EVENTS FEE	
Reserve Officer	$20.00
Regular Officer – Individual Overtime Rate + FICA	
SOLICITOR PERMIT ISSUANCE FEE	$100.00
VEHICLE RELEASE FEE	$150.00

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POLICE FEES
(continued)

COPY CITATION	$ 5.00
VEHICLE VIN VERIFICATION	$ 10.00
NOISE DISTURBANCE – RESPOND TO COMPLAINT	
(In a 12 month period)	
1st Response	No Charge
2nd Response	No Charge
3rd/5th Responses	$50.00
6th and subsequent:	$250.00
NUISANCE - RESPOND TO COMPLAINT	
(In a 12 month period)	
1st Response	No Charge
2nd Response	No Charge
3rd/5th Response	$50.00
6th and Subsequent	$250.00
FALSE ALARM – RESPOND TO COMPLAINT	
(In a 12 month period)	
1st Response	No Charge
2nd Response	No Charge
3rd/5th Response	$50.00
6th and Subsequent:	$250.00
DOG LICENSE REQUIRED	$25.00
DOG LICENSE TAG REQUIRED	$20.00
DOG RUNNING AT LARGE	
(In a 12 month period)	
1st Response	No Charge
2nd Response	No Charge
3rd/5th Response	$50.00
6th and Subsequent:	$250.00
ANIMAL BITE INVESTIGATION/DOG QUARANTINE	$25.00
COUNTY JAIL BOOKING FEE	ACTUAL COST
ATTORNEY REQUEST FOR RECORDS	$15.00
MUNICIPAL CODE PARKING VIOLATIONS	
Parked Wrong Way on One Way Street	$28.00

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POLICE FEES
(continued)

Truck off Truck Route	$28.00
No Parking on Private Property W/O Owner's Permission	$28.00
Parked in a Red Zone	$28.00
Parked in Yellow Loading/Unloading Zone	$28.00
Parked in Green Zone Longer than 24 Minutes	$28.00
Parked in Blue Zone for Disabled Persons	$28.00
Parked on Street/Alley More Than 72 Hours	$28.00
Blocking/Obstructing Street/Alley/Sidewalk	$28.00
Restricted Parking on Street/Alley Where Signs Posted (7' Height)	$28.00
Truck/Tractor Over 3Tons, No Parking on Residential Street	$28.00
Diagonal Parking Only on Draper Street	$28.00
Vehicle/Vessel/Personal Property for Sale, Other than at Residence Of Owner	$28.00
High School Parking by Permit Only	$28.00
No Parking Semi-Truck & Trailers over 1 Ton, RV's, Dune Buggies, Boats/Trailers, Camping Trailers, 5th Wheels, etc. on Residential Streets	$28.00
RV Within Front Yard, Less Than 10' from Curb	$103.00
RV Parked on Residential Street W/O Permit, Electric, Water, Sewer or Gas Hook Up	$103.00
No Parking on Lawn on Front Yard	$28.00
CITATION SIGN OFF FEE	
Kingsburg Resident or Kingsburg Police Department Citation	$.00
Non-Kingsburg Resident (per citation)	$10.00
Audio Dispatch Recording with staff time of 1.5 hours or less	$200.00
Audio Dispatch Recording with staff time of 1.5 hours or less	$400.00

FIRE/AMBULANCE FEES

FIRE

FIRE REPORTS	$15.00
COPY OF MEDICAL RECORDS	$15.00
FIRE SUPPRESSION COST RECOVERY	Actual Costs

AMBULANCE

Bundled Base Rate	$1,410.00
Treat, Non Transport	$325.00
First Responder	$250.00
Oxygen	$120.00
Mileage	$31.00
ALS Disposable Supplies	$225.00
BLS Disposable Supplies	$190.00
Wait Time	$65.50
Extra Attendant	$125.00
12 Lead EKG	$195.00
3 Lead EKG	$105.00

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RECREATION FEES

AFTER SCHOOL PROGRAM

Per Child	$115.00
If more than one child per family is attending there is a discount of – per child	$10.00
Late Fee (charged if payment is received after the 5th of each month) – per child	$15.00
Late Fee (charged if payment is received the 2nd week of the month) – per child	$25.00
Per Child per week	$30.00

SUMMER RECREATION PROGRAM

Per Child per month	$115.00
Per Child per week	$30.00
If more than one child per family is attending there is a discount – per child	$10.00
If nine (9) week program is paid in advance – per child	$200.00
Late Fee (charged if payment is received after the 5th of each month) – per child	$15.00
Late Fee (charged if payment is received the 2nd week of the month) – per child	$25.00

PARK RESERVATION FEES

Reservation Fee (Flat Rate)	
Residents - 4 hours	$25.00
Residents - 5 or more hours	$50.00
Non-Resident - 4 hours	$45.00
Non-Resident - 5 or more hours	$65.00
Electricity Fee	
4 hours	$25.00
5+ hours	$40.00

(Residency shall be determined by showing a driver's license or other acceptable form of identification listing Kingsburg as a place of residence or location of business or organization.)

CRANDELL SWIM COMPLEX

AQUA AEROBICS/THERAPY

Class	$ 3.50
Month	$40.00
Season Pass (May-Sept.)	$175.00

RECREATION FEES
(Continued)

GROUP RENTAL (2 hour minimum)	
1-50 persons	$75.00/hr
51-75persons	$85.00/hr
76-100 persons	$95.00/hr
101-150 persons	$150.00/hr
151-200 persons	$150.00/hr
Charge per extra Lifeguard	$9.00
Team Rentals	$ 30.00/hr
Non-Resident Pool Rental Fee To be added to total calculated rental fee	$ 20.00
Pool Key Deposit - per Team	$200.00

If cancellation occurs prior to 10 days before the event, a refund of all but $25.00 will be given (processing fee). If cancellation occurs within the 10 days prior to the event, no refund will be given.

