



Gregorio Gomez, Mayor
Paul Boyer, Mayor Pro Tem
Don Rowlett, Council Member
Matt Sisk, Council Member
Leonel Benavides, Council Member

AGENDA
Farmersville City Council
Regular Meeting
May 23, 2016 - 7:00 p.m.
Meeting held in Civic Center Council Chambers
909 W. Visalia Road Farmersville, California

1. Call To Order And Roll Call
2. Invocation
3. Pledge Of Allegiance
4. Public Comment

Provides an opportunity for members of the public to address the City Council on items of interest to the public within the Council's jurisdiction and which are not already on the agenda this evening. It is the policy of the Council not to answer questions impromptu. Concerns or complaints will be referred to the City Manager's office. Speakers should limit their comments to not more than two (2) minutes. No more than twenty (20) total minutes will be allowed for Public Comment. For items which are on the agenda this evening, members of the public will be provided an opportunity to address the council as each item is brought up for discussion. Comments are to be addressed to the Council as a body and not to any individual Council Member.

5. Public Hearings

- 5.I. 7:00 PM Public Hearing: Recommendation By City Planner To Approve Zoning Ordinance Amendment By City Ordinance 475.

Recommend that City Council:

1. Conduct Public Hearing on Zoning Ordinance Amendment 2016-001,
2. Waive First Reading and Introduce by Title Only draft Ordinance 475, and
3. Advance draft Ordinance 475 for final adoption.

Documents: [5.I PH 1ST READING ORD 475 ZOA 2016-001.PDF](#)

- 5.II. 7:00 PM Public Hearing: Recommendation By City Engineer To Adopt Draft Ordinance 472 Approving Speed Survey And Speed Limits And Rescind Ordinance #447.

Recommend that the City Council:

1. Conduct a Public Hearing,
2. Waive First Reading and Introduce by Title Only draft Ordinance 472 Approving Speed Survey and Setting Certain Speed Limits,
3. Rescind Ordinance 447, and
4. Advance Ordinance 472 for Final Adoption.

Documents: [5.II PH AND 1ST READING ORD 472 SPEED SURVEY AND LIMITS RESCIND ORD 447 \(2010\).PDF](#)

6. Consent Agenda

Under a CONSENT AGENDA category, a recommended course of action for each item is made. Any Council Member or Member of the Public may remove any item from the CONSENT AGENDA in order to discuss and/or change the recommended course of action, and the Council can approve the remainder of the CONSENT AGENDA.

- 6.I. Recommendation By City Clerk Pro Tem: City Council Meeting Draft Minutes From May 9, 2016
Consideration of approval of the City Council meeting draft minutes from May 9, 2016.

Documents: [6.I DRFT MINUTES OF CC MTG MAY 9, 2016.PDF](#)

- 6.II. Recommendation By City Manager: Approve Amended City Clerk Position Description
Recommend approval of revised job description for City Clerk / Executive Assistant.

Documents: [6.II CC POSITION AMENDMENT.PDF](#)

7. Discussion Action Items (New Business)

- 7.I. Recommendation By City Manager: Adopt Draft Ordinance 473 Pertaining To Agenda And Notice Postings.
That the City Council:

1. Waive First Reading and Introduce
By Title only, draft Ordinance 473 Amending Farmersville Municipal Code Section 1.08 Pertaining to
Agenda and Notice Postings. and
2. Advance draft Ordinance 473 to final adoption.

Documents: [7.I ORD 473 POSTINGS.PDF](#)

- 7.II. Recommendation By City Manger: Adopt Draft Ordinance 474 Amending Farmersville Municipal Code Section 2.21
Pertaining To Recreation Commission.
That the City Council:

1. Waive First Reading and Introduce By Title Only draft Ordinance 474 Amending Farmersville Municipal Code
Section 2.21 Pertaining to Recreation Commission, and
2. Advance draft Ordinance 474 for Final Adoption.

Documents: [7.II ORD 474 RECREATION COMMISION.PDF](#)

- 7.III. Recommendation By City Manager: Second Reading And Adoption Of Ordinance 471 Regarding Organic
Recycling And Composting.
That the City Council Conduct Second Reading and Adopt Ordinance 471 Regarding Organic Recycling and
Composting.

Documents: [7.III ORD 471 ORGANIC RECYCLING.PDF](#)

- 7.IV. Recommendation That City Council Initiate A Recruitment For Measure R Oversight Committee Representative For
Farmersville.

It is Respectfully Recommended that City Council Initiate a Recruitment for Measure R Oversight Committee
Representative for Farmersville.

Documents: [7.IV MEASURE R.PDF](#)

8. Council Reports

- 8.I. City Council Reports And Committee Reports

City Council Representatives to External / Internal

Organizations and Committees

Council of Cities: Mayor Gomez
Alternate: Councilmember Benavides

TCAG: Mayor Gomez
Alternate: Mayor Pro Tem Boyer

TCAG Rail Comm: Councilmember Sisk

CWMA Board: Mayor Gomez
Alternate: Mayor Pro Tem Boyer

EDC: Councilmember Benavides

Alternate: Mayor Pro Tem Boyer

Delta Vector: VACANT (Recruitment pending)

Home Loan Approval Committee: Mayor Gomez & Councilmember Benavides

SJVAPCD: Councilmember Benavides

Alternate: Mayor Gomez

2016 Community Funding Ad-Hoc Committee

Mayor Gomez

Councilmember Benavides

Alternate: Councilmember Sisk

9. City Manager Report

10. City Attorney Report

11. Future Agenda Items

11.I. Future Agenda Items

12.I. Future Agenda Items

1) Special City Council Meeting - Monday, June 6th: FY 16/17 Budget Workshop.

Future Agenda Items - Dates to Be Determined:

2) 2nd Reading and Adopt Ordinances, 471, 472, 473, 474, and 475.

3) No Parking on Terry Lane

12. Adjourn To Closed Session Or Adjourn To Next Meeting

12.I. Closed Session

1)

1. **PENDING LITIGATION** (Government Code § 54956.9). It is the intention of this governing body to meet in closed-session concerning:

Conference with legal counsel – **EXISTING LITIGATION** (Government Code § 54956.9 (d)(1)).

Parties, case/claim no. City of El Centro v. Lanier RE: SB 7.

13. Reconvene To "Report Out" Of Closed Session And Adjournment

14. Signature Line

ATTEST: _____

Gregorio Gomez

Mayor

Patricia F. Button

City Clerk

15. Footer

Documents: [FARMERSVILLE CITY HALL FOOTER.PDF](#)

NOTICE TO PUBLIC

The City of Farmersville Civic Center and City Council Chambers comply with the provisions of the Americans with Disabilities Act (ADA). Anyone needing special assistance please contact City Hall at (559) 747-0458 please allow at least six (6) hours prior to the meeting so that staff may make arrangements to accommodate you.

Materials related to an item on this agenda submitted to the Council after distribution of the agenda packet are available for public inspection in the City's offices during normal business hours.



City Council

Staff Report

TO: Honorable Mayor and Members of the City Council
FROM: Karl Schoettler, City Planner, Collins and Schoettler
THROUGH: John Jansons, City Manager 
DATE: May 23, 2016
RE: Public Hearing for Zoning Ordinance Amendment 2016-01: Drive Thru Lanes and Windows Central Commercial ("CC") Zone

RECOMMENDED ACTION:

It is respectfully recommended that the City Council conduct a public hearing to adopt Zoning Ordinance Amendment 2016-01.

BACKGROUND:

The City has received a request from a business in the downtown (Little Caesar's) to allow a drive thru lane and window. As a part of the CC zone's purpose to foster a walkable downtown pedestrian-oriented shopping environment, drive-thru lanes are not permitted in the CC zone and so the applicant has submitted a request to amend the code to allow for drive-thru uses.

PROJECT DESCRIPTION:

The action is a public hearing for a proposal to amend the Zoning Ordinance's rules to establish a process and design standards to allow drive-thru lanes/windows for parcels within the CC zone (Central Commercial).

ANALYSIS:

The 2025 Farmersville General Plan was adopted in 2002 and among its many goals was the creation of a special zone (the CC zone (Central Commercial)) for the downtown area (generally along Farmersville Blvd from Visalia Road to Front Street).

The primary goal of this zone was to create a pedestrian-oriented downtown commercial area for Farmersville. The desire was that Farmersville could have an attractive,

pedestrian oriented shopping downtown, similar to Exeter, Visalia and Lindsay, and others.



Downtown Farmersville pedestrian-oriented design – buildings to the front along sidewalk, parking to the rear. The CC zone's requirements were used with the Family HealthCare clinic project.



Downtown Exeter – buildings to the front, parking to the rear, no drive-thrus in the core area.

Key concepts of this zone included excluding automobile-oriented businesses and encouraging a complementary mix of uses like restaurants, stores and offices. Future uses with drive-thrus were prohibited in the CC zone on the assumption that these uses would hamper the creation of a strong pedestrian-oriented character in the downtown.

More recently the owner of the new Little Caesars take-out restaurant (at the northeast corner of Farmersville and Ash) requested approval for the installation of a drive-thru lane with a pickup window to allow customers to pick up their orders from their cars. The applicant was informed that drive thrus are not allowed within the CC zone, and he then

chose to submit an application to change the rules to allow drive-thrus. This action is called a zoning ordinance amendment.

Although the owner of Little Caesars filed this application, the City Council must be aware that this zoning ordinance amendment would apply to parcels throughout the downtown.

There are essentially three possible actions:

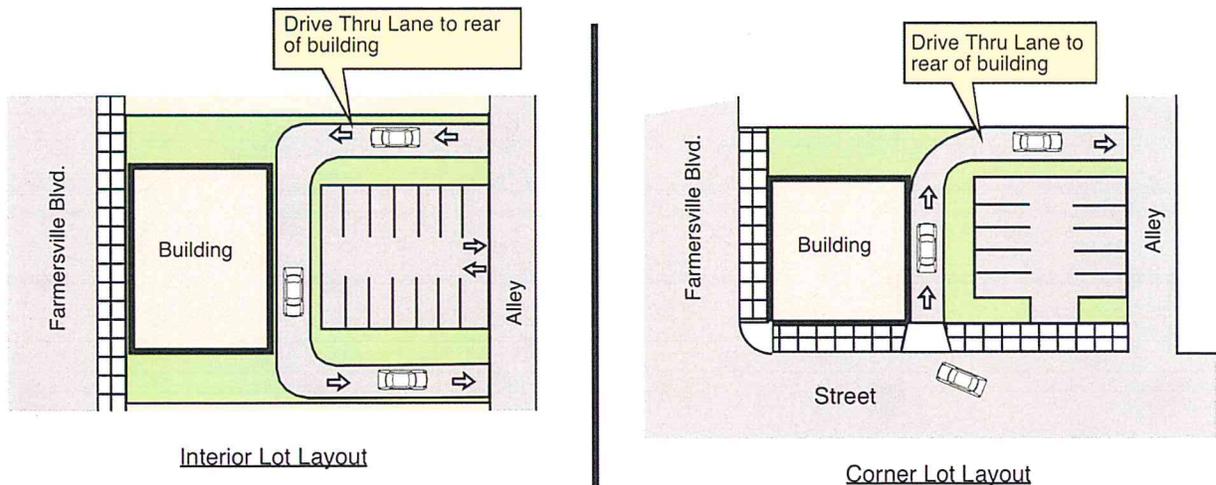
1. No change – keep the CC zone “as is” which means that drive thru lanes and windows are not allowed.
2. Allow drive-thrus subject to certain design and location standards
3. Allow drive-thrus with virtually no design restrictions.

Of the three foregoing possibilities the Planning Commission recommends consideration of alternative #2 – allowing drive thru subject to design and location standards.

If drive-thrus are allowed, they should be designed and located in a way that does not weaken the downtown, pedestrian-oriented design concept that is contained within the General Plan. With this in mind it is recommended drive thru lanes be allowed as follows:

1. Drive thrus in the downtown will only be allowed on the rear of buildings – with entrance and exit to the alley (or to the side street for parcels on corner lots). These types of layouts are shown in Figure 1.

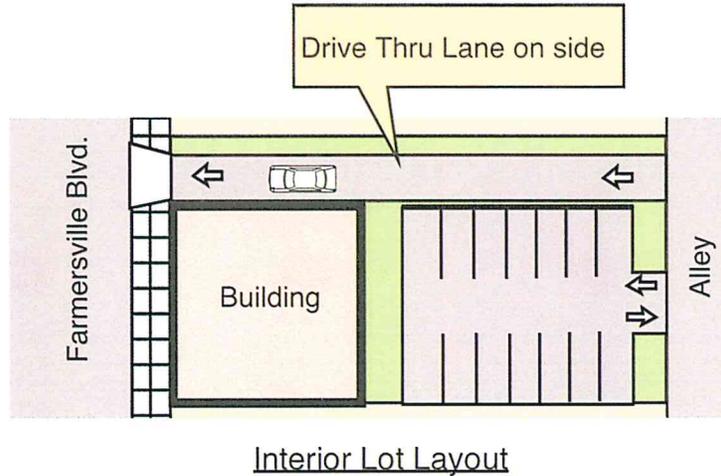
Figure 1: Preferred drive-thru designs in Downtown



Drive-thrus should be situated to the rear of the building.

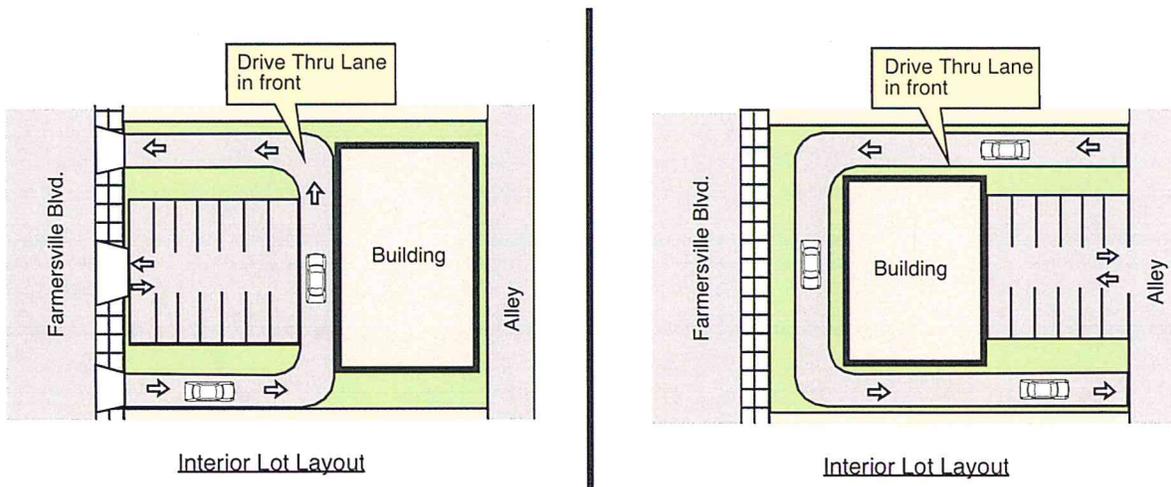
2. If a rear drive thru is not feasible the City will consider a request for a drive-thru located along the side of a building – see Figure 2.

Figure 2: Acceptable design with drive-thru to side of building



3. In no case would a drive-thru lane be allowed to be situated in front of a building, or any location between a building and the street (Farmersville Blvd or any side streets (as shown in Figure 3).

Figure 3: Drive Thru Designs Not Allowed in the Downtown



4. Drive thrus would be allowed by Conditional Use Permit. This means that any drive-thrus requests will require a public hearing before the Planning Commission.

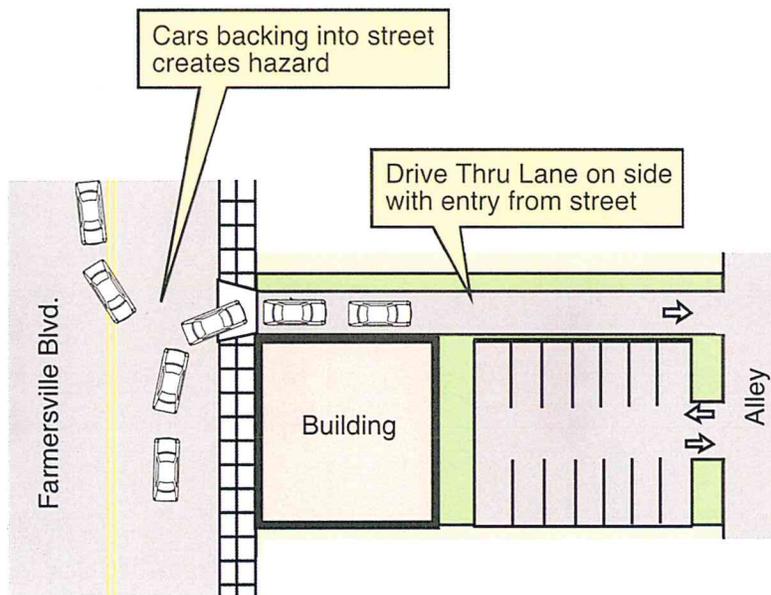
Other Issues

Other important issues concerning drive-thru lanes in the downtown are as follows:

Stacking space in Drive Thru Lanes

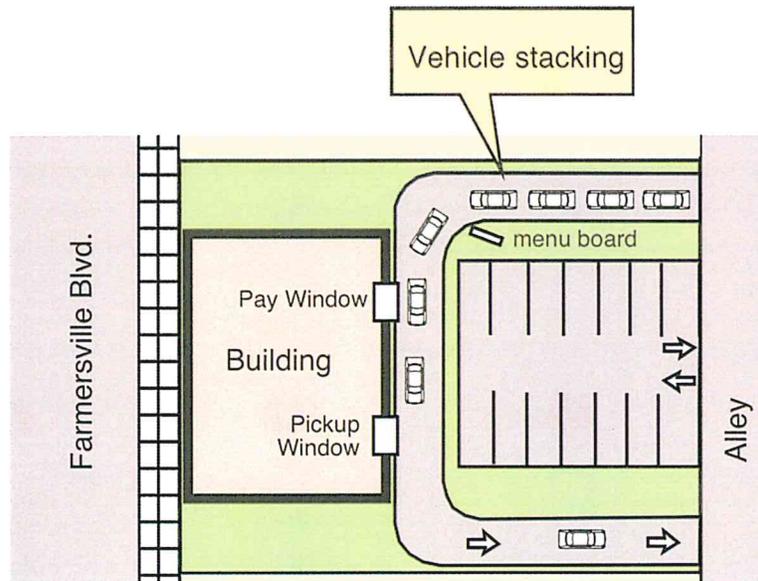
In order to properly function, drive-thru lanes must be designed so that cars are not stacked up and backed out into the street (see Figure 5). This could create a dangerous situation. Many cities have adopted standards that specify how many cars must be able to fit into a drive-thru – before the order menu and before the pickup window.