JUNIOR LIFEGUARD PROGRAM - per participant - per session	$50.00
LIFEGUARD TRAINING - per person	$125.00
LAP SWIMMING	
Day	$ 2.00
Month	$25.00
PUBLIC SWIMMING	
Non-Swimmer	$ 1.50
Children (12 & Under) - Day	$ 2.00
Adults (13 & Over) – Day	$ 2.50
Single Person – Month	$40.00
Single Person Season Pass (Includes Night Swim)	$100.00
SWIM LESSONS	
Red Cross - Session	$40.00
FRIDAY NIGHT SWIM	$ 2.00
Family Fun Pass	$20.00
PICNIC AREA 1-40 People - per 4 hrs Plus entry fee/pp	$20.00

UTILITIES

(10% Late Fee is charged if bill is not paid by the 19th of each month)

RECYCLING

96 Gallon Container	$ 2.50
96 Gallon Container (each) for Multi-family Units	$ 5.00
3 yard Bin (each)	$ 46.00

REFUSE

SINGLE FAMILY RESIDENTIAL

Base Rate- One 96 Gallon Barrel	$25.10
Two 96 Gallon Barrels	$34.25
1 Yard Bin	$52.35
Additional Green Waste Container	$11.60
SENIOR CITIZEN RESIDENTIAL RATE (64 gallon Container)	$24.10
MOBILE HOMES	$18.20
MULTI-FAMILY - Base Rate	$25.10
Granny Flat	$44.85

COMMERCIAL REFUSE

Base Rate One 96 Gallon Barrel 1x/wk	$19.55
One 96 Gallon Barrel 2x/wk	$34.50
One 96 Gallon Barrel 3x/wk	$51.75

BINS –

COMMERCIAL LOCKING DEVICES FOR BINS (per month)		$25.00
1 YARD	1x Week	$57.35
	2x Week	$95.00
	3x Week	$120.00
	4x Week	$172.35
	5x Week	$189.65
	6x Week	$248.50

UTILITIES
(continued)

BINS – 1 ½ YARD	This service is no longer available ----------	
BINS – 2 YARD	1x Week	$76.30
	2x Week	$103.45
	3x Week	$162.55
	4x Week	$221.30
	5x Week	$280.55
	6x Week	$339.55
BINS – 3 YARD	1x Week	$118.45
	2x Week	$148.90
	3x Week	$228.85
	4x Week	$311.10
	5x Week	$378.80
	6x Week	$472.30
BINS – 4 YARD	1x Week	$143.75
	2x Week	$194.20
	3x Week	$262.65
	4x Week	$355.00
	5x Week	$479.60
	6x Week	$647.85
BINS-6 YARD	1x Week	$155.40
	2x Week	$311.20
	3x Week	$458.28
	4x Week	$605.35
	5x Week	$756.80
	6x Week	$908.20
6 YARD COMPACTOR		
	1x Week	$310.80
	2x Week	$622.40
	3x Week	$916.55
	4x Week	$1210.70
	5x Week	$1515.95
	6x Week	$1816.45

COMMERCIAL RECYCLE

64 GALLON	1x Week	$4.00
96 GALLON	1x Week	$5.75

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UTILITIES
(continued)

COMMERCIAL RECYCLE (continued)

1 YARD BIN	1x Week	$34.50
	2x Week	$69.00
	3x Week	$103.50
2 YARD BIN	1x Week	$43.70
	2x Week	$100.50
	3x Week	$131.10
3 YARD BIN	1x Week	$52.90
	2x Week	$121.70
	3x Week	$158.70
4 YARD BIN	1x Week	$67.85
	2x Week	$135.70
	3x Week	$203.55
6 YARD BIN	1x Week	$97.75
	2x Week	195.50
	3x Week	293.25

GREEN WASTE/COMMERCIAL ORGANICS

96 Gallon Barrel 1x Week	$4.60
96 Gallon Barrel 2x Week	$9.20
96 Gallon Barrel 3x Week	$13.80

RETURN CHARGES
No charge for the first return, if customer is at fault. For all other returns due to customer negligence, Contractor may charge according to the Extra Pick-up schedule according to container size. (No charges to set up service) $45.00 ea.

CONTAINER REPLACEMENT CHARGES
Customer will not be charged for the first replacement of lost, destroyed or stolen containers. If negligent thereafter customer may be charged the following replacement values:

96 Gallon Barrel	$65.00
1 Yard Bin	$385.00
2 Yard Bin	$425.00
3 Yard Bin	$520.00
4 Yard Bin	$680.00
6 Yard Bin	$750.00

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UTILITIES
(continued)

CONTAINER SERVICES CLEANING/SANITIZING:

1st Occurrence ea.	$75.00
2nd Occurrence ea.	$75.00

EXTRA PICK-UP

96 Gallon Barrel	$6.05
1 Yard Bin	$37.40
2 Yard Bin	$54.65
3 Yard Bin	$77.65
4 Yard Bin	$97.20
6 Yard Bin	$111.55

CONTAMINATION CHARGES
A charge may be applied when customer fails to correct or respond to "Warning" for improperly separating refuse from organic and recyclable materials

First Warning:	-0-
Second Warning	$25.00
Third Warning	$50.00
Forth and each Additional Warning	$75.00

STREET SWEEPING

COMMERCIAL & INDUSTRIAL – Per Lineal Foot of street frontage per Month	$.20
RESIDENTIAL & APARTMENT – Flat Rate per month	$2.10

WATER RATES (For residential that do not have water meters.)