Figure 5: Illustration of Vehicles Stacking into Street



A common standard is to require space for four vehicles before the menu board (where customers call out their order into a speaker) and then two spaces past the menu board and before the pickup window (see Figure 6). This will probably be a good standard for Farmersville to follow, although such standards may be difficult to meet on many of the smaller lots that exist in the downtown area.

Figure 6: Illustration of Vehicle Stacking Space Requirements



Loss of On Street Parking Spaces

It is possible that some designs for drive-thrus may result in a loss of existing parking spaces that are painted on Farmersville Boulevard – to accommodate the need for drive-thru driveways onto and off of the street. The City Council may want to take a position on whether parking spaces on the street may be eliminated for drive-thrus, or consider these on a case-by case basis. Some members of the Planning Commission wanted to prohibit drive-thrus onto/off of Farmersville Boulevard due to the loss of on-street parking and also due to potential traffic hazards.

Impact on Alleys

If drive-thrus are designed to have access to and from alleys there is a concern about the condition of many alleys that exist along both sides of Farmersville Boulevard. Many are poorly surfaced – some are dirt and gravel while others have pavement in very poor condition with potholes and uneven surfaces. It is likely that the City will require a project with a drive thru that channels traffic to and from an alley to resurface the alley. For example the Family Healthcare Clinic was required to repave the alley behind that location (because the parking lot empties into the alley).

Noise Concerns

Drive thru lanes can generate noise concerns – resulting from menu speakers and also vehicles that are idling in the drive-thru lanes. This is a concern in the downtown area because there are dwellings immediately adjacent (to the rear) of most commercial parcels. Some cities require drive-thru lanes to be shut down at a certain time (such as 10 pm) to reduce the potential for noise impacts. It is suggestion that this limitation be enforced for any drive-thrus that established in the downtown CC zone.

Where Will the Rules Apply?

Map 1 shows the location of the CC zone. The zone applies to downtown Farmersville - most parcels along Farmersville Boulevard from just north of Visalia Road to the railroad tracks. The map also shows those parcels that have the potential to have a future drive-thru, although it should be noted that this is not likely for most parcels. There are currently about 60 parcels in the CC zone along both sides of Farmersville Boulevard. Of those there is potential for up to 35 parcels to theoretically have the potential for installation of a drive-thru lane. These parcels have the following existing uses:

- 10 parcels are vacant;
- 11 parcels have single family homes (that may someday be replaced with commercial uses);
- 7 parcels have a restaurant or eating place;
- 8 parcels have existing commercial buildings that are designed and situated so that a drive thru lane could potentially be added in the future.

As noted above the likely potential for drive thru lanes in the downtown is probably much more limited. Drive-thru lanes are typically only used for three types of use: restaurants/eating places, banks and pharmacies. It's unlikely the downtown will see too many more of these kind of uses.

Map 1: Downtown Zone and Potential of Parcels to Have a Drive Thru

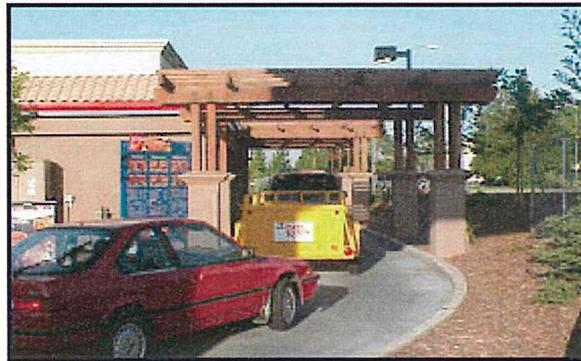
The attached ordinance contains standards that would allow for drive thrus based on the issues discussed above. Two sections of the Zoning Ordinance are proposed to be amended.

Section 1: beginning on page 1 amends the Commercial Land Use Table to identify that drive thru's may be requested by Conditional Use Permit in the CC zone. The use "drive thrus" is shown in the table on page 3 along with related uses.

Section 2: on pages 7-8 establishes design and location standards for drive thru that are proposed in the CC zone. Five sections are established here and cover issues discussed above, including:

1. Drive thrus must be located to the rear of buildings (or to the side if a rear location is not feasible).
2. Drive-thru lanes must be designed to preclude stacking of vehicles out into the street.
3. Drive thru windows in the CC zone must close at 10 pm to preclude noise impacts for adjacent residential areas.
4. The City can require improvements to the alley when drive-thrus are designed to channel traffic to and from the alley.
5. The City can require aesthetic improvements to reduce the visual impact of drive thru, such as screening walls, landscaping and arbors.

Figure 7: Example of Aesthetic Improvements to a Drive-Thru, Including Overhead Arbor



Environmental Review

Report to Farmersville City Council (5/23/2016)
Zoning Ordinance Amendment 2016-01

The proposed action is exempt from review for environmental impacts based on Section 15305 of the Guidelines of the California Environmental Quality Act which exempts minor amendments to land use regulations.

COORDINATION & REVIEW:

The Planning Commission conducted a public hearing on April 20, 2016 and voted unanimously to recommend adoption of the Zoning Ordinance Amendment, as shown in the attached ordinance. Some members of the Commission voiced concern that any drive thrus should be designed so they do not channel traffic onto Farmersville Boulevard – due to traffic safety concerns.

This proposed Ordinance and Public Hearing was publically noticed in the Visalia Times-Delta on May 9, 2016.

CONSISTENCY WITH ADOPTED GOALS, PLANS, AND PROGRAMS:

The Zoning Ordinance Amendment represents a departure from the Central Commercial zone and policies established in the 2025 Farmersville General Plan (adopted in 2002) which seek to strengthen the pedestrian-oriented shopping nature of Farmersville's downtown.

FISCAL IMPACT:

The Zoning Ordinance Amendment will have no fiscal impact on the City. The applicant has paid a fee for the City to process the Amendment.

CONCLUSION:

The Planning Commission recommends the City Council conduct a public hearing and vote to adopt the Zoning Ordinance Amendment.

Respectfully Submitted,

Reviewed By:



Karl Schoettler, City Planner
Collin and Schoettler



John Jansons
City Manager

Attachment(s): 1) draft Ordinance 2016-475

Draft

ORDINANCE NO. 475

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FARMERSVILLE AMENDING TITLE 17 OF THE FARMERSVILLE MUNICIPAL CODE RELATING TO ESTABLISHING A PROCESS AND STANDARDS TO ALLOW DRIVE THRU LANES AND WINDOWS IN THE CENTRAL COMMERCIAL ("CC") ZONE.

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

Section 1. Subsection 17.56 (Commercial Land Use Table) of the Farmersville Municipal Code is amended as follows:

Chapter 17.56
COMMERCIAL LAND USE TABLE

17.56.020 Table 2--Permitted uses. To determine in which zone a specific use is allowed:

- A. Find the use in the left hand column.
- B. Read across the table until either a "letter" or an "x" appears in one of the columns.
- C. If a letter appears this means that the use is allowed in the zone represented by that column, but only if certain conditions are complied with. The conditions applicable to that use are those corresponding to the letter listed in Section 17.56.030.
- D. If an "x" appears in a column the use is allowed in the zone represented by that column without being subject to any of the conditions listed in Section 17.56.030. Site Plan Review is required.
- E. A Conditional Use Permit is required for any permitted use involving 10,000 square feet or more of new building or outdoor storage area.
- F. If neither a "letter" nor an "x" appears in a column, the use is not allowed in the zone represented by that column.
- G. The planning commission shall interpret the appropriate zone for any land use not specifically listed in the table, based on a finding of consistency with the purpose of the zone and that use is of the same general character as that of the uses permitted in that zone.

TABLE 2
COMMERCIAL LAND USES

Uses	Zone						
	U-R	O-S	P-QP	C-H	C-G	C-C	C-S
Above ground storage tanks for flammable or combustible fluids	b	b	-	b	b	b	b
Accessory buildings and uses customarily appurtenant to a permitted use	a-r	a-r	a-r	a-r	a-r	a-r	a-r
Adult oriented business	-	-	-	=	-	-	b
b							
Agricultural uses, and structures, general, except commercial animal slaughter	x	-	-	=	-	-	-
Airports	b	-	b	=	-	-	-
Ambulance service	-	-	b	=	b	-	b
b							
b							
Appliance sales, service and supply	-	-	-	x	x	x	x
Auto leasing, truck and trailer rentals	-	-	-	x	x	-	x
Auto parts sales (no servicing)	-	-	-	x	x	x	x
Auto sales, including autos, trucks, motorcycles, boats and other motorized vehicles, conducted entirely within an enclosed building	-	-	-	x	x	x	x

Uses	Zone						
	U-R	O-S	P-QP	C-H	C-G	C-C	C-S
Auto sales, service and repair, new and used, includes boat, motorcycle, RV, trailer and trucks, and repair garages (not conducted within an enclosed building)	-	-	-	x	x	-	x
Auto and truck service stations	-	-	-	x	x	-	x
Bakeries	-	-	-	-	x	x	x
Barber and beauty shops	-	-	-	-	x	x	x
Bars, cocktail lounges and taverns	-	-	-	b	b	b	b
Boarding and rooming houses	-	-	-	-	a	a	-
Bowling alleys	-	-	-	-	b	b	b
Building materials sales yard	-	-	-	-	-	-	b
Cabinet, carpenter and woodworking shops	-	-	-	-	-	-	b
Cafes, coffee shops and restaurants, except drive-in, fast food, self-service and take out restaurants	-	-	-	x	x	x	x
Catering trucks and mobile food vendors (subject to standards contained in Section 17.68.100)				<u>b</u>	<u>b</u>	<u>b</u>	<u>b</u>
Cardrooms	-	-	-	-	b	b	b
Cargo containers (to be used for storage) subject to standards contained in Section 17.68.110	a-r	a-r	a-r	a-r	a-r	a-r	a-r
Car washes	-	-	-	b	b	-	b
Cemeteries, crematories and columbariums	b	b	b	-	-	-	-
Churches	b	-	b	-	b	b	b
Clothes cleaning and laundry pick up	-	-	-	-	b	b	b
Commercial recreation facilities, other than those listed in Table 2	-	-	b	b	b	-	b
Communication and public utility service facilities	-	-	-	b	b	-	b
Dance halls	-	-	-	-	b	b	b

Uses	Zone						
	U-R	O-S	P-QP	C-H	C-G	C-C	C-S
Drive-in, drive-thru or drive-up businesses, including, but not limited to fast food, beverage, financial institutions, pharmacies and similar businesses	-	-	-	b	b	<u>b</u>	b
Drive-in theaters	b	-	-	-	-	-	-
Drug stores and pharmacies	-	-	-	x	a-r	x	a-r
Electrical sales, service and supply	-	-	-	-	a-r	-	a-r
Equipment rental	-	-	-	-	-	-	b
Farm supply and implement sales and service	-	-	-	-	-	-	b
Film processing pick-up stations	-	-	-	a-r	a-r	-	a-r
Financial institutions	-	-	-	x	x	x	x
Fire extinguisher sales and service	-	-	-	-	-	-	x
Florists	-	-	-	a-r	a-r	a-r	a-r
Food and grocery stores	-	-	-	x	x	x	x
Funeral homes and mortuaries	-	-	-	-	x	x	x
Gift shops	-	-	-	a-r	a-r	a-r	a-r
Glass sales, service and supply	-	-	-	-	x	-	x
Golf courses, golf driving ranges	b	b	b	-	-	-	-
Hardware stores	-	-	-	x	x	-	x
Heating and air conditioning sales, service and supply	-	-	-	-	b	-	x
Heliports	b	b	b	-	-	-	-
Hospitals	-	-	b	-	b	b	b
Hotels and motels	-	-	-	b	b	b	b
Hydraulic equipment, well drilling sales service and supply	-	-	-	-	-	-	b
Laundry-self serve	-	-	-	x	x	x	x
Laundry, dry cleaning plants	-	-	-	-	-	-	b
Liquor sales, on and off sale	-	-	-	b	b	b	b
Locksmiths	-	-	-	a-r	a-r	a-r	a-r
Machine shops	-	-	-	-	-	-	b
Medical and dental clinics	-	-	-	-	x	x	x
Medical marijuana clinics	-	-	-	-	-	-	-
Medical laboratories	-	-	-	-	x	x	x
Mini-storage facilities	-	-	-	-	-	-	b
Miniature golf	-	-	-	b	b	-	b
Multi-use developments	-	-	-	-	g	g	g

Uses	Zone						
	U-R	O-S	P-QP	C-H	C-G	C-C	C-S
Offices (professional or commercial)	-	-	x	x	x	x	x
Opticians	-	-	-	a-r	a-r	a-r	a-r
Palm readers, fortune tellers, hypnotists and similar personal service providers				b	b	b	b
Parking facilities, including truck parking and park and ride lots	-	-	c	c	c	-	c
Parking facilities, off site	-	-	a-r	a-r	a-r	b	a-r
Passenger terminals	-	-	-	b	b	b	b
Pipe sales, service and supply	-	-	-	-	-	-	b
Plant nurseries and green houses	-	-	-	-	x	-	x
Plumbing sales, service and supply	-	-	-	x	x	x	x
Pool halls	-	-	-	-	b	b	b
Pool service and supply	-	-	-	-	x	-	x
Prescription pharmacies	-	-	-	a-r	a-r	a-r	a-r
Produce stands	c	-	-	-	b	-	b
Public and private schools	-	-	x	-	x	x	x
Public and quasi-public buildings and uses appropriate to the area	x	x	x	x	x	x	x
Public scales	-	-	-	x	-	-	b
Pump sales, service and supply	-	-	-	-	-	-	b
Recreational vehicle and boat storage	-	-	-	-	-	-	b
Research and development facilities	-	-	-	-	-	-	b
Retail stores and shops	-	-	-	a-r	a-r	a-r	a-r
Sewage ponds, storm drainage basins	b	b	b	-	-	-	-
Shopping centers	-	-	-	x(1)	x(1)	x(1)	x(1)
Skating rinks	-	-	-	-	b	-	b
Smoke shops and tobacco shops				b	b	b	b
Social halls, lodges, fraternal organizations and clubs	-	-	-	-	x	x	x
Swimming, tennis and racquetball clubs, health clubs	-	-	-	-	x	x	x
Tattoo and piercing shops				b	b	b	b
Taxicab service	-	-	-	-	x	-	x

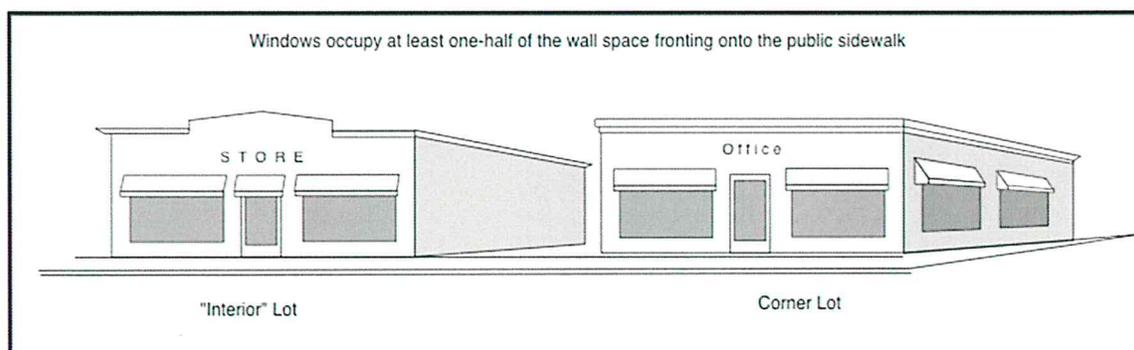
Uses	Zone						
	U-R	O-S	P-QP	C-H	C-G	C-C	C-S
Technical, trade and craft schools and studios	-	-	x	-	x	x	x
Temporary construction storage yards	c	c	c	c	c	c	c
Temporary outdoor uses	-	-	f	f	f	f	f
Theaters	-	-	-	b	b	b	b
Tire recapping	-	-	-	x	x	-	x
Travel trailer parks and overnight Campgrounds	b	b	-	-	-	-	-
Variety stores	-	-	-	a-r	a-r	a-r	a-r
Veterinary offices and clinics	-	-	-	-	b	b	x
Video game centers	-	-	-	x	x	x	x
Video games when incidental to a permitted use	-	-	-	c	c	c	c
Welding shops	-	-	-	-	-	-	b
Wholesale and distributing businesses	-	-	-	-	-	-	x
Upholstery	-	-	-	-	x	-	x
Janitorial service	-	-	-	-	-	-	x
Video movie rental shops	-	-	-	x	x	x	x
Thrift shops, used merchandise stores	-	-	-	-	a-r	a-r	a-r
Key to Land Use Table:							
a. Conditional use permit required if for more than six guests, persons or dwelling units							
a-r. Administrative Site Plan Review required: See Section 17.72.051							
b. Conditional use permit required. See Section 17.96							
c. Accessory use, incidental to principal use.							
d. Conditional use permit required if abutting any residential zone.							
e. Conditional use permit is required for any use containing 10,000 square feet or more of building or outdoor storage area, even if such a development is listed as an allowable or permitted use in a particular zoning district.							
f. Temporary Outdoor Uses: See Section 17.56.040 for specific requirements							
g. Conditional use permit required. A list of permitted uses may be approved with the use permit							
x. Permitted use. Site Plan Review is required for new construction							
x(1) Shopping centers larger than 20 acres requires a Conditional Use Permit. See Section 17.96							

Section 2. Subsection 17.42.050 (CC Zone Performance Standards) is amended as follows:

17.42.050 Performance standards

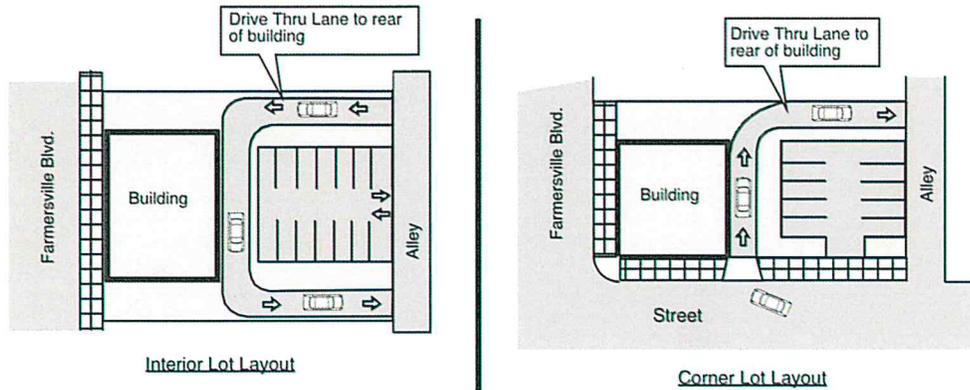
- A. All new uses shall comply with requirements of the Farmersville Design Guidelines.
- B. At least one-half of building walls adjoining the public sidewalk shall feature display windows ((see Exhibit 17.42-b).

Exhibit 17-42 b
Window Standards



- C. On-site parking shall be located to the rear or to the side of the building.
- D. Drive thru lanes and windows may be allowed by Conditional Use Permit subject to the following design standards (see also Exhibit 17-42c):**
- 1. Drive thru lanes are permitted only to the rear of buildings and in no case shall they be located in front of a building or between a building and the street, except that drive thru lanes may be permitted to the interior side of buildings when a location to the rear of a building is not feasible. Further, drive thru lanes shall not be permitted on corner lots along the street side property line. In general drive thru lanes shall be designed to channel vehicles to and from the alley (or side street).**

Exhibit 17-42c: Preferred Drive Thru Designs



- 2. Drive thru lanes shall be designed to preclude vehicles stacking onto the street or alley. Drive thrus shall be designed to provide room for at least four vehicles in the lane before the order speaker or window, and space for two additional vehicles before the pickup window.**
- 3. Drive thru windows shall cease operations no later than 10 pm.**
- 4. For drive-thru lanes that channel vehicles to and from an alley, the City may require improvements to the alley in order to accommodate increased use.**
- 5. To reduce the visual impact of drive thru lanes the City may require additional aesthetic treatments, including but not limited to screening walls and fences, landscaping, overhead decorative arbors, street furniture or a combination of these.**

E. D. All uses or activities shall be conducted wholly within completely enclosed buildings, except for temporary outdoor uses, or where in the opinion of the zoning administrator the use is incidental to a principal use on the premises and the proposed outside use is in character and harmony with the surrounding area. When a commercial use is not conducted entirely within a building, the site shall be fenced with six foot solid wood or masonry fence as required by the zoning administrator.

F. E. All uses adjacent to residential zones shall be located, oriented and designed so as to be compatible with said residential zones.

G. F. Solid fencing six feet high and landscaping adequate to screen development from adjacent residential zones along rear and side property lines shall be installed.

H. G. Maximum noise level at property lines not to exceed 65 decibels (dBA) day and night levels (Ldn).

I. H. Outside storage of solid wastes and containers for solid waste, containers, merchandise, or other items or goods awaiting pickup, sale, or other disposition shall be prohibited except where screened to the satisfaction of the planning commission or the zoning administrator.

I. I. Hours of operation (open to public) shall not begin before six a.m. nor extend beyond 11 p.m. Exceptions may be permitted as provided for in Chapter 17.100.

K. J. Light sources shall be directed and shielded as to not illuminate surrounding residential areas.

Section 3. This ordinance shall take effect thirty days after its adoption.

Section 4. The City Clerk is authorized and directed to cause this ordinance to be codified after its adoption.

Section 5. The City Clerk is further authorized and directed to cause this ordinance or a summary of this ordinance to be published once in a newspaper of general circulation published and circulated in the City of Farmersville within 15 days after its adoption. If a summary of this ordinance is published, then the City Clerk also shall cause a summary of the proposed ordinance to be published and a certified copy of the full text of the proposed ordinance to be posted in the office of the City Clerk at least five days prior to the Council's meeting at which the ordinance is adopted and again after the meeting at which the ordinance is adopted. The summary shall be approved by the City Attorney.

The foregoing Ordinance No. 475 was introduced at a regular meeting of the City Council of the City of Farmersville on the 23rd day of May, 2016, and was passed and adopted at a regular meeting of the City Council on the _____ day of _____, 2016, by the following vote:

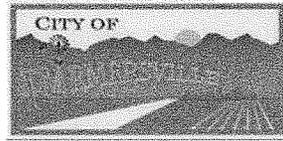
AYES:
NOES:
ABSTAIN:
ABSENT:

APPROVED:

Greg Gomez, Mayor
City of Farmersville

ATTEST:

City Clerk Pro Tem
City of Farmersville



City Council

Staff Report

TO: Honorable Mayor and City Council

FROM: John Jansons, City Manager *JJ*

DATE: May 23, 2016

SUBJECT: Conduct a Public Hearing, and Waive First Reading and Introduce by Title Only of Draft Ordinance #472 Establishing Certain Speed Limits within the City Limits of Farmersville, CA and rescind Ordinance #447 (2010).

RECOMMENDED ACTION:

It is respectfully recommended that the City Council:

- 1) Conduct a Public Hearing,
- 2) Waive first reading of draft Ordinance #472, and introduce by Title only.
- 3) Advance draft Ordinance #472 for adoption as presented or amended by Council, which will rescind Ordinance 442 which previously established certain speed limits in 2010.

BACKGROUND:

On April 25, 2015 the City Council was presented with the draft findings of a Speed Survey (the "Report") performed by the City's contract engineers, Quad Knopf. As a result of the presentation by the City Engineer, and discussion and resulting direction of the City Council, this item is being returned to City Council in final form with no changes to existing posted speed limits.

Draft Ordinance #472 (**Attachment 1**), upon final adoption by Council, will codify the updated speed limits as per the Report, (**Attachment 2**), into Farmersville Municipal Code, and rescind previous Ordinance #442 (**Attachment 3**) which last set speed limits in 2010.

Introduction:

Chapter 7 of Division 11 of the California Vehicle Code (CVC) deals with speed laws. Specific sections of the CVC regarding definitions, guidelines, and regulations can be found in Appendix A of the Report. Basically, it indicates that prima facie speed limits on local streets are 25 miles per hour (mph) in residential and business districts and are 65 mph at all other locations. However, a maximum speed limit of 55 mph is imposed on two-lane, undivided highways unless posted for a higher speed limit. The CVC also provides for intermediate speed limits. In CVC Section 22357, it indicates that whenever a local authority determines "... upon the basis of an engineering and

traffic survey, that a speed greater than 25 miles per hour would facilitate the orderly movement of vehicular traffic and would be reasonable and safe... (it) ... may by ordinance determine and declare a prima facie speed limit of 30, 35, 40, 45, 50, 55, 60 miles per hour, or a maximum speed limit of 65 miles per hour, whichever is found most appropriate to facilitate the orderly movement of traffic and is reasonable and safe."

Similarly, CVC Sections 22358, 22358.3, and 22358.4 allow a local authority to reduce, by ordinance, those sections that are automatically 65 (or 55) mph to limits as low as 25 mph (20 or 15 mph if certain special conditions are present) on the basis of an engineering and traffic survey and the determination that the resulting speeds will be reasonable and safe.

Additionally, a "speed trap" must be avoided when establishing prima facie speed limits as indicated in CVC Section 40802. Said Section 40802, "Speed Traps," indicates that prima facie speed limits must be justified by an engineering and traffic survey conducted within five years prior to the data of the alleged violation when enforcement of the speed limit involves the use of radar or any other electronic device that measures the speed of moving objects. However, this does not apply to a local street, road, or school zone.

As indicated previously, a local authority may establish intermediate speed limits upon the basis of an engineering and traffic survey. Per CVC Section 627, an engineering and traffic survey shall include consideration of all of the following:

1. Prevailing speeds as determined by traffic engineering measurements.
2. Collision records.
3. Highway, traffic, and roadside conditions not readily apparent to the driver.

Based on the above, the City of Farmersville, in an effort to reevaluate established speed limits on their roadways, retained Quad Knopf, Inc. to perform an engineering and traffic survey for thirteen (13) speed zones city-wide. One location needs to be completed in the future due to on-going construction at the time the speed surveys were conducted. Figure 1 shows the existing roadway segments and posted speed limits, and highlights the roadways surveyed in February 2016. It should be noted that the existing City ordinance shows two speed limit segments on Visalia Road; one from Virginia Avenue to Farmersville Boulevard and the other from Farmersville Boulevard to Brundage Avenue. However, Visalia Road is currently signed as three separate posted speed limit segments. Therefore, these three segments were surveyed for this study.

DISCUSSION:

The requirement of this engineering and traffic survey was to reevaluate the established speed zones of major roadways in the City of Farmersville and to recommend appropriate speed limits for each of these roadway segments consistent with the laws and practices of the State of California. Speed zone surveys were conducted, as part of the engineering and traffic survey, along twelve street segments in the City. One additional segment will be completed in the future after on-going construction is completed. A sufficient number of road segments were studied to ensure that street sections having unique characteristics were individually surveyed.

Data Collection:

Quad Knopf collected field data February 22 - 24, 2016. Data for each zone was collected using a radar traffic speed meter. Each of the radar speed checks was made by consultant personnel from an inconspicuously parked, unmarked vehicle. An effort was made to ensure that the presence of the vehicle in no way affected the speed of the traffic being surveyed. Prior to each use, the radar meter's digitally displayed output was tested in compliance with the unit's Operator's Manual, using both the internal circuit test procedure and the external system check

utilizing the accompanying certified tuning fork. Copies of the Certificates of Accuracy for both the radar meter and the turning fork are reproduced as Appendix B of the Report.

Field information was recorded on the Vehicle Speed Survey Sheet shown in Figure 2 of the Report. In order to obtain a significant sample in each location, either one or the other of the following two survey techniques was employed: along sections of highway where traffic flows freely, only the lead vehicles of groups or vehicles traveling alone were recorded

The data evaluated for each roadway segment includes the existing posted speed limit, the observed and measured prevailing vehicle speeds, and an inventory of any special physical characteristics of the roadway and adjacent development, and review of a two-year traffic collision history. This information is listed in Table 1 of the Report as follows:

1. The roadway name.
2. The limits of the speed zone study.
3. The traffic collision history.
4. Acknowledgment of any special highway, roadside or traffic conditions not readily apparent to the driver that might justify a reduction in the normally applicable speed zone.
5. The existing speed limit.
6. The average speed as determined by computer analysis of the observed and measured vehicle speeds.
7. The critical (85th-percentile) speed as determined by computer analysis of the observed and measured vehicle speeds.
8. The pace speed as determined by computer analysis of the observed and measured vehicle speeds.
9. The determined speed limit based on the critical speed only.
10. The recommended speed limit based on assessment of the study findings and the noted vehicle code requirements for establishment of a speed zone. The recommended speed limit may include a 5 mph decrease where the 85th-percentile speed would require rounding up as indicated in Option 2 on Page 9. It may also include a 5 mph decrease to account for collision history and special roadway conditions not readily apparent to the driver.

Additionally, recommended speed limits are shown graphically in Figure 4. Of the 13 speed zones identified, 12 are recommended to remain at their existing posted speed limit. One location needs to be completed once construction in the area has been completed.

COORDINATION AND REVIEW:

The recommended action has been coordinated and review with the City Council, City Attorney, and Public Works Department.

This proposed Ordinance was publicly noticed in the Visalia Times-Delta on May 13, 2016.

Environmental Review:

The City Council may hereby find that this proposed ordinance is not subject to review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines sections 15060(c)(2) [the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment] and 15061(b)(3) [there is no possibility the activity in question may have a significant effect on the environment].

FISCAL IMPACT:

None

CONCLUSION:

It is respectfully recommended that the City Council:

- 1) Conduct a Public Hearing,
- 2) Waive first reading of draft Ordinance #472, and introduce by Title only, and
- 3) Advance draft Ordinance #472 for adoption as presented which will rescind Ordinance #447 which previously established certain speed limits in 2010.

ATTACHMENTS: 1) draft Ordinance 472,
2) Speed Survey Report, and
3) Ordinance 442 (2010).

Recommended By:



John Jansons
City Manager

DRAFT

CITY OF FARMERSVILLE

ORDINANCE NO. 472

AN ORDINANCE ADJUSTING THE SPEED LIMITS OF MOTOR VEHICLES ON CERTAIN STREETS IN THE CITY OF FARMERSVILLE PRSUANT TO THE PROVISIONS OF SECTION 22357 OF THE VEHICLE CODE OF THE STATE OF CALIFORNIA

THE CITY COUNCIL OF THE CITY OF FARMERSVILLE, COUNTY OF TULARE, STATE OF CALIFORNIA, DOES ORDAIN AS FOLLOWS:

SECTION 1. The City Council of the City of Farmersville determines upon basis of an engineering and traffic survey that speeds different than existing speeds would better facilitate the orderly movement of vehicular traffic and would be reasonable and safe upon the following streets of Farmersville at the following speed limits, in miles per hour (MPH):

1. Noble Avenue: from Road 156 to Farmersville Boulevard – Not surveyed due to construction, no change proposed, remains at 40 MPH,
2. Walnut Avenue: from Road 156 to Farmersville Boulevard, remains 50 MPH,
3. Walnut Avenue: from Farmersville Boulevard to Road 168, remains 50 MPH,
4. Petunia Street: from Ventura Avenue to Farmersville Blvd. remains 35 MPH,
5. Front Street: from Virginia Avenue and Farmersville Boulevard, remains 35 MPH,
6. Visalia Road: from Virginia Avenue to Shasta Avenue, remains 45 MPH,
7. Visalia Road: from Shasta Avenue to Larry Street, remains 35 MPH,
8. Visalia Road: from Larry Street to Brundage Avenue, remains at 45 MPH,
9. Ventura Avenue: from Walnut Avenue to Petunia Street, remains 25 MPH,
10. Farmersville Boulevard: from Noble Avenue to Walnut Avenue, remains 50 MPH,
11. Farmersville Boulevard: from Walnut Avenue to Front Street, remains 35 MPH,
12. Farmersville Boulevard: from Front Street to Visalia Road, remains 35 MPH
13. Farmersville Boulevard: from Visalia Road and Tulare Street, remains 45 MPH

SECTION 2. The provisions of this Ordinance shall not apply to any 25 miles per hour prima facie limit that is applicable when passing a school building or the grounds thereof.

SECTION 3. Upon the erection of appropriate signs giving notice of the speed limit permitted by this ordinance on the streets mentioned herein, and after June 24th,

2016, this ordinance will become effective, and the maximum speed mentioned herein permitted.

SECTION 4. This Ordinance rescinds Ordinance No. 447 “an ordinance Adjusting Speed Limits of Motor Vehicles on Certain Streets in the City of Farmersville Pursuant to the Provisions of Section 223577 of the Vehicle Code of the State of California” adopted on May 23rd, 2016.

SECTION 5. That the City Council hereby finds that this proposed ordinance is not subject to review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines sections 15060(c)(2) [the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment] and 15061(b)(3) [there is no possibility the activity in question may have a significant effect on the environment].