RESIDENCE – Inside City Limit up to 10,000 Sq. Ft.	$35.50 mo
RESIDENCE – Inside City Limit 10,000 to 15,000 Sq. Ft.	$47.80/mo
RESIDENCE – Inside City Limit Over 15,000 Sq. Ft.	$60.05/mo
RESIDENCE – Outside City Limit Up to 10,000 Sq. Ft. Lot	$38.10/mo
RESIDENCE – Outside City Limit 10,000 to15,000 Sq. Ft. Lot	$38.80/mo

UTILITIES
(continued)

RESIDENCE – Outside City Limit 15,000 Sq. Ft.	$63.60/mo
POOL REFILL PERMIT (without meter) – first 11,000 Gallons	$28.75
11,001 to 22,000 per 1,000 Gallons	$ .80
22,001 to 34,000 per 1,000 Gallons	$ .95
34,001 and up	$1.14
MULTI-UNIT APARTMENTS – Flat Rate (Per Unit)	$30.80
SERVICE REACTIVATION FOR NON PAYMENT	$25.00

WATER RATES (For Residential, Multi-family and Commercial with water meters.)
Effective April 1, 2015

Gallons	Measured in Units (1 unit =748 Gallons)	Measured in T-gallons (T-Gallons = 1,000)
0 – 11,000	$28.75 base charge	$28.75 base charge
11,001 – 22,000	.80 per unit	.80 per 1,000 gallons
22,001 – 34,000	.95 per unit	.95 per 1,000 gallons
Above 34,001	1.14 per unit	1.14 per 1,000 gallons

WATER CONSERVATION PENALTY FEE (Approved 11-18-2015)

Current fee	$45.00
Fee Range	$45.00 - $150.00

(To increase the fee from $45.00 it will need to be approved by City Council)
Penalty to be charged to the top 5% percent of over users.

Range of residents to be charged the penalty is 5% - 10%
(To increase the range from 5% to 10% it will need to be approved by City Council)

MISCELLANEOUS FEES

			Fee
DOG LICENSE FEES:			
	MALE/FEMALE		$25.00
	MALE/FEMALE (Owner is a Senior Citizen)		$15.00
	NEUTERED/SPAYED - MALE/FEMALE		$.00
ANIMAL SURRENDER FEE (Adopted 4-6-11)			$50.00
NOTARY PUBLIC FEE			
	PER SIGNATURE		$10.00
SPECIAL EVENTS FEE		each event	$25.00
DANCE PERMIT			$25.00
BUSINESS LICENSE 1ST TIME APPLICATION PERMIT FEE			$50.00
BUSINESS LICENSE FEES ARE AS FOLLOWS:			
a.	Contractors (General & Subcontractors)		$100.00
b.	Flat Rate Service related businesses		$50.00
c.	Gross Receipts -		
	$1.25 per $1,000.00 with a minimum fee of		$40.00
	and a maximum fee of		$1,000.00
d.	Manufacturing -		$500.00
		+ Per employee	$1.50
	with a maximum fee of		$1,000.00
e.	Professional businesses -		
	per professional		$100.00
	and per employee		$15.00
f.	Itinerant Vendors (Door to Door) –		
		Per day	$12.50
		Per mo.	$37.50
		Per yr.	$75.00
b.	Rental Property of 3 or more	(each)	$8.00
g.	Renewal Fee		$25.00
h.	SB1186 Mandated Fee (1-1-2013)		$1.00
i.	Flea Market Vendor Space Fee -	per space per year	$10.00
	with a maximum fee of		$1,000.00

****BUSINESS LICENSES ARE PRORATED QUARTERLY INSTEAD OF MONTHLY AND ALL LATE FEES ARE ASSESSED QUARTERLY INSTEAD OF MONTHLY****

DUPLICATE BUSINESS LICENSE APPLICATION AND CERTIFICATE	$10.00
ABANDONED RESIDENTIAL PROPERTIES FEE	$250.00

MISCELLANEOUS FEES
(Continued)

ABANDONED RESIDENTIAL PROPERTIES RENEWAL FEE	$100.00
BANNER PLACEMENT ACROSS DRAPER STREET	$25.00
ALCOHOL LICENSE REVIEW BY POLICE CHIEF	$ 5.00
DANCE/PARTY PERMITS REVIEW BY POLICE CHIEF	$ 5.00
CAT TRAP REFUNDABLE DEPOSIT FEE	$75.00
COPYING FEE (per page)	$ .10
OUTDOOR DINNING PERMITS	$50.00
Annual Renewal	$40.00

DRAFT

Meeting Date: 09/21/2016
Agenda Item: V. 3.

CITY COUNCIL MEETING STAFF REPORT

REPORT TO: **Mayor Blayney and City Council Members**

REPORT FROM: **Neil Dadian, Chief of Police** **REVIEWED BY:**

AGENDA ITEM: **Off Street Parking Ordinance**

ACTION REQUESTED: √ Ordinance __Resolution __Motion __Receive/File

EXECUTIVE SUMMARY

The current ordinance allows for temporary parking of recreational and similar type vehicles in residential neighborhoods. The proposed changes make clear definitions of types of vehicles covered in the ordinance, the parking restrictions and limitations, and standardizes all fines at one hundred dollars ($100) per violation.

RECOMMENDED ACTION BY CITY COUNCIL

1. *Adopt changes to the ordinance.*

POLICY ALTERNATIVE(S)

1. Keep current language.

REASON FOR RECOMMENDATION/KEY METRIC

1. Make clear to residents the parking restrictions.
2. Standardize the bail/fine amount.

FINANCIAL INFORMATION

FISCAL IMPACT:

1. Is There A Fiscal Impact?	No
2. Is it Currently Budgeted?	No
3. If Budgeted, Which Line?	NA

PRIOR ACTION/REVIEW

NA

BACKGROUND INFORMATION

The current ordinance has some language that is unclear or subject to interpretation. The new language makes clear certain definitions and helps residents better understand the limitations on parking. The current language has different fines for different violations, either twenty-eight dollars ($28) or one hundred dollars ($100), for various sections. The new language standardizes the fine at one hundred dollars ($100) for all violations and states it in the ordinance.

ATTACHED INFORMATION

1. Ordinance 2016-005 Amending Paragraphs A. and B. of Section 17.54.020 of Chapter 17.52 of Title 17 of the Kingsburg Municipal Code pertaining to Off-Street Parking.
2. Redlined version of existing code and proposed code.

ORDINANCE NO. 2016-005

AN ORDINANCE OF THE CITY OF KINGSBURG AMENDING PARAGRAPHS A. AND B. OF SECTION 17.54.020 OF CHAPTER 17.52 OF TITLE 17 OF THE KINGSBURG MUNICIPAL CODE PERTAINING TO OFF-STREET PARKING

The City Council of the City of Kingsburg does hereby ordain as follows:

Section 1. Paragraphs A. and B. of Section 17.52.020 of Chapter 17.52 of Title 17 of the Kingsburg Municipal Code are hereby amended in their entirety as follows:

"17.52.020 Off-Street Parking Facilities Required.

Paragraph A. of Section 17.52.020 Chapter 17.52 of Title 17 of the Kingsburg Municipal Code is hereby amended in its entirety as follows:

"A. Definition of Parking Space. A parking space is an area for the parking of a motor vehicle plus those additional areas and facilities required to provide for safe access to and from the motor vehicle parking area. The parking space must be useable and accessible for the type of motor vehicle allowed to use the parking space.

Paragraph B. of Section 17.52.020 of Chapter 17.52 of Title 17 of the Kingsburg Municipal Code is hereby amended in its entirety as follows:

"B. Special Limitations and Requirements For Parking in Residential Areas. No semi-truck and trailer, semi-truck, trailer, or other vehicle exceeding one ton in capacity shall be parked within any residential zone district. In any residential zone district, no recreation vehicles, including, without limitation, motor homes, camping trailers, above-cab campers, boat trailers, boats, pick-up campers, fifth wheel trailers or dune buggies (collectively "RV's"), shall be stored or parked within a side yard, rear yard, or within front yard or front yard driveway or other off-street parking space, subject to the following exceptions :

1. RV's may be parked within paved front yard areas (excluding the front yard driveway) so long as the paved area is within the front yard property line and set back at least ten (10) feet from the curb line of the street.

2. RVs may be parked on a paved side yard area so long as the paved side yard area is within the minimum side yard setback.

3. Parking of RVs in the street in front of a residence to be used solely as sleeping quarters is limited to not more than four days in any thirty (30) day period, measured from the first day of parking, provided that a permit for such RV parking is first obtained from the city's police department. On-site hookups of an RV to on-site water, gas, electricity or sewage disposal facilities is prohibited.

4. All other parking of RV's at the street curb line is prohibited except for the time period of no longer than 48 hours for actual loading or unloading of the RV.

5. In any residential zone district, all motor vehicles incapable of movement under their own power, other than in cases of emergency, accident or breakdown, shall be stored in an entirely enclosed space, garage or carport. No more than one such vehicle shall be so stored at any time at a residence, and no more than one such vehicle shall be under repair at any time at a residence. Parking on lawns and, except as otherwise provided in this Section 17.52.020, other areas in front yards, other than on a paved driveway, is prohibited.

A fine of one hundred dollars ($100.00) will be imposed for each violation of the provisions of this Paragraph B.

Section 2. This ordinance shall take effect thirty (30) days after its passage and shall be published in the Kingsburg Recorder within fifteen (15) days after its passage.

Passed and adopted by a regular meeting of the City Council of the City of Kingsburg, duly called and held on the ___th day of September, 2016, by the following vote:

Ayes: Council Member(s):
Noes: Council Member(s):
Absent: Council Member(s):
Abstain: Council Member(s):

APPROVED:

_____
Bruce Blayney, Mayor

ATTEST: _____
Abigail Palsgaard, City Clerk

STATE OF CALIFORNIA)
COUNTY OF FRESNO)ss
CITY OF KINGSBURG)

I, Abigail Palsgaard, City Clerk of the City of Kingsburg do hereby certify that the foregoing Ordinance was duly introduced at a regular meeting of the City Council of the City of Kingsburg on the ___st day of _____, 2016, and it was duly passed and adopted at a regular meeting of said City Council held on the ___ day of _____, 2016.

DATED: _____ ____, 2016 _____
Abigail Palsgaard, City Clerk

"17.52.020 Off-Street Parking Facilities Required.

Paragraph A. of Section 17.52.020 Chapter 17.52 of Title 17 of the Kingsburg Municipal Code is hereby amended in its entirety as follows:

"A. Definition of Parking Space~~ Definition.~~. A parking space ~~shall be~~is an area for the parking of a motor vehicle~~,~~ plus those additional areas and facilities required to provide for safe access to and from ~~said space.~~the motor vehicle parking area. The ~~area set aside to met these provisions~~parking space must be useable and accessible for the type of motor vehicle allowed to use the parking ~~need that must be satisfied.~~ space.