SECTION 6. The City Clerk of the City of Farmersville is ordered to post copies of this Ordinance in three (3) public places in the City of Farmersville within fifteen (15) days after passage of this ordinance.

Passed and adopted at the regular meeting of the City Council of the City of Farmersville held on the 23rd day of May, 2016 by the following votes:

AYES:

NOES:

ABSTENTION

ABSENT:

Gregorio Gomez, Mayor

ATTEST:

Paul Boyer, City Clerk Pro Tem

Draft

ORDINANCE NO. 475

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FARMERSVILLE AMENDING TITLE 17 OF THE FARMERSVILLE MUNICIPAL CODE RELATING TO ESTABLISHING A PROCESS AND STANDARDS TO ALLOW DRIVE THRU LANES AND WINDOWS IN THE CENTRAL COMMERCIAL ("CC") ZONE.

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

Section 1. Subsection 17.56 (Commercial Land Use Table) of the Farmersville Municipal Code is amended as follows:

Chapter 17.56
COMMERCIAL LAND USE TABLE

17.56.020 Table 2--Permitted uses. To determine in which zone a specific use is allowed:

- A. Find the use in the left hand column.
- B. Read across the table until either a "letter" or an "x" appears in one of the columns.
- C. If a letter appears this means that the use is allowed in the zone represented by that column, but only if certain conditions are complied with. The conditions applicable to that use are those corresponding to the letter listed in Section 17.56.030.
- D. If an "x" appears in a column the use is allowed in the zone represented by that column without being subject to any of the conditions listed in Section 17.56.030. Site Plan Review is required.
- E. A Conditional Use Permit is required for any permitted use involving 10,000 square feet or more of new building or outdoor storage area.
- F. If neither a "letter" nor an "x" appears in a column, the use is not allowed in the zone represented by that column.
- G. The planning commission shall interpret the appropriate zone for any land use not specifically listed in the table, based on a finding of consistency with the purpose of the zone and that use is of the same general character as that of the uses permitted in that zone.

TABLE 2
COMMERCIAL LAND USES

Uses	Zone						
	U-R	O-S	P-QP	C-H	C-G	C-C	C-S
Above ground storage tanks for flammable or combustible fluids	b	b	-	b	b	b	b
Accessory buildings and uses customarily appurtenant to a permitted use	a-r	a-r	a-r	a-r	a-r	a-r	a-r
Adult oriented business	-	-	-	=	-	-	b
b							
Agricultural uses, and structures, general, except commercial animal slaughter	x	-	-	=	-	-	-
Airports	b	-	b	=	-	-	-
Ambulance service	-	-	b	=	b	-	b
b							
b							
Appliance sales, service and supply	-	-	-	x	x	x	x
Auto leasing, truck and trailer rentals	-	-	-	x	x	-	x
Auto parts sales (no servicing)	-	-	-	x	x	x	x
Auto sales, including autos, trucks, motorcycles, boats and other motorized vehicles, conducted entirely within an enclosed building	-	-	-	x	x	x	x

Uses	Zone						
	U-R	O-S	P-QP	C-H	C-G	C-C	C-S
Auto sales, service and repair, new and used, includes boat, motorcycle, RV, trailer and trucks, and repair garages (not conducted within an enclosed building)	-	-	-	x	x	-	x
Auto and truck service stations	-	-	-	x	x	-	x
Bakeries	-	-	-	-	x	x	x
Barber and beauty shops	-	-	-	-	x	x	x
Bars, cocktail lounges and taverns	-	-	-	b	b	b	b
Boarding and rooming houses	-	-	-	-	a	a	-
Bowling alleys	-	-	-	-	b	b	b
Building materials sales yard	-	-	-	-	-	-	b
Cabinet, carpenter and woodworking shops	-	-	-	-	-	-	b
Cafes, coffee shops and restaurants, except drive-in, fast food, self-service and take out restaurants	-	-	-	x	x	x	x
Catering trucks and mobile food vendors (subject to standards contained in Section 17.68.100)				<u>b</u>	<u>b</u>	<u>b</u>	<u>b</u>
Cardrooms	-	-	-	-	b	b	b
Cargo containers (to be used for storage) subject to standards contained in Section 17.68.110	a-r	a-r	a-r	a-r	a-r	a-r	a-r
Car washes	-	-	-	b	b	-	b
Cemeteries, crematories and columbariums	b	b	b	-	-	-	-
Churches	b	-	b	-	b	b	b
Clothes cleaning and laundry pick up	-	-	-	-	b	b	b
Commercial recreation facilities, other than those listed in Table 2	-	-	b	b	b	-	b
Communication and public utility service facilities	-	-	-	b	b	-	b
Dance halls	-	-	-	-	b	b	b

Uses	Zone						
	U-R	O-S	P-QP	C-H	C-G	C-C	C-S
Drive-in, drive-thru or drive-up businesses, including, but not limited to fast food, beverage, financial institutions, pharmacies and similar businesses	-	-	-	b	b	b	b
Drive-in theaters	b	-	-	-	-	-	-
Drug stores and pharmacies	-	-	-	x	a-r	x	a-r
Electrical sales, service and supply	-	-	-	-	a-r	-	a-r
Equipment rental	-	-	-	-	-	-	b
Farm supply and implement sales and service	-	-	-	-	-	-	b
Film processing pick-up stations	-	-	-	a-r	a-r	-	a-r
Financial institutions	-	-	-	x	x	x	x
Fire extinguisher sales and service	-	-	-	-	-	-	x
Florists	-	-	-	a-r	a-r	a-r	a-r
Food and grocery stores	-	-	-	x	x	x	x
Funeral homes and mortuaries	-	-	-	-	x	x	x
Gift shops	-	-	-	a-r	a-r	a-r	a-r
Glass sales, service and supply	-	-	-	-	x	-	x
Golf courses, golf driving ranges	b	b	b	-	-	-	-
Hardware stores	-	-	-	x	x	-	x
Heating and air conditioning sales, service and supply	-	-	-	-	b	-	x
Heliports	b	b	b	-	-	-	-
Hospitals	-	-	b	-	b	b	b
Hotels and motels	-	-	-	b	b	b	b
Hydraulic equipment, well drilling sales service and supply	-	-	-	-	-	-	b
Laundry-self serve	-	-	-	x	x	x	x
Laundry, dry cleaning plants	-	-	-	-	-	-	b
Liquor sales, on and off sale	-	-	-	b	b	b	b
Locksmiths	-	-	-	a-r	a-r	a-r	a-r
Machine shops	-	-	-	-	-	-	b
Medical and dental clinics	-	-	-	-	x	x	x
Medical marijuana clinics	-	-	-	-	-	-	-
Medical laboratories	-	-	-	-	x	x	x
Mini-storage facilities	-	-	-	-	-	-	b
Miniature golf	-	-	-	b	b	-	b
Multi-use developments	-	-	-	-	g	g	g

Farmersville City Council
Ordinance 475
Zoning Ordinance Amendment 2016-01
Page 5 of 10

Uses	Zone						
	U-R	O-S	P-QP	C-H	C-G	C-C	C-S
Offices (professional or commercial)	-	-	x	x	x	x	x
Opticians	-	-	-	a-r	a-r	a-r	a-r
Palm readers, fortune tellers, hypnotists and similar personal service providers				b	b	b	b
Parking facilities, including truck parking and park and ride lots	-	-	c	c	c	-	c
Parking facilities, off site	-	-	a-r	a-r	a-r	b	a-r
Passenger terminals	-	-	-	b	b	b	b
Pipe sales, service and supply	-	-	-	-	-	-	b
Plant nurseries and green houses	-	-	-	-	x	-	x
Plumbing sales, service and supply	-	-	-	x	x	x	x
Pool halls	-	-	-	-	b	b	b
Pool service and supply	-	-	-	-	x	-	x
Prescription pharmacies	-	-	-	a-r	a-r	a-r	a-r
Produce stands	c	-	-	-	b	-	b
Public and private schools	-	-	x	-	x	x	x
Public and quasi-public buildings and uses appropriate to the area	x	x	x	x	x	x	x
Public scales	-	-	-	x	-	-	b
Pump sales, service and supply	-	-	-	-	-	-	b
Recreational vehicle and boat storage	-	-	-	-	-	-	b
Research and development facilities	-	-	-	-	-	-	b
Retail stores and shops	-	-	-	a-r	a-r	a-r	a-r
Sewage ponds, storm drainage basins	b	b	b	-	-	-	-
Shopping centers	-	-	-	x(1)	x(1)	x(1)	x(1)
Skating rinks	-	-	-	-	b	-	b
Smoke shops and tobacco shops				b	b	b	b
Social halls, lodges, fraternal organizations and clubs	-	-	-	-	x	x	x
Swimming, tennis and racquetball clubs, health clubs	-	-	-	-	x	x	x
Tattoo and piercing shops				b	b	b	b
Taxicab service	-	-	-	-	x	-	x

Uses	Zone						
	U-R	O-S	P-QP	C-H	C-G	C-C	C-S
Technical, trade and craft schools and studios	-	-	x	-	x	x	x
Temporary construction storage yards	c	c	c	c	c	c	c
Temporary outdoor uses	-	-	f	f	f	f	f
Theaters	-	-	-	b	b	b	b
Tire recapping	-	-	-	x	x	-	x
Travel trailer parks and overnight Campgrounds	b	b	-	-	-	-	-
Variety stores	-	-	-	a-r	a-r	a-r	a-r
Veterinary offices and clinics	-	-	-	-	b	b	x
Video game centers	-	-	-	x	x	x	x
Video games when incidental to a permitted use	-	-	-	c	c	c	c
Welding shops	-	-	-	-	-	-	b
Wholesale and distributing businesses	-	-	-	-	-	-	x
Upholstery	-	-	-	-	x	-	x
Janitorial service	-	-	-	-	-	-	x
Video movie rental shops	-	-	-	x	x	x	x
Thrift shops, used merchandise stores	-	-	-	-	a-r	a-r	a-r

Key to Land Use Table:

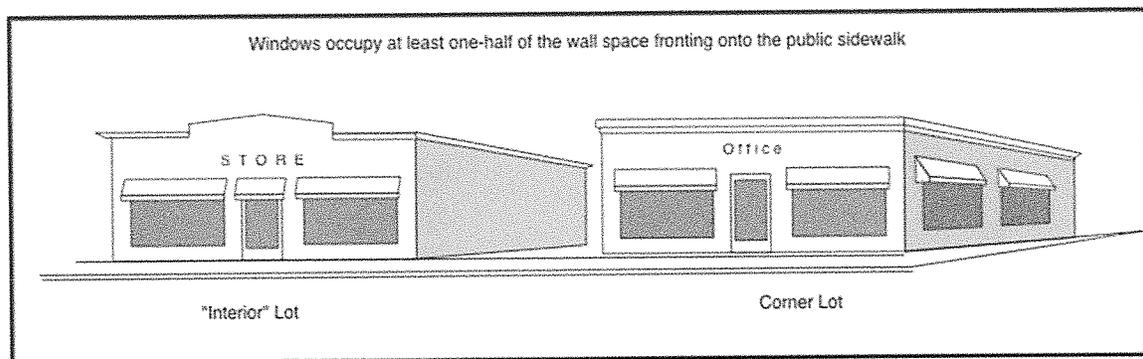
- a. Conditional use permit required if for more than six guests, persons or dwelling units
- a-r. Administrative Site Plan Review required: See Section 17.72.051
- b. Conditional use permit required. See Section 17.96
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- d. Conditional use permit required if abutting any residential zone.
- e. Conditional use permit is required for any use containing 10,000 square feet or more of building or outdoor storage area, even if such a development is listed as an allowable or permitted use in a particular zoning district.
- f. Temporary Outdoor Uses: See Section 17.56.040 for specific requirements
- g. Conditional use permit required. A list of permitted uses may be approved with the use permit
- x. Permitted use. Site Plan Review is required for new construction
- x(1) Shopping centers larger than 20 acres requires a Conditional Use Permit. See Section 17.96

Section 2. Subsection 17.42.050 (CC Zone Performance Standards) is amended as follows:

17.42.050 Performance standards

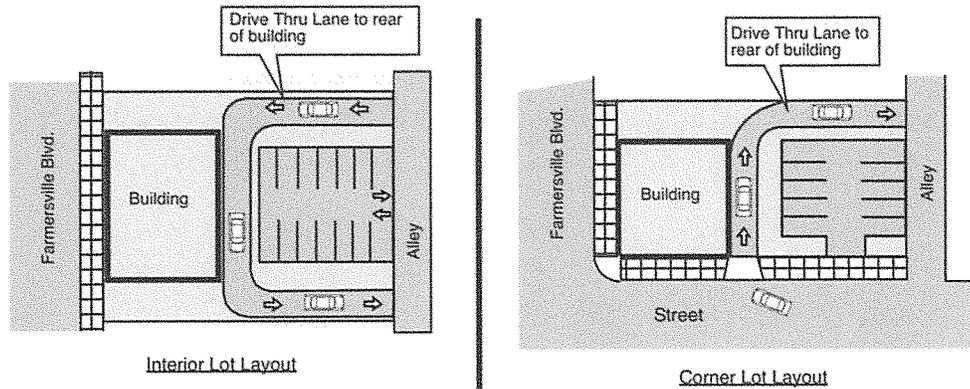
- A. All new uses shall comply with requirements of the Farmersville Design Guidelines.
- B. At least one-half of building walls adjoining the public sidewalk shall feature display windows ((see Exhibit 17.42-b).

Exhibit 17-42 b
Window Standards



- C. On-site parking shall be located to the rear or to the side of the building.
- D. Drive thru lanes and windows may be allowed by Conditional Use Permit subject to the following design standards (see also Exhibit 17-42c):**
- 1. Drive thru lanes are permitted only to the rear of buildings and in no case shall they be located in front of a building or between a building and the street, except that drive thru lanes may be permitted to the interior side of buildings when a location to the rear of a building is not feasible. Further, drive thru lanes shall not be permitted on corner lots along the street side property line. In general drive thru lanes shall be designed to channel vehicles to and from the alley (or side street).**

Exhibit 17-42c: Preferred Drive Thru Designs



- 2. Drive thru lanes shall be designed to preclude vehicles stacking onto the street or alley. Drive thrus shall be designed to provide room for at least four vehicles in the lane before the order speaker or window, and space for two additional vehicles before the pickup window.**
- 3. Drive thru windows shall cease operations no later than 10 pm.**
- 4. For drive-thru lanes that channel vehicles to and from an alley, the City may require improvements to the alley in order to accommodate increased use.**
- 5. To reduce the visual impact of drive thru lanes the City may require additional aesthetic treatments, including but not limited to screening walls and fences, landscaping, overhead decorative arbors, street furniture or a combination of these.**

E. D. All uses or activities shall be conducted wholly within completely enclosed buildings, except for temporary outdoor uses, or where in the opinion of the zoning administrator the use is incidental to a principal use on the premises and the proposed outside use is in character and harmony with the surrounding area. When a commercial use is not conducted entirely within a building, the site shall be fenced with six foot solid wood or masonry fence as required by the zoning administrator.

F. E. All uses adjacent to residential zones shall be located, oriented and designed so as to be compatible with said residential zones.

G. F. Solid fencing six feet high and landscaping adequate to screen development from adjacent residential zones along rear and side property lines shall be installed.

H. G. Maximum noise level at property lines not to exceed 65 decibels (dBA) day and night levels (Ldn).

I. H. Outside storage of solid wastes and containers for solid waste, containers, merchandise, or other items or goods awaiting pickup, sale, or other disposition shall be prohibited except where screened to the satisfaction of the planning commission or the zoning administrator.

J. I. Hours of operation (open to public) shall not begin before six a.m. nor extend beyond 11 p.m. Exceptions may be permitted as provided for in Chapter 17.100.

K. J. Light sources shall be directed and shielded as to not illuminate surrounding residential areas.

Section 3. This ordinance shall take effect thirty days after its adoption.

Section 4. The City Clerk is authorized and directed to cause this ordinance to be codified after its adoption.

Section 5. The City Clerk is further authorized and directed to cause this ordinance or a summary of this ordinance to be published once in a newspaper of general circulation published and circulated in the City of Farmersville within 15 days after its adoption. If a summary of this ordinance is published, then the City Clerk also shall cause a summary of the proposed ordinance to be published and a certified copy of the full text of the proposed ordinance to be posted in the office of the City Clerk at least five days prior to the Council's meeting at which the ordinance is adopted and again after the meeting at which the ordinance is adopted. The summary shall be approved by the City Attorney.