Paragraph B. of Section 17.52.020 of Chapter 17.52 of Title 17 of the Kingsburg Municipal Code is hereby amended in its entirety as follows:

"B. Special Limitations and Requirements For Parking in Residential Areas. No-~~-~~semi-~~-~~truck and trailer, semi-truck, trailer, or other ~~truck~~vehicle exceeding one ton ~~of~~in capacity shall be parked within any residential zone district. In any residential zone district, no recreation vehicles~~ (RVs),~~, including, without limitation, motor homes, camping ~~trailer~~trailers, above-cab campers, boat trailers, boats, pick-up campers, fifth wheel trailers or dune buggies~~,~~ (collectively "RV's"), shall be stored or parked within a side ~~or~~yard, rear yard, or within front yard ~~driveways~~or front yard driveway or other off-street parking space, subject to the following ~~regulations~~exceptions :

~~1. Parking of RVs~~

1. RV's may be parked within paved front yard areas ~~shall be wholly~~(excluding the front yard driveway) so long as the paved area is within the front yard property line and set back at least ten (10) feet from the curb line of the street.

   ~~2. Parking of RVs~~

2. RVs may be parked on a paved side yard area so long as the paved side yard area is within ~~side yards shall not infringe upon~~ the minimum side yard setback~~ unless the RV is less than seven feet in height.~~.

   ~~3. Guest parking~~

3. Parking of RVs in the ~~public right-~~street in front of~~-way~~ a residence to be used solely as sleeping quarters is limited to not more than four days in any thirty (30) day period, measured from the first day of parking, provided that a permit for such RV parking is first obtained from the city's police department. ~~Such guest parking~~The permitted RV shall~~ permit use of sleeping quarters but shall not permit on~~. On-site hookups of an RV to on-site water, gas, electricity or sewage disposal facilities is prohibited.

   ~~4.~~

4. All other parking of ~~RVs~~RV's at the street curb line ~~shall be permitted only~~is prohibited except for the ~~active~~time period of no longer than 48 hours of actual loading or unloading of ~~such vehicles.~~ the RV.

5. In any residential zone district, all motor vehicles incapable of movement under their own power, other than in cases of emergency, accident or breakdown, shall be stored in an entirely enclosed space, garage or carport. No more than one such vehicle shall be so stored at any time at a residence, and no more than one such vehicle shall be ~~allowed to be~~ under repair at any time~~.~~ at a residence. Parking on lawns ~~or~~and, except as otherwise provided in this Section 17.52.020, other areas in front yards, other than on a paved driveway, is prohibited~~. A fine of one hundred dollars ($100.00) will be imposed for each violation of the RV parking regulations as set forth in this section~~.

A fine of one hundred dollars ($100.00) will be imposed for each violation of the provisions of this Paragraph B.

09/21/2016
V. 4.

KINGSBURG POLICE DEPARTMENT

1300 California Street – Kingsburg, Ca. 93631 – (559) 897-2931

Neil Dadian
Chief of Police

To: Mayor & City Council

From: Corina Padilla

Date: September 12, 2016

Subject: August 2016 Crime Statistics & Prevention Update

Our Part I Crimes such as assaults, burglary, thefts, and auto thefts for August 2016 increased compared to July 2016, with the largest being thefts.

Other Offenses such as vandalism, sex offense, child abuse, narcotics crimes, other felonies, and incident reports, increased compared to July 2016, with the largest being incident reports.

August 2016 traffic accidents increased by three compared to July 2016. The number of arrests made and citations issued increased compared to July 2016.

There was a decrease in the number of calls for service for August 2016 period compared to July 2016 period.

We continue to use Facebook, Kingsburg PD mobile application, and NIXLE as situations warrant in order to keep our citizens informed.

Kingsburg Police Department

Crime and Activity Report 2016

Part 1 Crimes	Jan	Feb	Mar	Apr	May	June	July	Aug
Murder	0	0	0	0	0	0	0	0
Rape-Forcible	0	0	0	0	0	0	1	2
Robbery	1	2	0	0	1	0	1	0
Assaults	8	10	5	3	4	7	0	2
Burglary	6	13	16	15	9	3	11	11
Theft	17	7	10	11	19	16	6	9
Auto Theft	6	11	5	18	14	8	6	8
Total	**38**	**43**	**36**	**47**	**47**	**34**	**25**	**32**

Arson	**1**	**0**	**0**	**0**	**0**	**0**	**0**	**0**

Other Offenses:

Vandalism	5	15	13	3	8	4	9	5
Sex Offense	0	1	0	0	2	0	0	0
Child Abuse	0	0	0	0	0	0	0	0
Narcotic Violations	5	6	1	2	4	2	4	4
Other Felonies	13	6	3	9	6	6	5	3
Other Misdemeanors	3	4	1	6	1	1	2	3
Incident Reports	39	28	39	14	14	20	18	30
Totals	**65**	**60**	**57**	**34**	**35**	**33**	**38**	**45**

Other Statistics:

Traffic Accident- Fatal	0	0	0	0	0	0	0	0
Traffic Accident- Injury	1	2	4	2	1	1	2	3
Traffic Accident- No Injury	5	5	5	1	3	2	1	3
Total	**7**	**7**	**9**	**3**	**4**	**3**	**3**	**6**

Calls for Service	**1038**	**1055**	**940**	**826**	**843**	**840**	**949**	**908**

Arrests

Felony Adults	11	8	6	11	6	8	5	6
Misdemeanor Adults	33	25	20	25	20	12	18	25
Felony Juveniles	3	0	0	3	0	0	2	0
Misdemeanor Juveniles	2	3	1	1	0	0	0	1
Total	**49**	**36**	**27**	**40**	**26**	**20**	**25**	**32**

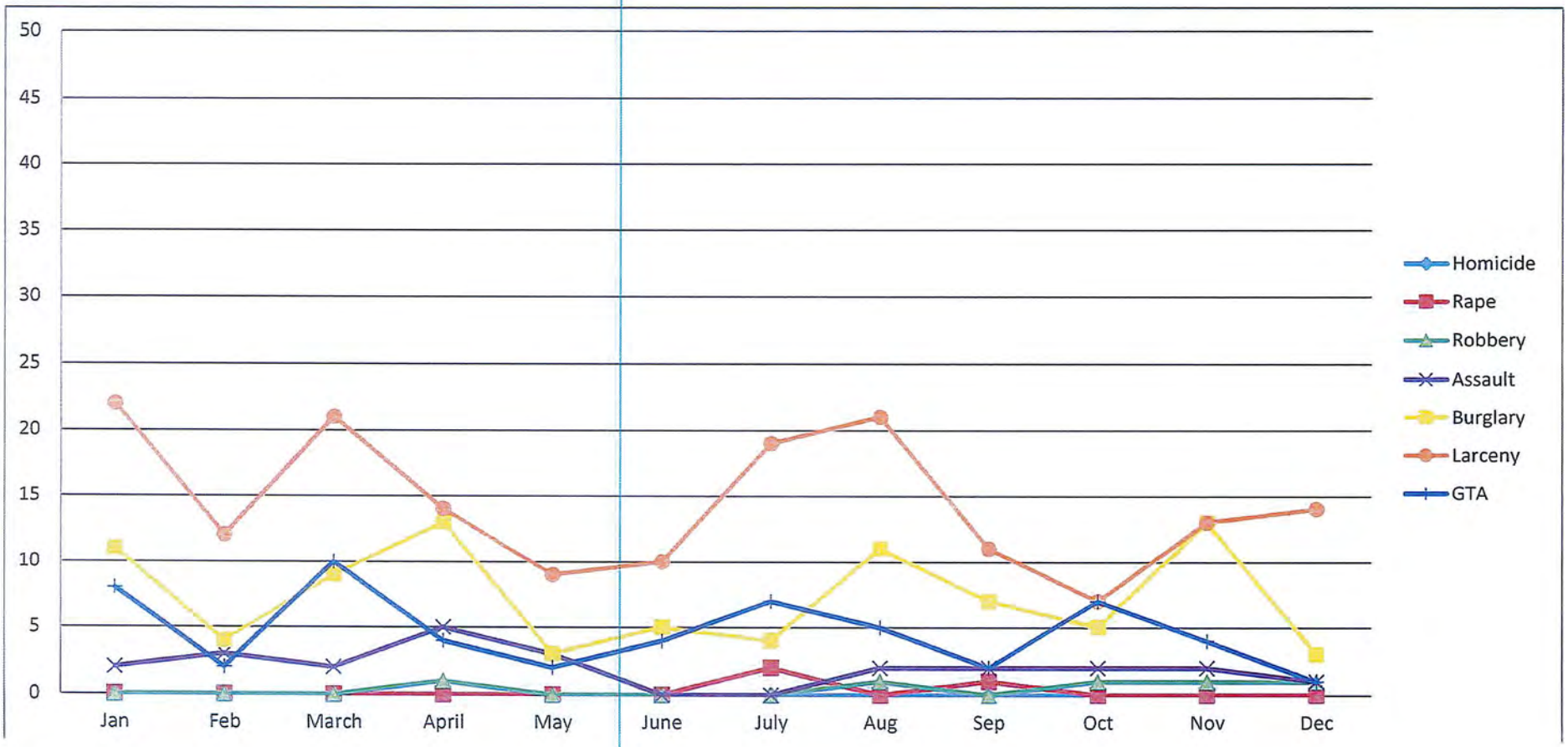
Citation Total	**64**	**49**	**35**	**56**	**58**	**35**	**74**	**76**

Motorcycle Time					**16.5**	**12**	**18**	**26.5**

Volunteer Hours:								
Public Safety Volunteer		47	30	33.5	49	58.5	33.5	116
Police Intern		6	82.5	74.5	0	0	0	0
Total		**53**	**113**	**108**	**49**	**58.5**	**33.5**	**116**
Total Facebook Likes					**3122**	**3170**	**3272**	**3314**
Total App Subcribers					**819**	**836**	**847**	**855**