The foregoing Ordinance No. 475 was introduced at a regular meeting of the City Council of the City of Farmersville on the 23rd day of May, 2016, and was passed and adopted at a regular meeting of the City Council on the _____ day of _____, 2016, by the following vote:

AYES:
NOES:
ABSTAIN:
ABSENT:

APPROVED:

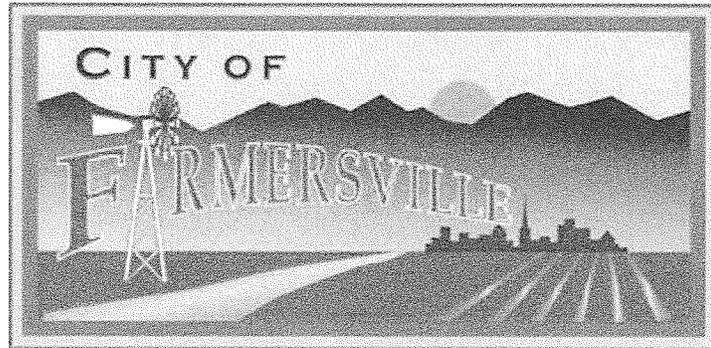
Greg Gomez, Mayor
City of Farmersville

ATTEST:

City Clerk Pro Tem
City of Farmersville

CITY-WIDE SPEED ZONE STUDIES

CITY OF FARMERSVILLE



May 2016



Quad Knopf

CITY-WIDE SPEED ZONE STUDIES

CITY OF FARMERSVILLE

Prepared for:
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May 2016

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CHAPTER 1 INTRODUCTION

Chapter 7 of Division 11 of the California Vehicle Code (CVC) deals with speed laws. Specific sections of the CVC regarding definitions, guidelines, and regulations can be found in Appendix A. Basically, it indicates that prima facie speed limits on local streets are 25 miles per hour (mph) in residential and business districts and are 65 mph at all other locations. However, a maximum speed limit of 55 mph is imposed on two-lane, undivided highways unless posted for a higher speed limit. The CVC also provides for intermediate speed limits. In CVC Section 22357, it indicates that whenever a local authority determines "... upon the basis of an engineering and traffic survey, that a speed greater than 25 miles per hour would facilitate the orderly movement of vehicular traffic and would be reasonable and safe... (it) ... may by ordinance determine and declare a prima facie speed limit of 30, 35, 40, 45, 50, 55, 60 miles per hour, or a maximum speed limit of 65 miles per hour, whichever is found most appropriate to facilitate the orderly movement of traffic and is reasonable and safe."

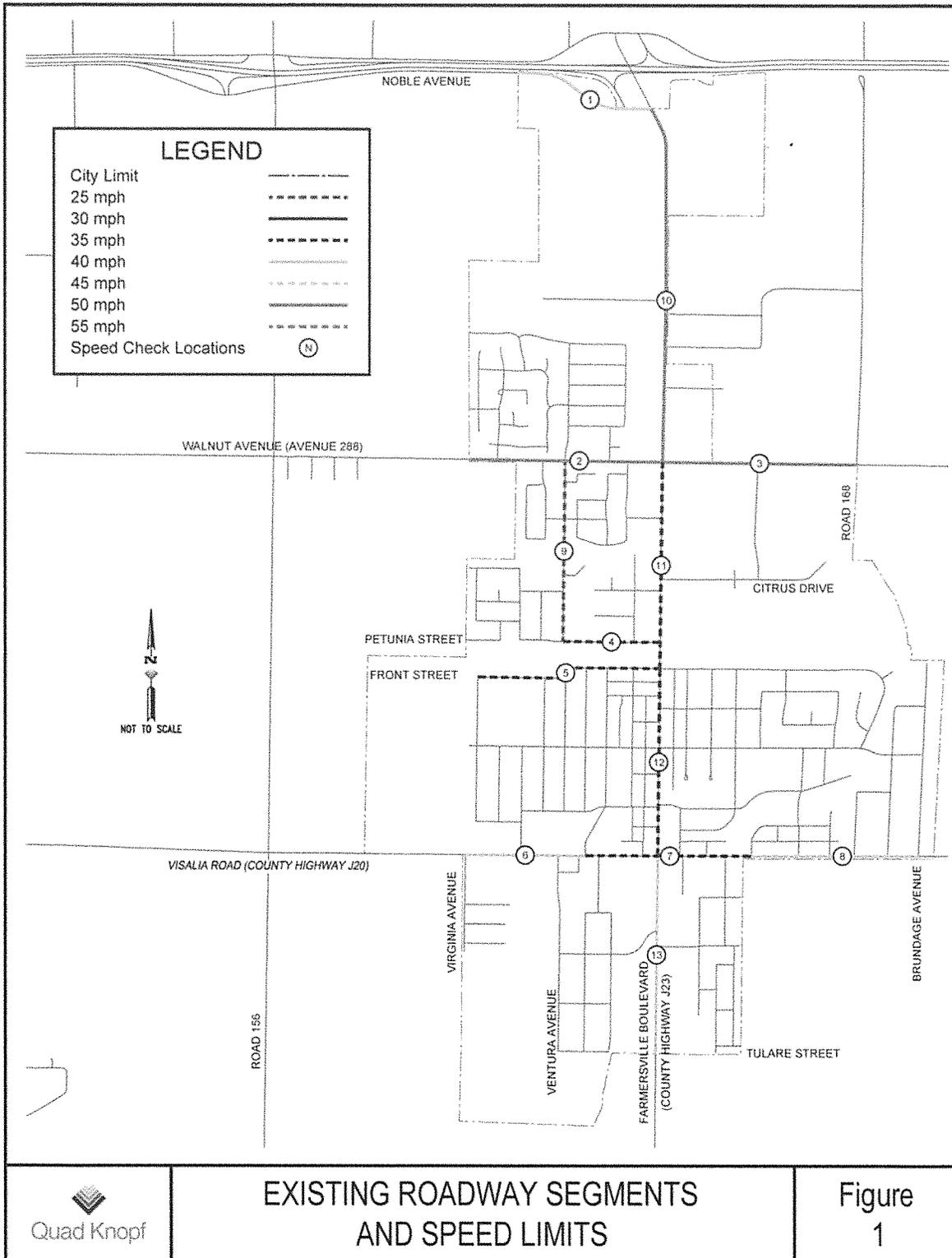
Similarly, CVC Sections 22358, 22358.3, and 22358.4 allow a local authority to reduce, by ordinance, those sections that are automatically 65 (or 55) mph to limits as low as 25 mph (20 or 15 mph if certain special conditions are present) on the basis of an engineering and traffic survey and the determination that the resulting speeds will be reasonable and safe.

Additionally, a "speed trap" must be avoided when establishing prima facie speed limits as indicated in CVC Section 40802. Said Section 40802, "Speed Traps," indicates that prima facie speed limits must be justified by an engineering and traffic survey conducted within five years prior to the data of the alleged violation when enforcement of the speed limit involves the use of radar or any other electronic device that measures the speed of moving objects. However, this does not apply to a local street, road, or school zone.

As indicated previously, a local authority may establish intermediate speed limits upon the basis of an engineering and traffic survey. Per CVC Section 627, an engineering and traffic survey shall include consideration of all of the following:

1. Prevailing speeds as determined by traffic engineering measurements.
2. Collision records.
3. Highway, traffic, and roadside conditions not readily apparent to the driver.

Based on the above, the City of Farmersville, in an effort to reevaluate established speed limits on their roadways, retained Quad Knopf, Inc. to perform an engineering and traffic survey for thirteen (13) speed zones city-wide. One location needs to be completed in the future due to on-going construction at the time the speed surveys were conducted. Figure 1 shows the existing roadway segments and posted speed limits, and highlights the roadways surveyed in February 2016. It should be noted that the existing City ordinance shows two speed limit segments on Visalia Road; one from Virginia Avenue to Farmersville Boulevard and the other from Farmersville Boulevard to Brundage Avenue. However, Visalia Road is currently signed as three separate posted speed limit segments. Therefore, these three segments were surveyed for this study.



CHAPTER 2 OBJECTIVES AND SCOPE

Fundamentals of Realistic Speed Zoning

Most citizens can be relied upon to behave in a reasonable manner as they go about their daily activities. Many of our laws reflect observations of the way reasonable people behave under most circumstances. Traffic regulations are also based upon observations of the behavior of groups of motorists under various conditions. Generally speaking, traffic laws that reflect the behavior of the majority of motorists are found to be successful. Laws that arbitrarily restrict the majority of drivers encourage wholesale violations, lack public support, and usually fail to bring about desirable changes in driving behavior. This is especially true of speed zoning.

Speed zoning is based upon several fundamental concepts deeply rooted in our American system of government and law:

- Driving behavior is an extension of social attitude, and the majority of drivers respond in a safe and reasonable manner as demonstrated by their consistently favorable driving records.
- The normally careful and competent actions of a reasonable person should be considered legal.
- Laws are established for the protection of the public and the regulation of unreasonable behavior of the individual.
- Laws cannot be effectively enforced without the consent and voluntary compliance of the public majority.

Public acceptance of these precepts is normally instinctive. However, the same public, under certain circumstances, may invariably reject these fundamentals and rely instead on more comfortable and widely held misconceptions, such as:

- Speed limit signs will slow the speed of traffic.
- Speed limit signs will decrease the collision rate and increase safety.
- Raising a posted speed limit will cause an increase in the speed of traffic.
- Any posted speed limit must be safer than an un-posted speed limit, regardless of traffic and roadway conditions prevailing.

Before-and-after studies consistently demonstrate that there are no significant changes in traffic speeds following the posting of new or revised speed limits. Furthermore, no published research findings have established any direct relationship between posted speed limits and collision frequency, although short-term reductions have resulted from saturation enforcement efforts directed at speed and other traffic law violations.

Police agencies rely on reasonable and well recognized speed laws to control the unreasonable violator whose behavior is clearly out of line with the normal flow of traffic.

Why Are Realistic Speed Zones Desirable?

Realistic speed zones are of public importance for a variety of reasons:

- They satisfy the requirements of the state law for establishing prima facie speed limits on public streets and highways.
- They invite public compliance by conforming to the behavior of the majority and by giving a clear reminder to nonconforming violators.
- They offer an effective enforcement tool to the police by clearly separating the occasional violator from the reasonable majority.
- They tend to minimize current public antagonism toward police enforcement of obviously unreasonable regulations.
- They inject an element of logic and reason into an otherwise arbitrary and often emotional issue.
- They correctly serve to place responsibility for justifying so-called "tolerances" upon those administrative agencies that grant them.
- They lend credence and acceptability to the widely posted admonition, "Speed Laws Strictly Enforced", at many city boundaries.

Where Are Realistic Speed Zones Applicable?

Speed zoning should be reserved for thoroughfares with appreciable volumes of traffic where such zoning can be shown to facilitate the orderly movement of traffic by increasing driver awareness of a reasonable speed.

Transition sections between rural and suburban conditions usually require "reminder" zoning: business or residence districts that barely satisfy the legal definition for automatic 25 mph limits can also be zoned to advise the driver of a safe speed and to avoid confusion in determining if the CVC prima facie limits apply.

Through streets that are not wide thoroughfares frequently require zoning to aid the police in determining what a reasonable limit is. On the other hand, it is seldom necessary to post limits relating to business or residence districts in obviously well established urban areas, where such districts are clearly apparent to drivers.

The basic intent of speed zoning is to influence as many drivers as possible to operate at or near the same speed - thus reducing conflicts created by wide differentials in operating speeds. Therefore, low-volume streets offer little opportunity for encouraging closely grouped speeds due to the absence of traffic platoons under normal conditions.

CHAPTER 3 REQUIREMENTS

The CVC reflects the sensible viewpoint that speed zoning, as other types of traffic control, should be based on traffic conditions and natural driver behavior - and not simply upon a hasty or arbitrary response to a traffic event.

Basic Speed Law

All fifty states base their speed regulations on the Basic Speed Law:

"No person shall drive a vehicle upon a highway at a speed greater than is reasonable or prudent having due regard for weather, visibility, the traffic on, and the surface and width of, the highway, and in no event at a speed which endangers the safety of persons or property."

This law recognizes that driving conditions vary widely from time-to-time and place-to-place. No set of fixed driving rules will adequately serve all conditions. The motorist must constantly adjust his driving behavior to fit the conditions he meets. He must learn to do this with a minimum of assistance from the police. The basic speed law is founded on the belief that most motorists are able to modify their driving behavior properly, as long as they are aware of the conditions around them.

Maximum Speed Limits

In California, the maximum speed on any highway is 65 mph when posted and based upon an engineering and traffic survey. The maximum speed for any passenger vehicle on a two-lane, undivided highway is 55 mph (unless posted with a higher speed limit). The maximum speed for most trucks and for vehicles towing any trailer is also 55 mph. These are absolute limits, which may not be legally exceeded under any circumstances.

Prima Facie Speed Limits

All other speed limits are prima facie ("on the face of it") limits and are reasonable and prudent under normal conditions. Certain blanket (or automatic) prima facie limits are established by law including the 15 mph limit in alleys, at blind intersections, and railroad crossings, and the 25 mph limit in business districts, residence districts, and at senior citizen facilities posted with a standard "SENIOR" warning sign. There is also a part-time 25 mph limit in sign posted school zones when children are present, going to, or leaving school.

Business and residence districts are defined in the CVC as specific areas meeting a specified minimum density of roadside development. A count of houses or active businesses facing on a highway must be made to determine whether or not a valid business or residence district exists. Additionally, the property must have access to the roadway and the fronts of the buildings must be within 75 feet of the roadway. The law does not require posting these prima facie limits, which are readily apparent.

Intermediate Speed Zones

State law permits local authorities to lower the maximum speed limit (55 mph) or to raise business and residence district speed limits (25 mph) on the basis of a traffic and engineering survey. These "intermediate limits" between 25 and 55 mph (or as low as 15 mph under certain special conditions) must be posted to clearly define the limits of the zone and the prima facie speed established.

CHAPTER 4 STUDY PROCEDURE

Location Selection

The requirement of this engineering and traffic survey was to reevaluate the established speed zones of major roadways in the City of Farmersville and to recommend appropriate speed limits for each of these roadway segments consistent with the laws and practices of the State of California. Speed zone surveys were conducted, as part of the engineering and traffic survey, along twelve street segments in the City. One additional segment will be completed in the future after on-going construction is completed. A sufficient number of road segments were studied to ensure that street sections having unique characteristics were individually surveyed.

Data Collection

Quad Knopf collected field data February 22 - 24, 2016. Data for each zone was collected using a radar traffic speed meter. Each of the radar speed checks was made by consultant personnel from an inconspicuously parked, unmarked vehicle. An effort was made to ensure that the presence of the vehicle in no way affected the speed of the traffic being surveyed.

Prior to each use, the radar meter's digitally displayed output was tested in compliance with the unit's *Operator's Manual*, using both the internal circuit test procedure and the external system check utilizing the accompanying certified tuning fork. Copies of the Certificates of Accuracy for both the radar meter and the tuning fork are reproduced as Appendix B of this report.

Field information was recorded on the Vehicle Speed Survey Sheet shown on Figure 2. In order to obtain a significant sample in each location, either one or the other of the following two survey techniques was employed:

- Along sections of highway where traffic flows freely, only the lead vehicles of groups or vehicles traveling alone were recorded.

VEHICLE SPEED SURVEY SHEET

Location: _____ Date: _____

 Direction: _____ Number of Lanes: _____ Day: _____
 Paved Width (ft.): _____ Posted Speed Limit: _____ Time: _____
 Bus. District (Y/N): _____ Res. District: (Y/N) _____ School Zone (Y/N) _____
 Weather: _____ Number of Vehicles Counted: **0**
 Observer: _____
 Special Conditions: _____

MPH	Number of Vehicles					Total	Cumul. Total	Cumul. Percent
	5	10	15	20	25			
21						0	0	0%
22						0	0	0%
23						0	0	0%
24						0	0	0%
25						0	0	0%
26						0	0	0%
27						0	0	0%
28						0	0	0%
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57						0	0	0%
58						0	0	0%
59						0	0	0%
60						0	0	0%
61						0	0	0%
62						0	0	0%
63						0	0	0%
64						0	0	0%
65						0	0	0%

Speed Limit without Approved Speed Zone	
Average Speed	
10 MPH Pace Speed	-
Critical (85%) Speed	


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 901 East Main Street
 Visalia, CA 93292
 (559) 733-0440

- In highly concentrated areas, the speeds of lead vehicles were recorded as well as vehicles from varying positions within each group.

The calculations derived from both techniques accurately demonstrate a balance among the speed, capacity, and general use of the street segment under observation.

Data Analysis

Copies of completed Vehicle Speed Survey Sheets at each survey location are contained in Appendix C. The data includes the location of the speed survey, date and time, direction of traffic observed (“Band” means both directions), number of lanes, paved roadway width, posted speed limit, weather, and whether the segment is located in a business district, residential district, or school zone.

The matrix in the middle of the form shows an “X” each time a vehicle was recorded at the corresponding speed. These vehicles are totaled in the first column at the right of the matrix. The cumulative total is tallied in the second column and the cumulative percentage is calculated in the third column.

The lower body of the form consists of a summary table of various calculated parameters. An explanation of the data and terms follows:

- The assumed speed limit without an approved speed zone is given, based on the segment lying within a business district, residential district, or school zone.
- The average speed is the total of all the vehicle speeds divided by the number of vehicles in the sample.
- The 10 MPH pace speed is the 10 miles per hour increment of observed speeds which contains the greatest number of vehicles. In nearly all cases, the 85th-percentile speed and the recommended speed limit lie somewhere within the pace, frequently in the middle to upper ranges. This is an important indicator used to determine appropriate speed limits.

The number of vehicles within the pace is an indication of the bunching of vehicular speeds. Ideally, if all vehicles were traveling at or about the same speed, there would be a reduced likelihood of traffic collisions. In speed limit analysis, the higher the number (percentage) of vehicles within the pace, the better the speed distribution.