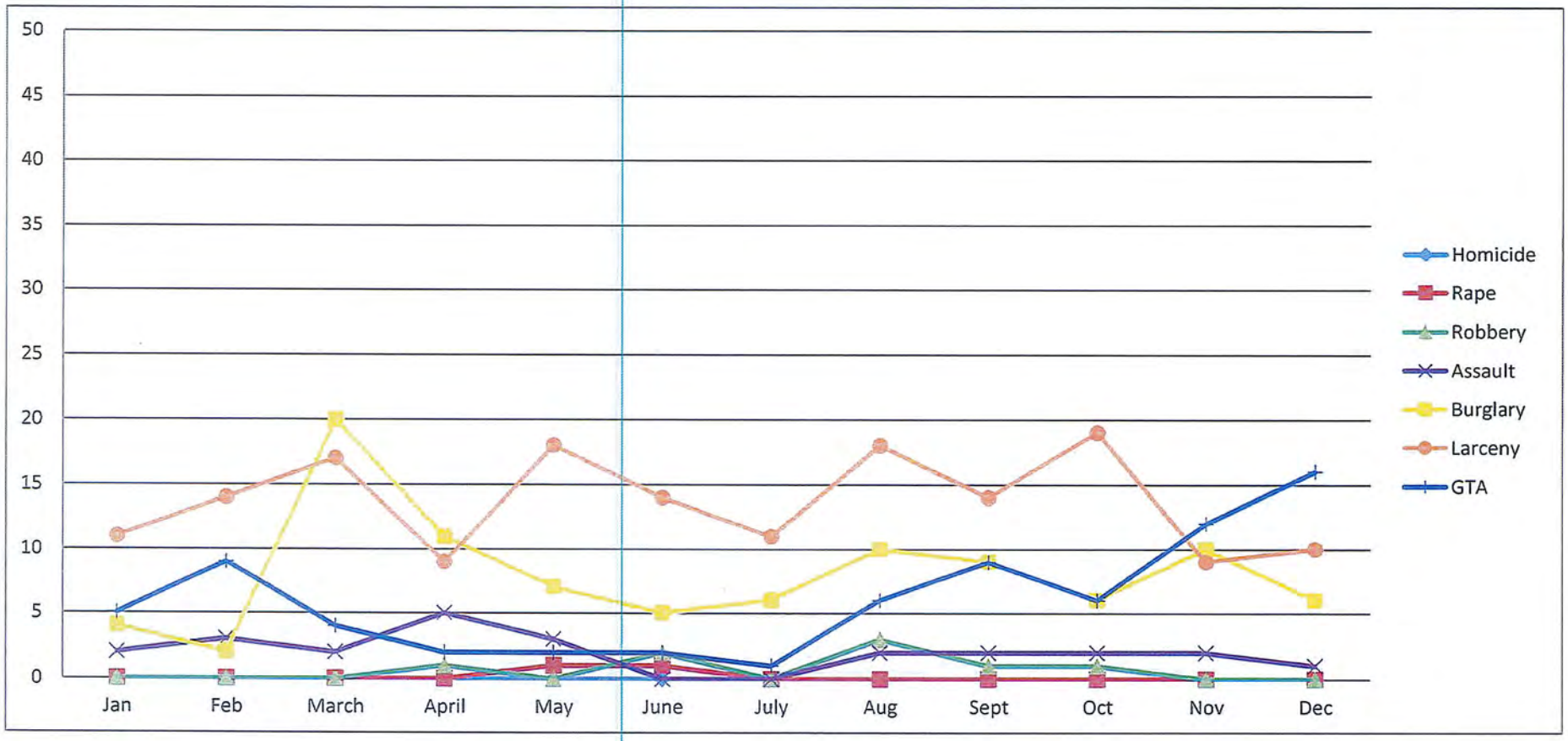
Kingsburg Police Department
2014 Part I Crimes

Part I Crimes	Jan	Feb	March	April	May	June	July	Aug	Sep	Oct	Nov	Dec	Total
Homicide	0	0	0	0	0	0	0	0	0	0	0	0	0
Rape	0	0	0	0	0	0	2	0	1	0	0	0	3
Robbery	0	0	0	1	0	0	0	1	0	1	1	1	5
Assault	2	3	2	5	3	0	0	2	2	2	2	1	24
Burglary	11	4	9	13	3	5	4	11	7	5	13	3	88
Larceny	22	12	21	14	9	10	19	21	11	7	13	14	173
GTA	8	2	10	4	2	4	7	5	2	7	4	1	56
Total	43	21	42	37	17	19	32	40	23	22	33	20	349



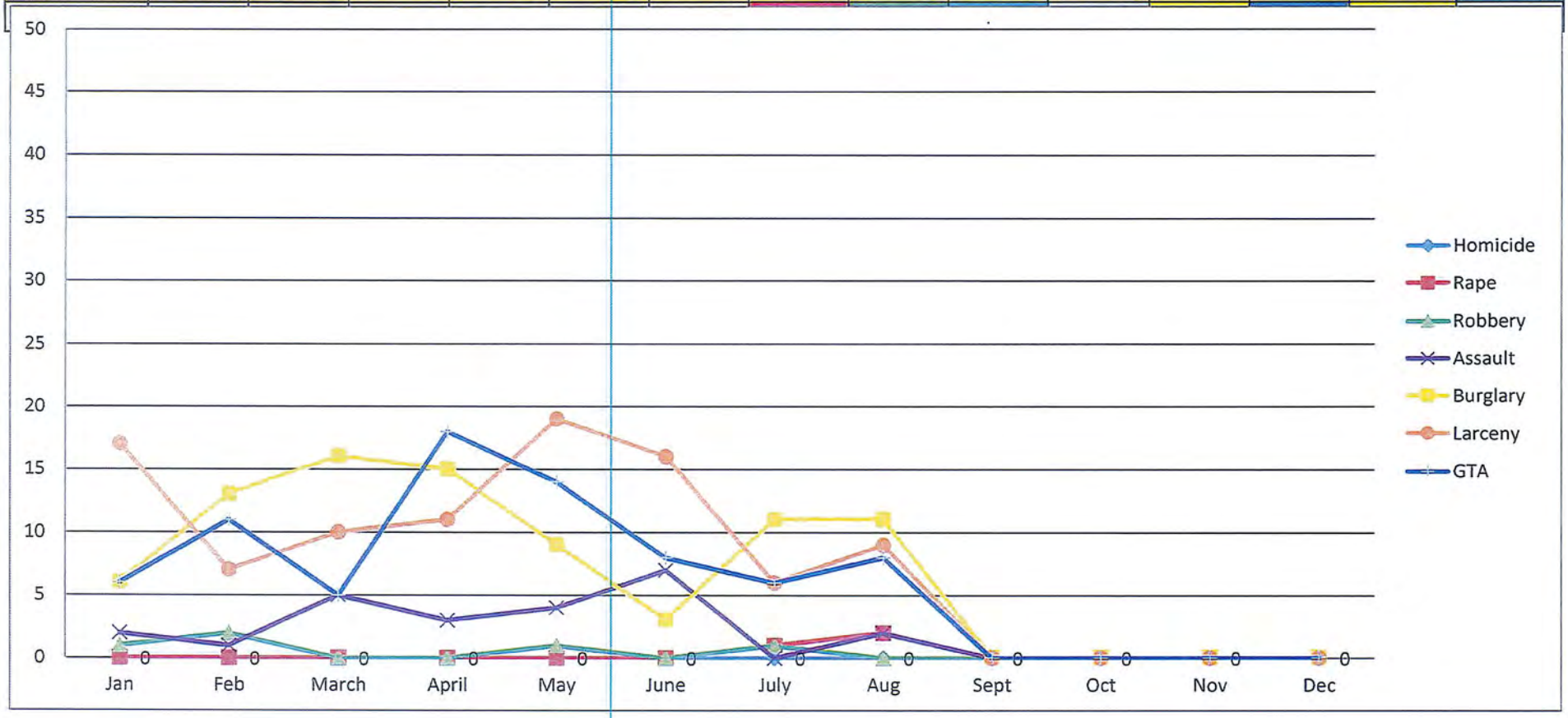
Kingsburg Police Department
2015 Part I Crimes

Part I Crimes	Jan	Feb	March	April	May	June	July	Aug	Sept	Oct	Nov	Dec	Total
Homicide	0	0	0	0	0	0	0	0	0	0	0	0	0
Rape	0	0	0	0	1	1	0	0	0	0	0	0	2
Robbery	0	0	0	1	0	2	0	3	1	1	0	0	8
Assault	2	3	2	5	3	0	0	2	2	2	2	1	24
Burglary	4	2	20	11	7	5	6	10	9	6	10	6	96
Larceny	11	14	17	9	18	14	11	18	14	19	9	10	164
GTA	5	9	4	2	2	2	1	6	9	6	12	16	74
Total	22	28	43	28	31	24	18	39	35	34	33	33	368



Kingsburg Police Department
2016 Part I Crimes

Part I Crimes	Jan	Feb	March	April	May	June	July	Aug	Sept	Oct	Nov	Dec	Total	% Change
Homicide	0	0	0	0	0	0	0	0	0	0	0	0	0	0%
Rape	0	0	0	0	0	0	1	2	0	0	0	0	3	100%
Robbery	1	2	0	0	1	0	1	0	0	0	0	0	5	100%
Assault	2	1	5	3	4	7	0	2	0	0	0	0	24	#DIV/0!
Burglary	6	13	16	15	9	3	11	11	0	0	0	0	84	0%
Larceny	17	7	10	11	19	16	6	9	0	0	0	0	95	50%
GTA	6	11	5	18	14	8	6	8	0	0	0	0	76	33%
Total	32	34	36	47	47	34	25	32	0	0	0	0	287	28%



Meeting Date:	09/21/2016
Agenda Item:	V. 5.

CITY COUNCIL MEETING STAFF REPORT

REPORT TO: **Mayor Blayney & Kingsburg City Council**

REPORT FROM: **Ashlee Winslow – Schmal** **REVIEWED BY:** AP
Community Services and Senior Citizens Coordinator

AGENDA ITEM: **2016 Crandell Swim Complex – Season Report**

ACTION REQUESTED: __Ordinance __Resolution __Motion _√_Receive/File

EXECUTIVE SUMMARY

The 2016 Swim Season began Monday, June 13th, which is a week later than usual due to the later dismissal time of school.

Staff for the season include: 11 guards, 2 lead/lifeguards and 1 pool manager.

Although there was a greater net loss this year than last year, there are some noteworthy points that may have contributed to this loss:

1. One of the larger day cares closed. They were regulars at the facility, which would account for a slight decrease in the entrance and snack bar revenues.
2. Our regular season was decreased from 9 weeks to 8 weeks – due to school dismissal.
3. We lost revenue from a power outage at the High School. Calculated lost revenue - $599.00.
4. Increase in minimum wage.

Programs overall had a slight decrease in participation in comparison from the previous year. There is also a decrease in monthly passes being purchased, particularly in aqua aerobics. Although there is a decrease in pass purchasing, the overall revenue was higher than the previous year – meaning people were paying per day rather than purchasing a monthly pass.

Other noteworthy points are:

- Increase in non-swimmer attendance.
  - This program jumped 20 participants/week from the previous year.
- Increase in group rentals
  - Between Seawolves, Water Polo Club and private parties, group rentals increased by about $1,500.00 from the previous year.

Overall loss for the 2016 Crandell Swim Complex Summer Season - $13,656.27.

RECOMMENDED ACTION BY CITY COUNCIL

1. Accept the 2016 End of Season Report for the Crandell Swim Complex

FINANCIAL INFORMATION

FISCAL IMPACT:

1. Is There A Fiscal Impact? Yes
2. Is it Currently Budgeted? Yes
3. If Budgeted, Which Line? 021-0000-433

ATTACHED INFORMATION

1. 2016 Attendance and Expense Report

2016 CRANDELL SWIM COMPLEX – SUMMER SEASON ATTENDANCE/EXPENSE REPORT

PROGRAM	ATTENDANCE (Weekly Average)	
	2016	**2015**
Lap Swim	122/week	125/week
Aqua Aerobics/Therapy	95/week	97/week
Public Swim	402/week	441/week
Non-Swimmer	60/week	40/week
Night Swim Participants	230/week	244/week
Red Cross Swim Lessons	243 participants	277

REVENUE		EXPENSES	
Public Swim	$14,757.00	Lifeguard Salary	$41,992.66
Lap Swimming	$ 3,168.00	FICA	$ 3,489.34
Aqua Aerobics	$ 3,818.50	Tools/Supplies/Mainten.	$11,284.16
Group Rentals	$12,269.00	Utilities/Communication	$ 3,679.41
Red Cross Swim	$ 9,970.00		
Concessions	$ 7,479.75	Concessions	$ 4,654.95
Total Revenue	**$51,462.25**	**Total Expenses**	**$65,118.52**

2016 NET LOSS	**$ 13,656.27**
2015 NET LOSS	$ 5,204.55

SUMMER 2016 - CITY CONTRIBUTION $13,333.32