- The critical (85%) speed (or 85th-percentile speed) is that speed at or below which 85 percent of the observed vehicles are traveling. It is a well recognized fact among traffic engineers that most drivers are able to drive at reasonable speeds without the benefit of any speed limits, speed signs, or enforcement. The behavior of traffic is a good indication of the appropriate speed zone that should apply on a particular street section. It is generally felt that at least 85 percent of the drivers operate at speeds that are reasonable and prudent for the conditions pertaining in each situation. Therefore, the 85th-percentile speed of a spot speed

survey is the primary indicator of a speed limit that might be imposed subject to the secondary factors of collision experience and highway, traffic, and roadside conditions not readily apparent to the driver.

Per the CA MUTCD, a posted speed limit “**shall** be established at the nearest 5 mph increment of the 85th-percentile speed of free-flowing traffic, except as shown in the two Options below.”

Option

1. The posted speed may be reduced by 5 mph from the nearest 5 mph increment of the 85th-percentile speed, in compliance with CVC Sections 627 and 22358.5.
2. For cases in which the nearest 5 mph increment of the 85th-percentile speed would require a rounding up, then the speed limit may be rounded down to the nearest 5 mph increment below the 85th-percentile speed, if no further reduction is used. Refer to CVC Section 21400(b).

Also per the CA MUTCD, if the posted speed limit “has had the 5 mph reduction applied, then an engineering and traffic survey **shall** document in writing the conditions and justification for the lower speed limit and be approved by a registered Civil or Traffic Engineer.”

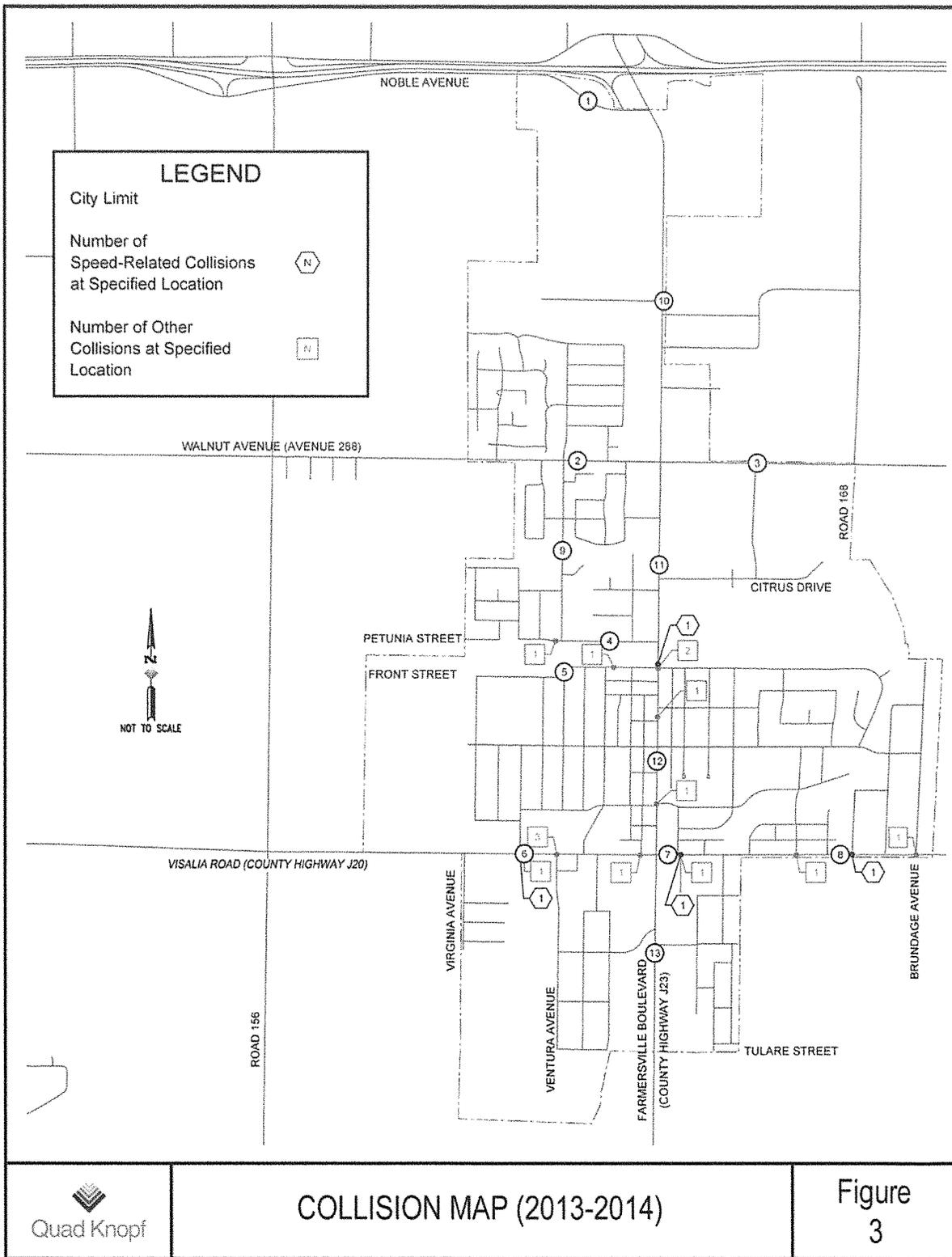
Several lines are provided on the radar spot speed study form to list *comments/unusual conditions*. These special conditions, and their influence on the appropriate speed zone limit, are described below under *Inventory of Street Conditions*.

Collision Review

Per the CA MUTCD, the most recent two-year collision records should be reviewed when determining appropriate speed limits. Collision data was obtained from the California Highway Patrol’s *State Wide Integrated Traffic Records System (SWITRS)* for years 2013 and 2014. Records for subsequent years were not up to date. Figure 3 shows the total collision history and locations on the surveyed roadway segments for the two-year period observed. During this two-year period, there were a total of 18 collisions on the roads surveyed. Unsafe speed was identified as the primary collision factor in four of the collisions. Based on the number of collisions where speed was the primary collision factor on the individual roadway segments, a speed reduction based on collision history is not recommended for any of the roadway segments studied.

Inventory of Street Conditions

The Vehicle Speed Survey Sheet form provides space for recording various survey comments and unusual roadway conditions in addition to the observed speeds of vehicles. As part of the spot speed study for each location, any unique conditions that may justify downward speed zoning have been noted. This information is shown on the Vehicle Speed Survey Sheet forms included in Appendix C.



COLLISION MAP (2013-2014)

Figure 3

It should be noted that, per the CVC and the CA MUTCD, roadway conditions such as width, curvature, grade and surface conditions, or any other condition readily apparent to a driver, in the absence of other factors, would not require special downward speed zoning. Conditions to consider which may justify special consideration for downward speed zoning may include, but are not limited to, roadway design speed, safe stopping sight distance, super-elevation, shoulder conditions, intersection spacing and offsets, commercial driveway characteristics, and pedestrian traffic in the roadway without sidewalks.

Data Evaluation and Recommendations

The data evaluated for each roadway segment includes the existing posted speed limit, the observed and measured prevailing vehicle speeds, and an inventory of any special physical characteristics of the roadway and adjacent development, and review of a two-year traffic collision history.

This information is listed in Table 1 on the subsequent page as follows:

1. The roadway name.
2. The limits of the speed zone study.
3. The traffic collision history.
4. Acknowledgment of any special highway, roadside or traffic conditions not readily apparent to the driver that might justify a reduction in the normally applicable speed zone.
5. The existing speed limit.
6. The average speed as determined by computer analysis of the observed and measured vehicle speeds.
7. The critical (85th-percentile) speed as determined by computer analysis of the observed and measured vehicle speeds.
8. The pace speed as determined by computer analysis of the observed and measured vehicle speeds.
9. The determined speed limit based on the critical speed only.
10. The recommended speed limit based on assessment of the study findings and the noted vehicle code requirements for establishment of a speed zone. The recommended speed limit may include a 5 mph decrease where the 85th-percentile speed would require rounding up as indicated in Option 2 on Page 9. It may also include a 5 mph decrease to account for collision history and special roadway conditions not readily apparent to the driver.

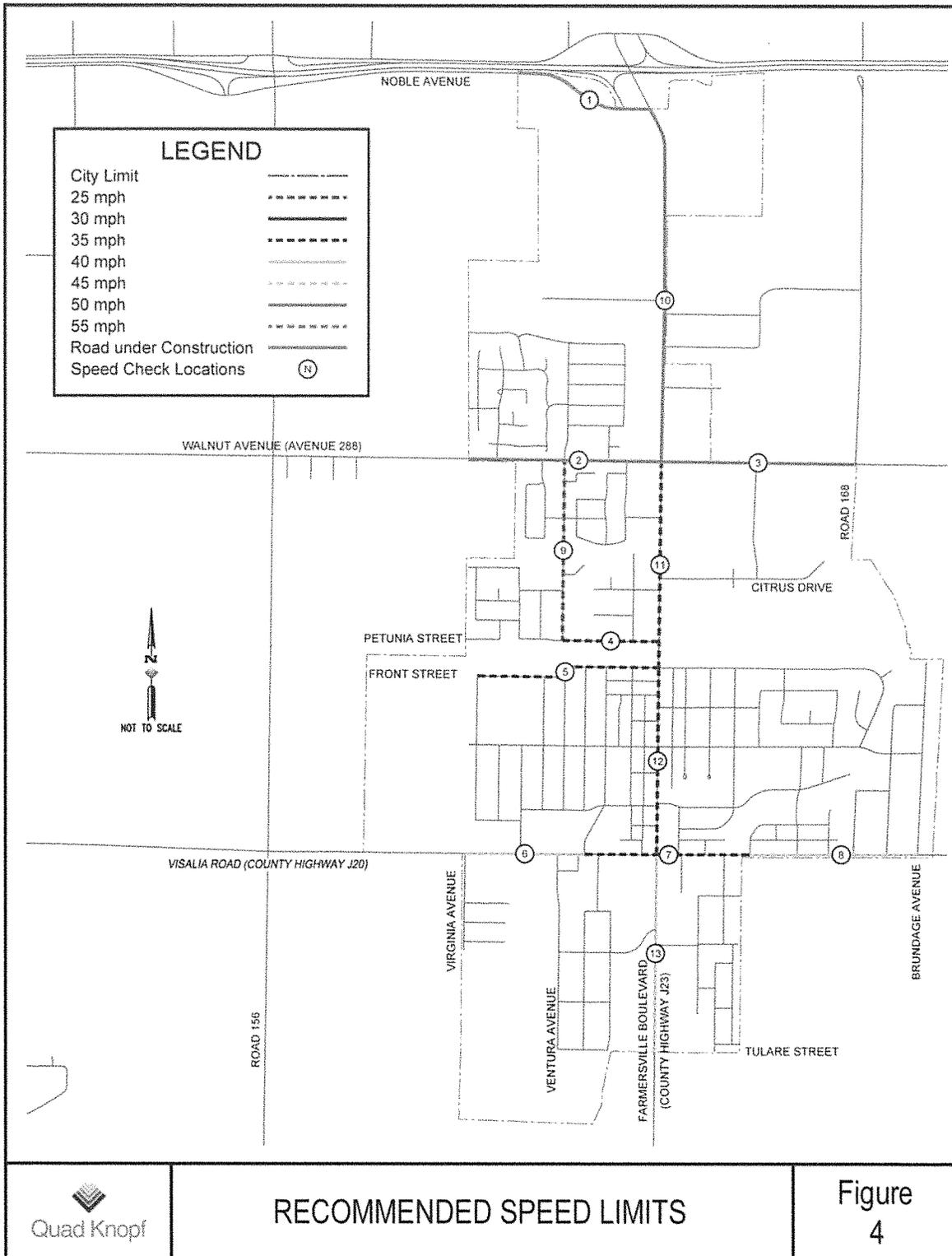
Additionally, recommended speed limits are shown graphically in Figure 4.

Of the 13 speed zones identified, 12 are recommended to remain at their existing posted speed limit. One location needs to be completed in the future due to on-going construction at the time the speed surveys were conducted.

**Table 1
Data Evaluation**

Roadway Limits	Two-year Collision History (Speed Related/Other)			Special Conditions	Existing Speed Limit	Average Speed	Critical Speed	Pace Speed	Speed Limit Based on Critical Speed	Recommended Speed Limit
1. <u>Noble Avenue</u> City Limits to Farmersville Boulevard	0	/	0	None	40	Not Surveyed Due To Construction			-	
2. <u>Walnut Avenue</u> City Limits to Farmersville Boulevard	0	/	0	None	50	43	50	39 – 48	50	50
3. <u>Walnut Avenue</u> Farmersville Boulevard to Road 168	0	/	0	School Zone	50	48	52	44 – 53	50	50
4. <u>Petunia Avenue</u> Ventura Avenue to Farmersville Boulevard	0	/	1	None	35	28	34	21 – 30	35	35
5. <u>Front Street</u> Virginia Avenue to Farmersville Boulevard	0	/	1	None	35	28	33	23 – 32	35	35
6. <u>Visalia Road</u> Virginia Avenue to Shasta Avenue	1	/	4	School Zone	45	42	47	37 – 46	45	45
7. <u>Visalia Road</u> Shasta Avenue to Larry Street	1	/	2	None	35	32	37	26 – 35	35	35
8. <u>Visalia Road</u> Larry Street to Brundage Avenue	1	/	2	Peds/Bus Stop; Ped Crossing	45	46	51	42 – 51	50	45
9. <u>Ventura Avenue</u> Walnut Avenue to Petunia Street	0	/	0	Residential	25	32	38	27 – 36	40	25
10. <u>Farmersville Boulevard</u> Noble Avenue to Walnut Avenue	0	/	0	None	50	45	50	40 – 49	50	50

Roadway Limits	Two-year Collision History (Speed Related/Other)			Special Conditions*	Existing Speed Limit	Average Speed	Critical Speed	Pace Speed	Speed Limit Based on Critical Speed	Recommended Speed Limit
11. <u>Farmersville Boulevard</u> Walnut Avenue to Front Street	1	/	2	School Zone/Peds	35	34	39	30 – 39	40	35
12. <u>Farmersville Boulevard</u> Front Street to Visalia Road	0	/	2	School Zone	35	30	33	25 – 34	35	35
13. <u>Farmersville Boulevard</u> Visalia Road to Tulare Street Alignment	0	/	0	School Zone	45	40	46	36 – 45	45	45



RECOMMENDED SPEED LIMITS

Figure 4

APPENDICES

APPENDIX A

DEFINITIONS, GUIDELINES, AND REGULATIONS

DEFINITIONS, GUIDELINES, AND REGULATIONS

A. Section 235, California Vehicle Code, Business District

A "business district" is that portion of a highway and the property contiguous thereto (a) upon one side of which highway, for a distance of 600 feet, 50 percent or more of the contiguous property fronting thereon is occupied by buildings in use for business, or (b) upon both sides of which highway, collectively, for a distance of 300 feet, 50 percent or more of the contiguous property fronting thereon is so occupied. A business district may be longer than the distances specified in this section if the above ratio of buildings in use for business to the length of the highway exists.

B. Section 240, California Vehicle Code, Business and Residence Districts Determination

In determining whether a highway is within a business or residence district, the following limitations shall apply and shall qualify the definitions in Sections 235 and 515:

(a) No building shall be regarded unless its entrance faces the highway and the front of the building is within 75 feet of the roadway.

(b) Where a highway is physically divided into two or more roadways only those buildings facing each roadway separately shall be regarded for the purpose of determining whether the roadway is within a district.

(c) All churches, apartments, hotels, multiple dwelling houses, clubs, and public buildings, other than schools, shall be deemed to be business structures.

(d) A highway or portion of a highway shall not be deemed to be within a district regardless of the number of buildings upon the contiguous property if there is no right of access to the highway by vehicles from the contiguous property.

C. Section 515, California Vehicle Code, Residence District

A "residence district" is that portion of a highway and the property contiguous thereto, other than a business district, (a) upon one side of which highway, within a distance of a quarter of a mile, the contiguous property fronting thereon is occupied by 13 or more separate dwelling houses or business structures, or (b) upon both sides of which highway, collectively, within a distance of a quarter of a mile, the contiguous property fronting thereon is occupied by 16 or more separate dwelling houses or business structures. A residence district may be longer than one-quarter of a mile if the above ratio of separate dwelling houses or business structures to the length of the highway exists.

D. Section 627, California Vehicle Code, Engineering and Traffic Survey

(a) "Engineering and traffic survey," as used in this code, means a survey of highway and traffic conditions in accordance with methods determined by the Department of Transportation for use by state and local authorities.

(b) An engineering and traffic survey shall include, among other requirements deemed necessary by the department, consideration of all of the following:

(1) Prevailing speeds as determined by traffic engineering measurements.

(2) Accident records.

(3) Highway, traffic, and roadside conditions not readily apparent to the driver.

(c) When conducting an engineering and traffic survey, local authorities, in addition to the factors set forth in paragraphs (1) to (3), inclusive, of subdivision (b) may consider all of the following:

(1) Residential density, if any of the following conditions exist on the particular portion of highway and the property contiguous thereto, other than a business district:

(A) Upon one side of the highway, within a distance of a quarter of a mile, the contiguous property fronting thereon is occupied by 13 or more separate dwelling houses or business structures.

(B) Upon both sides of the highway, collectively, within a distance of a quarter of a mile, the contiguous property fronting thereon is occupied by 16 or more separate dwelling houses or business structures.

(C) The portion of highway is longer than one-quarter of a mile but has the ratio of separate dwelling houses or business structures to the length of the highway described in either subparagraph (A) or (B).

(2) Pedestrian and bicyclist safety.

E. Section 22350, California Vehicle Code, Basic Speed Law

No person shall drive a vehicle upon a highway at a speed greater than is reasonable or prudent having due regard for weather, visibility, the traffic on, and the surface and width of, the highway, and in no event at a speed which endangers the safety of persons or property.

F. Section 22352, Prime Facie Speed Limits

The prima facie limits are as follows and shall be applicable unless changed as authorized in this code and, if so changed, only when signs have been erected giving notice thereof:

(a) Fifteen miles per hour:

(1) When traversing a railway grade crossing, if during the last 100 feet of the approach to the crossing the driver does not have a clear and unobstructed view of the crossing and of any traffic on the railway for a distance of 400 feet in both directions along the railway. This subdivision does not apply in the case of any railway grade crossing where a human flagman is on duty or a clearly visible electrical or mechanical railway crossing signal device is installed but does not then indicate the immediate approach of a railway train or car.

(2) When traversing any intersection of highways if during the last 100 feet of the driver's approach to the intersection the driver does not have a clear and unobstructed view of the intersection and of any traffic upon all of the highways entering the intersection for a distance of 100 feet along all those highways, except at an intersection protected by stop signs or yield right-of-way signs or controlled by official traffic control signals.

(3) On any alley.

(b) Twenty-five miles per hour:

(1) On any highway other than a state highway, in any business or residence district unless a different speed is determined by local authority under procedures set forth in this code.

(2) When approaching or passing a school building or the grounds thereof, contiguous to a highway and posted with a standard "SCHOOL" warning sign, while children are going to or leaving the school either during school hours or during the noon recess period. The prima facie limit shall also apply when approaching or passing any school grounds which are not separated from the highway by a fence, gate, or other physical barrier while the grounds are in use by children and the highway is posted with a standard "SCHOOL" warning sign. For purposes of this subparagraph, standard "SCHOOL" warning signs may be placed at any distance up to 500 feet away from school grounds.

(3) When passing a senior center or other facility primarily used by senior citizens, contiguous to a street other than a state highway and posted with a standard "SENIOR" warning sign. A local authority may erect a sign pursuant to this paragraph when the local agency makes a determination that the proposed signing should be implemented. A local authority may request grant funding from the Pedestrian Safety Account pursuant to Section 894.7 of the Streets and Highways Code, or any other grant funding available to it, and use that grant funding to pay for the erection of those signs, or may utilize any other funds available to it to pay for the erection of those signs, including, but not limited to, donations from private sources.

G. Section 22357, California Vehicle Code, Increase of Local Speed Limits to 65 Miles Per Hour

(a) Whenever a local authority determines upon the basis of an engineering and traffic survey that a speed greater than 25 miles per hour would facilitate the orderly movement of vehicular traffic and would be reasonable and safe upon any street other than a state highway otherwise subject to a prima facie limit of 25 miles per hour, the local authority may by ordinance determine and declare prima facie speed limit of 30, 35, 40, 45, 50, 55, or 60 miles per hour or a maximum speed limit of 65 miles per hour, whichever is found most appropriate to facilitate the orderly movement of traffic and is reasonable and safe. The declared prima facie or maximum speed limit shall be effective when appropriate signs giving notice thereof are erected upon the street and shall not thereafter be revised except upon the basis of an engineering and traffic survey. This section does not apply to any 25-mile-per-hour prima facie limit which is applicable when passing a school building or the grounds thereof or when passing a senior center or other facility primarily used by senior citizens.

(b) This section shall become operative on the date specified in subdivision (c) of Section 22366.

H. Section 22358, California Vehicle Code, Decrease of Local Speed Limits

(a) Whenever a local authority determines upon the basis of an engineering and traffic survey that the limit of 65 miles per hour is more than is reasonable and safe upon any portion of any street other than a state highway where the limit of 65 miles per hour is applicable, the local authority may by ordinance determine and declare a prima facie speed limit of 60, 55, 50, 45, 40, 35, 30, or 25 miles per hour, whichever is found most appropriate to facilitate the orderly movement of traffic and is reasonable and safe, which declared prima facie limit shall be effective when appropriate signs giving notice thereof are erected upon the street.

(b) This section shall become operative on the date specified in subdivision (c) of Section 22366.

I. Section 22358.3, California Vehicle Code, Decrease of Narrow Streets

Whenever a local authority determines upon the basis of an engineering and traffic survey that the prima facie speed limit of 25 miles per hour in a business or residence district or in a public park on any street having a roadway not exceeding 25 feet in width, other than a state highway, is more than is reasonable or safe, the local authority may, by ordinance or resolution, determine and declare a prima facie speed limit of 20 or 15 miles per hour, whichever is found most appropriate and is reasonable and safe. The declared prima facie limit shall be effective when appropriate signs giving notice thereof are erected upon the street.

J. Section 22358.4, California Vehicle Code, Decrease of Local Limits Near Schools or Senior Centers

(a) (1) Whenever a local authority determines upon the basis of an engineering and traffic survey that the prima facie speed limit of 25 miles per hour established by paragraph (2) of subdivision (a) of Section 22352 is more than is reasonable or safe, the local authority may, by ordinance or resolution, determine and declare a prima facie speed limit of 20 or 15 miles per hour, whichever is justified as the appropriate speed limit by that survey.

(2) An ordinance or resolution adopted under paragraph (1) shall not be effective until appropriate signs giving notice of the speed limit are erected upon the highway and, in the case of a state highway, until the ordinance is approved by the Department of Transportation and the appropriate signs are erected upon the highway.

(b) (1) Notwithstanding subdivision (a) or any other provision of law, a local authority may, by ordinance or resolution, determine and declare prima facie speed limits as follows:

(A) A 15 miles per hour prima facie limit in a residence district, on a highway with a posted speed limit of 30 miles per hour or slower, when approaching, at a distance of less than 500 feet from, or passing, a school building or the grounds of a school building, contiguous to a highway and posted with a school warning sign that indicates a speed limit of 15 miles per hour, while children are going to or leaving the school, either during school hours or during the noon recess period. The prima facie limit shall also apply when approaching, at a distance of less than 500 feet from, or passing, school grounds that are not separated from the highway by a fence, gate, or other physical barrier while the grounds are in use by children and the highway is posted with a school warning sign that indicates a speed limit of 15 miles per hour.

(B) A 25 miles per hour prima facie limit in a residence district, on a highway with a posted speed limit of 30 miles per hour or slower, when approaching, at a distance of 500 to 1,000 feet from, a school building or the grounds thereof, contiguous to a highway and posted with a school warning sign that indicates a speed limit of 25 miles per hour, while children are going to or leaving the school, either during school hours or during the noon recess period. The prima facie limit shall also apply when approaching, at a distance of 500 to 1,000 feet from, school grounds that are not separated from the highway by a fence, gate, or other physical barrier while the grounds are in use by children and the highway is posted with a school warning sign that indicates a speed limit of 25 miles per hour.

(2) The prima facie limits established under paragraph (1) apply only to highways that meet all of the following conditions:

(A) A maximum of two traffic lanes.

(B) A maximum posted 30 miles per hour prima facie speed limit immediately prior to and after the school zone.

(3) The prima facie limits established under paragraph (1) apply to all lanes of an affected highway, in both directions of travel.

(4) When determining the need to lower the prima facie speed limit, the local authority shall take the provisions of Section 627 into consideration.

(5) (A) An ordinance or resolution adopted under paragraph (1) shall not be effective until appropriate signs giving notice of the speed limit are erected upon the highway and, in the case of a state highway, until the ordinance is approved by the Department of Transportation and the appropriate signs are erected upon the highway.

(B) For purposes of subparagraph (A) of paragraph (1), school warning signs indicating a speed limit of 15 miles per hour may be placed at a distance up to 500 feet away from school grounds.

(C) For purposes of subparagraph (B) of paragraph (1), school warning signs indicating a speed limit of 25 miles per hour may be placed at any distance between 500 and 1,000 feet away from the school grounds.

(D) A local authority shall reimburse the Department of Transportation for all costs incurred by the department under this subdivision.

K. Section 22358.5, California Vehicle Code, Downward Speed Zoning

It is the intent of the Legislature that physical conditions such as width, curvature, grade and surface conditions, or any other conditions readily apparent to a driver, in the absence of other factors, would not require special downward speed zoning, as the basic rule of Section 22350 is sufficient regulation as to such conditions.

L. Section 22359, California Vehicle Code, Boundary Line Streets

With respect to boundary line streets and highways where portions thereof are within different jurisdictions, no ordinance adopted under Section 22357 and 22358 shall be effective as to any such portion until all authorities having jurisdiction of the portions of the street concerned have approved the same. This section shall not apply in the case of boundary line streets consisting of separate roadways within different jurisdictions.

M. Section 22360, California Vehicle Code, Maximum Speed Limit on Local Highway Linking Districts

(a) Whenever a local authority determines upon the basis of an engineering and traffic survey that the limit of 65 miles per hour is more than is reasonable or safe upon any portion of a highway other than a state highway for a distance of not exceeding 2,000 feet in length between districts, either business or residence, the local authority may determine and declare a reasonable and safe prima facie limit thereon lower than 65 miles per hour, but not less than 25 miles per hour, which declared prima facie speed limit shall be effective when appropriate signs giving notice thereof are erected upon the street or highway.

(b) This section shall become operative on the date specified in subdivision (c) of Section 22366.

N. Section 22361, California Vehicle Code, Multiple Lane Highways

On multiple-lane highways with two or more separate roadways different prima facie speed limits may be established for different roadways under any of the procedures specified in Sections 22354 to 22359, inclusive.

O. Section 22363, California Vehicle Code, Restrictions Because of Snow or Ice Conditions

Notwithstanding any speed limit that may be in effect upon the highway, the Department of Transportation in respect to state highways, or a local authority with respect to highways under its jurisdiction, may determine and declare a prima facie speed limit of 40, 35, 30, or 25 miles per hour, whichever is found most appropriate and is reasonable and safe based on the prevailing snow or ice conditions upon such highway or any portion thereof. Signs may be placed and removed as snow or ice conditions vary.

P. Section 40802, California Vehicle Code, speed traps defined.

(a) A "speed trap" is either of the following:

(1) A particular section of a highway measured as to distance and with boundaries marked, designated, or otherwise determined in order that the speed of a vehicle may be calculated by securing the time it takes the vehicle to travel the known distance.

- 2) *A particular section of a highway with a prima facie speed limit that is provided by this code or by local ordinance under subparagraph (A) of paragraph (2) of subdivision (a) of Section 22352, or established under Section 22354, 22357, 22358, or 22358.3, if that prima facie speed limit is not justified by an engineering and traffic survey conducted within five years prior to the date of the alleged violation, and enforcement of the speed limit involves the use of radar or any other electronic device that measures the speed of moving objects. This paragraph does not apply to a local street, road, or school zone.*
- (b) (1) *For purposes of this section, a local street or road is one that is functionally classified as "local" on the "California Road System Maps," that are approved by the Federal Highway Administration and maintained by the Department of Transportation. When a street or road does not appear on the "California Road System Maps," it may be defined as a "local street or road" if it primarily provides access to abutting residential property and meets the following three conditions:*
 - (A) *Roadway width of not more than 40 feet.*
 - (B) *Not more than one-half of a mile of uninterrupted length. Interruptions shall include official traffic control signals as defined in Section 445.*
 - (C) *Not more than one traffic lane in each direction.*
 - (2) *For purposes of this section "school zone" means that area approaching or passing a school building or the grounds thereof that is contiguous to a highway and on which is posted a standard "SCHOOL" warning sign, while children are going to or leaving the school either during school hours or during the noon recess period. "School zone" also includes the area approaching or passing any school grounds that are not separated from the highway by a fence, gate, or other physical barrier while the grounds are in use by children if that highway is posted with a standard "SCHOOL" warning sign.*
- (c) (1) *When all of the following criteria are met, paragraph (2) of this subdivision shall be applicable and subdivision (a) shall not be applicable:*
 - (A) *When radar is used, the arresting officer has successfully completed a radar operator course of not less than 24 hours on the use of police traffic radar, and the course was approved and certified by the Commission on Peace Officer Standards and Training.*
 - (B) *When laser or any other electronic device is used to measure the speed of moving objects, the arresting officer has successfully completed the training required in subparagraph (A) and an additional training course of not less than two hours approved and certified by the Commission on Peace Officer Standards and Training.*
 - (C) (i) *The prosecution proved that the arresting officer complied with subparagraphs (A) and (B) and that an engineering and traffic survey has been conducted in accordance with subparagraph (B) of paragraph (2). The prosecution proved that, prior to the officer issuing the notice to appear, the arresting officer established that the radar, laser, or other electronic device conformed to the requirements of subparagraph (D).*
 - (ii) *The prosecution proved the speed of the accused was unsafe for the conditions present at the time of alleged violation unless the citation was for a violation of Section 22349, 22356, or 22406.*
 - (D) *The radar, laser, or other electronic device used to measure the speed of the accused meets or exceeds the minimal operational standards of the National Traffic Highway Safety Administration, and has been calibrated within the three years prior to the date of the alleged violation by an independent certified laser or radar repair and testing or calibration facility.*
 - (2) *A "speed trap" is either of the following:*
 - (A) *A particular section of a highway measured as to distance and with boundaries marked, designated, or otherwise determined in order that the speed of a vehicle may be calculated by securing the time it takes the vehicle to travel the known distance.*

(B) (i) A particular section of a highway or state highway with a prima facie speed limit that is provided by this code or by local ordinance under subparagraph (A) of paragraph (2) of subdivision (a) of Section 22352, or established under Section 22354, 22357, 22358, or 22358.3, if that prima facie speed limit is not justified by an engineering and traffic survey conducted within one of the following time periods, prior to the date of the alleged violation, and enforcement of the speed limit involves the use of radar or any other electronic device that measures the speed of moving objects.

(I) Except as specified in subclause (II), seven years.

(II) If an engineering and traffic survey was conducted more than seven years prior to the date of the alleged violation, and a registered engineer evaluates the section of the highway and determines that no significant changes in roadway or traffic conditions have occurred, including, but, not limited to, changes in adjoining property or land use, roadway width, or traffic volume, 10 years.

(ii) This subparagraph does not apply to a local street, road, or school zone.

APPENDIX B

RADAR METER CERTIFICATES

RADAR SPEED METER
CERTIFICATE OF ACCURACY



U.S. Radar, Inc.

*4314 W. Main St.
Decatur, IL 62522*

Model: **Phantom**

Manufacturer **U.S. RADAR, INC.**

Radar serial # **2841**

**The above Radar Speed Meter has been checked for accuracy from
15 MPH to 199 MPH within plus or minus .15 MPH.**

Property of: Quad Knopf, Inc. (RENTAL)

Date: 7/1/2014

Signed

A handwritten signature in black ink, written over a horizontal line. The signature is stylized and appears to be the initials 'JH'.

Agent of U.S. Radar, Inc.

TUNING FORK CERTIFICATE OF ACCURACY



U.S. Radar, Inc.

*4314 W. Main St.
Decatur, IL 62522*

Serial #	1472	K-Band Fork
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Calibration Signal	55	MPH
--------------------	----	-----

25 MPH tuning fork frequency - 1818 Hz.
55 MPH tuning fork frequency - 3979 Hz.

Property of: Quad Knopf, Inc. (RENTAL)

Date: 7/1/2014

Signed

A handwritten signature in black ink, appearing to be 'C. H.', written over a horizontal line.

Agent of U.S. Radar, Inc.

APPENDIX C

VEHICLE SPEED SURVEY SHEETS

VEHICLE SPEED SURVEY SHEET

Location:	<u>2</u>	<u>Walnut Avenue</u>		Date:	<u>2/23/2016</u>	
		<u>City Limits to Farmersville Boulevard</u>		Day:	<u>Tuesday</u>	
Direction:	<u>Band</u>		Number of Lanes:	<u>2</u>	Time:	<u>9:55 AM</u>
Paved Width (ft.):	<u>64</u>	Posted Speed Limit	<u>50</u>	Observer:	<u>T. Madison</u>	
Bus. District (Y/N):	<u>N</u>	Res. District: (Y/N)	<u>N</u>	School Zone (Y/N)	<u>N</u>	
Weather:	<u>Clear</u>			Number of Vehicles Counted:	<u>101</u>	
Special Conditions:						

MPH	Number of Vehicles															Total	Cumul. Total	Cumul. Percent				
				5				10							20							25
21																				0	0	0%
22																				0	0	0%
23																				0	0	0%
24																				0	0	0%
25																				0	0	0%
26																				0	0	0%
27																				0	0	0%
28																				0	0	0%
29																				0	0	0%
30																				0	0	0%
31	X																			1	1	1%
32	X	X	X																	3	4	4%
33	X																			1	5	5%
34	X	X	X	X																4	9	9%
35																				0	9	9%
36	X	X	X	X	X															5	14	14%
37	X	X	X	X	X															5	19	19%
38	X	X																		2	21	21%
39	X	X	X	X	X	X	X	X	X	X	X									11	32	32%
40	X	X	X																	3	35	35%
41	X	X	X	X	X	X	X													7	42	42%
42	X	X	X	X	X	X														6	48	48%
43	X	X	X	X	X	X	X													7	55	54%
44	X	X	X	X																4	59	58%
45	X	X	X	X	X	X	X													7	66	65%
46	X	X																		2	68	67%
47	X	X	X	X	X	X	X	X	X	X	X									11	79	78%
48	X	X	X	X	X															5	84	83%
49	X																			1	85	84%
50	X	X	X	X	X															5	90	89%
51	X	X																		2	92	91%
52	X	X	X	X																4	96	95%
53	X	X																		2	98	97%
54																				0	98	97%
55																				0	98	97%
56	X																			1	99	98%
57																				0	99	98%
58	X																			1	100	99%
59	X																			1	101	100%
60																				0	101	100%
61																				0	101	100%
62																				0	101	100%
63																				0	101	100%
64																				0	101	100%
65																				0	101	100%

Speed Limit without Approved Speed Zone	55
Average Speed	43
10 MPH Pace Speed	39 - 48
Critical (85%) Speed	50



Quad Knopf
 901 East Main Street
 Visalia, CA 93292
 (559) 733-0440

VEHICLE SPEED SURVEY SHEET

Location: 3 Walnut Avenue Date: 2/22/2016
Farmersville Boulevard to Road 168 Day: Monday
 Direction: Band Number of Lanes: 2 Time: 3:40pm
 Paved Width (ft.): Varies Posted Speed Limit 50 Observer: T. Madison
 Bus. District (Y/N): N Res. District: (Y/N) N School Zone (Y/N) Y
 Weather: Clear Number of Vehicles Counted: 100
 Special Conditions: _____

MPH	Number of Vehicles															Total	Cumul. Total	Cumul. Percent									
				5				10							15							20				25	
21																								0	0	0%	
22																									0	0	0%
23																									0	0	0%
24																									0	0	0%
25																									0	0	0%
26																									0	0	0%
27																									0	0	0%
28																									0	0	0%
29																									0	0	0%
30																									0	0	0%
31																									0	0	0%
32																									0	0	0%
33																									0	0	0%
34																									0	0	0%
35																									0	0	0%
36																									0	0	0%
37																									0	0	0%
38	X																								1	1	1%
39	X																								1	2	2%
40	X	X	X																						3	5	5%
41	X	X	X	X																					4	9	9%
42	X	X	X																						3	12	12%
43	X	X	X																						3	15	15%
44	X	X	X	X	X	X	X																		7	22	22%
45	X	X	X	X	X	X	X	X	X	X	X	X													12	34	34%
46	X	X	X	X	X	X	X	X	X	X	X	X	X												12	46	46%
47	X	X	X	X	X	X	X	X	X	X	X	X	X												8	54	54%
48	X	X	X	X	X																				5	59	59%
49	X	X	X	X	X	X	X																		7	66	66%
50	X	X	X	X	X	X	X	X																	7	73	73%
51	X	X	X	X	X	X	X	X	X																7	80	80%
52	X	X	X	X	X																				5	85	85%
53	X	X	X																						3	88	88%
54	X	X	X																						3	91	91%
55	X	X																							2	93	93%
56	X	X																							2	95	95%
57	X	X																							2	97	97%
58	X																								1	98	98%
59	X																								1	99	99%
60																									0	99	99%
61																									0	99	99%
62																									0	99	99%
63																									0	99	99%
64																									0	99	99%
65	X																								1	100	100%

Speed Limit without Approved Speed Zone	55
Average Speed	48
10 MPH Pace Speed	Mult. - Mult.
Critical (85%) Speed	52


Quad Knopf
 901 East Main Street
 Visalia, CA 93292
 (559) 733-0440

VEHICLE SPEED SURVEY SHEET

Location: 4 Petunia Avenue Date: 2/23/2016
Ventura Avenue to Farmersville Boulevard Day: Tuesday
 Direction: Band Number of Lanes: 2 Time: 10:00 AM
 Paved Width (ft.): 40 Posted Speed Limit 35 Observer: T. Madison
 Bus. District (Y/N): N Res. District: (Y/N) N School Zone (Y/N) N
 Weather: Clear Number of Vehicles Counted: 50
 Special Conditions: _____

MPH	Number of Vehicles															Total	Cumul. Total	Cumul. Percent									
					5					10					15							20				25	
21	X	X	X	X																				4	4	8%	
22	X	X	X																						3	7	14%
23	X	X	X	X																					4	11	22%
24	X	X																							2	13	26%
25	X	X	X	X																					4	17	34%
26	X	X	X																						3	20	40%
27	X	X																							2	22	44%
28	X	X																							2	24	48%
29	X	X	X	X	X																				5	29	58%
30	X	X	X	X	X	X	X																		7	36	72%
31	X	X																							2	38	76%
32	X																								1	39	78%
33	X	X	X																						3	42	84%
34	X	X																							2	44	88%
35	X	X																							2	46	92%
36	X																								1	47	94%
37	X																								1	48	96%
38	X																								1	49	98%
39																									0	49	98%
40																									0	49	98%
41	X																								1	50	100%
42																									0	50	100%
43																									0	50	100%
44																									0	50	100%
45																									0	50	100%
46																									0	50	100%
47																									0	50	100%
48																									0	50	100%
49																									0	50	100%
50																									0	50	100%
51																									0	50	100%
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55																									0	50	100%
56																									0	50	100%
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59																									0	50	100%
60																									0	50	100%
61																									0	50	100%
62																									0	50	100%
63																									0	50	100%
64																									0	50	100%
65																									0	50	100%

Speed Limit without Approved Speed Zone	55
Average Speed	28
10 MPH Pace Speed	21 - 30
Critical (85%) Speed	34


Quad Knopf
 901 East Main Street
 Visalia, CA 93292
 (559) 733-0440

VEHICLE SPEED SURVEY SHEET

Location:	<u>5</u>	<u>Front Street</u>		Date:	<u>2/23/2016</u>
		<u>Virginia Avenue to Farmersville Boulevard</u>		Day:	<u>Tuesday</u>
Direction:	<u>Band</u>	Number of Lanes:	<u>2</u>	Time:	<u>11:15 AM</u>
Paved Width (ft.):	<u>40</u>	Posted Speed Limit	<u>35</u>	Observer:	<u>T. Madison</u>
Bus. District (Y/N):	<u>N</u>	Res. District: (Y/N)	<u>N</u>	School Zone (Y/N)	<u>N</u>
Weather:	<u>Clear</u>			Number of Vehicles Counted:	<u>65</u>
Special Conditions:					

MPH	Number of Vehicles															Total	Cumul. Total	Cumul. Percent									
					5					10					15							20				25	
21	X	X	X																					3	3	5%	
22	X																								1	4	6%
23	X	X	X	X																					4	8	12%
24	X	X	X	X	X	X	X	X																	8	16	25%
25	X	X	X	X																					4	20	31%
26	X	X	X	X	X																				5	25	38%
27	X	X	X	X	X	X																			6	31	48%
28	X	X	X	X	X	X																			6	37	57%
29	X	X	X	X	X	X																			6	43	66%
30	X	X	X	X	X	X	X																		7	50	77%
31	X																								1	51	78%
32	X	X	X																						3	54	83%
33	X	X	X																						3	57	88%
34	X	X	X	X	X																				5	62	95%
35																									0	62	95%
36	X	X																							2	64	98%
37																									0	64	98%
38																									0	64	98%
39																									0	64	98%
40																									0	64	98%
41	X																								1	65	100%
42																									0	65	100%
43																									0	65	100%
44																									0	65	100%
45																									0	65	100%
46																									0	65	100%
47																									0	65	100%
48																									0	65	100%
49																									0	65	100%
50																									0	65	100%
51																									0	65	100%
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56																									0	65	100%
57																									0	65	100%
58																									0	65	100%
59																									0	65	100%
60																									0	65	100%
61																									0	65	100%
62																									0	65	100%
63																									0	65	100%
64																									0	65	100%
65																									0	65	100%

Speed Limit without Approved Speed Zone	55
Average Speed	28
10 MPH Pace Speed	Mult. - Mult.
Critical (85%) Speed	33



VEHICLE SPEED SURVEY SHEET

Location:	<u>6</u>	Visalia Road	Date:	2/23/2016	
		Virginia Avenue to Shasta Avenue	Day:	Tuesday	
Direction:	Band	Number of Lanes:	4	Time:	1:45 PM
Paved Width (ft.):	64	Posted Speed Limit	45	Observer:	T. Madison
Bus. District (Y/N):	N	Res. District (Y/N)	N	School Zone (Y/N)	Y
Weather:	Clear			Number of Vehicles Counted:	101
Special Conditions:					

MPH	Number of Vehicles															Total	Cumul. Total	Cumul. Percent				
				5				10							20							25
21																				0	0	0%
22	X																			1	1	1%
23																				0	1	1%
24																				0	1	1%
25																				0	1	1%
26																				0	1	1%
27																				0	1	1%
28																				0	1	1%
29																				0	1	1%
30																				0	1	1%
31																				0	1	1%
32																				0	1	1%
33																				0	1	1%
34	X																			1	2	2%
35	X	X	X	X	X	X														6	8	8%
36	X	X	X																	3	11	11%
37	X	X	X	X	X															5	16	16%
38	X	X	X	X	X	X	X													7	23	23%
39	X	X	X	X	X	X	X	X												8	31	31%
40	X	X	X	X	X	X	X	X	X	X	X	X								13	44	44%
41	X	X	X	X	X	X	X	X	X	X	X	X	X							13	57	56%
42	X	X	X	X	X	X	X	X												7	64	63%
43	X	X	X	X																4	68	67%
44	X	X	X	X	X	X	X													7	75	74%
45	X	X	X	X																4	79	78%
46	X	X	X	X	X	X														6	85	84%
47	X	X	X	X																4	89	88%
48	X																			1	90	89%
49	X	X	X																	3	93	92%
50	X	X	X	X																4	97	96%
51	X	X																		2	99	98%
52																				0	99	98%
53																				0	99	98%
54																				0	99	98%
55	X	X																		2	101	100%
56																				0	101	100%
57																				0	101	100%
58																				0	101	100%
59																				0	101	100%
60																				0	101	100%
61																				0	101	100%
62																				0	101	100%
63																				0	101	100%
64																				0	101	100%
65																				0	101	100%

Speed Limit without Approved Speed Zone	55
Average Speed	42
10 MPH Pace Speed	37 - 46
Critical (85%) Speed	47



Quad Knopf
 901 East Main Street
 Visalia, CA 93292
 (559) 733-0440

VEHICLE SPEED SURVEY SHEET

Location:	<u>7</u>	<u>Visalia Road</u>		Date:	<u>2/23/2016</u>
		<u>Shasta Avenue to Larry Street</u>		Day:	<u>Tuesday</u>
Direction:	<u>Band</u>	Number of Lanes:	<u>4</u>	Time:	<u>3:15 PM</u>
Paved Width (ft.):	<u>64</u>	Posted Speed Limit	<u>35</u>	Observer:	<u>T. Madison</u>
Bus. District (Y/N):	<u>N</u>	Res. District: (Y/N)	<u>N</u>	School Zone (Y/N)	<u>N</u>
Weather:	<u>Clear</u>			Number of Vehicles Counted:	<u>101</u>
Special Conditions:					

MPH	Number of Vehicles															Total	Cumul. Total	Cumul. Percent				
				5				10							20							25
21	X																			1	1	1%
22																				0	1	1%
23																				0	1	1%
24	X																			1	2	2%
25	X	X		X																3	5	5%
26	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	13	18	18%
27	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	9	27	27%
28	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	6	33	33%
29	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	10	43	43%
30	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	10	53	52%
31	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	5	58	57%
32	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	3	61	60%
33	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	5	66	65%
34	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	6	72	71%
35	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	7	79	78%
36	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	5	84	83%
37	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	7	91	90%
38	X	X																		2	93	92%
39	X																			1	94	93%
40	X	X																		2	96	95%
41																				0	96	95%
42	X																			1	97	96%
43	X																			1	98	97%
44																				0	98	97%
45																				0	98	97%
46	X																			1	99	98%
47	X																			1	100	99%
48																				0	100	99%
49																				0	100	99%
50																				0	100	99%
51																				0	100	99%
52																				0	100	99%
53																				0	100	99%
54	X																			1	101	100%
55																				0	101	100%
56																				0	101	100%
57																				0	101	100%
58																				0	101	100%
59																				0	101	100%
60																				0	101	100%
61																				0	101	100%
62																				0	101	100%
63																				0	101	100%
64																				0	101	100%
65																				0	101	100%

Speed Limit without Approved Speed Zone	55
Average Speed	32
10 MPH Pace Speed	26 - 35
Critical (85%) Speed	37



Quad Knopf
 901 East Main Street
 Visalia, CA 93292
 (559) 733-0440

VEHICLE SPEED SURVEY SHEET

Location: 8 Visalia Road Date: 2/23/2016
Larry Street to Brundage Avenue Day: Tuesday
 Direction: Band Number of Lanes: 3 Time: 1:10 PM
 Paved Width (ft.): 58 Posted Speed Limit 45 Observer: T. Madison
 Bus. District (Y/N): N Res. District: (Y/N) N School Zone (Y/N) N
 Weather: Clear Number of Vehicles Counted: 100
 Special Conditions: Pedestrians/Bus Stop; Uncontrolled Pedestrian Crossing

MPH	Number of Vehicles															Total	Cumul. Total	Cumul. Percent						
				5				10				15							20				25	
21																					0	0	0%	
22																						0	0	0%
23																						0	0	0%
24																						0	0	0%
25																						0	0	0%
26																						0	0	0%
27																						0	0	0%
28																						0	0	0%
29																						0	0	0%
30																						0	0	0%
31																						0	0	0%
32																						0	0	0%
33																						0	0	0%
34																						0	0	0%
35	X																					1	1	1%
36																						0	1	1%
37	X	X																				2	3	3%
38	X	X	X	X	X																	5	8	8%
39	X	X	X																			3	11	11%
40	X	X																				2	13	13%
41	X	X	X	X																		4	17	17%
42	X	X	X	X	X	X	X	X	X													8	25	25%
43	X	X	X	X	X	X																6	31	31%
44	X	X	X	X	X	X	X	X	X	X												9	40	40%
45	X	X	X	X	X	X	X															7	47	47%
46	X	X	X	X	X	X	X	X	X	X	X	X	X	X								13	60	60%
47	X	X	X	X																		4	64	64%
48	X	X	X	X	X	X	X															7	71	71%
49	X	X	X	X	X	X																6	77	77%
50	X	X	X	X	X	X																6	83	83%
51	X	X	X	X	X	X	X															6	89	89%
52	X	X																				2	91	91%
53	X																					1	92	92%
54	X	X																				2	94	94%
55	X	X	X	X																		4	98	98%
56																						0	98	98%
57	X																					1	99	99%
58																						0	99	99%
59																						0	99	99%
60																						0	99	99%
61	X																					1	100	100%
62																						0	100	100%
63																						0	100	100%
64																						0	100	100%
65																						0	100	100%

Speed Limit without Approved Speed Zone	55
Average Speed	46
10 MPH Pace Speed	42 - 51
Critical (85%) Speed	51


Quad Knopf
 901 East Main Street
 Visalia, CA 93292
 (559) 733-0440

VEHICLE SPEED SURVEY SHEET

Location:	<u>9</u>	<u>Ventura Avenue</u>		Date:	<u>2/23/2016</u>
		<u>Walnut Avenue to Petunia Street</u>		Day:	<u>Tuesday</u>
Direction:	<u>Band</u>	Number of Lanes:	<u>2</u>	Time:	<u>11:10 AM</u>
Paved Width (ft.):	<u>40</u>	Posted Speed Limit	<u>25</u>	Observer:	<u>T. Madison</u>
Bus. District (Y/N):	<u>N</u>	Res. District (Y/N)	<u>Y</u>	School Zone (Y/N)	<u>N</u>
Weather:	<u>Clear</u>			Number of Vehicles Counted:	<u>77</u>
Special Conditions:					

MPH	Number of Vehicles															Total	Cumul. Total	Cumul. Percent												
					5					10									15					20						25
21																												0	0	0%
22	X	X																										2	2	3%
23																												0	2	3%
24																												0	2	3%
25	X																											1	3	4%
26	X	X	X	X	X																							5	8	10%
27	X	X	X	X	X	X																						6	14	18%
28	X	X	X	X	X	X	X																					6	20	26%
29	X	X	X	X	X	X																						5	25	32%
30	X	X	X	X	X	X	X	X																				8	33	43%
31	X	X	X	X	X	X	X	X																				7	40	52%
32	X	X	X	X	X	X	X																					6	46	60%
33	X	X	X	X	X	X	X																					6	52	68%
34	X	X	X	X																								4	56	73%
35	X	X																										2	58	75%
36	X	X	X	X	X																							5	63	82%
37	X																											1	64	83%
38	X	X																										2	66	86%
39	X	X																										2	68	88%
40	X																											1	69	90%
41	X	X	X																									3	72	94%
42																												0	72	94%
43	X																											1	73	95%
44																												0	73	95%
45	X																											1	74	96%
46	X																											1	75	97%
47																												0	75	97%
48	X																											1	76	99%
49																												0	76	99%
50	X																											1	77	100%
51																												0	77	100%
52																												0	77	100%
53																												0	77	100%
54																												0	77	100%
55																												0	77	100%
56																												0	77	100%
57																												0	77	100%
58																												0	77	100%
59																												0	77	100%
60																												0	77	100%
61																												0	77	100%
62																												0	77	100%
63																												0	77	100%
64																												0	77	100%
65																												0	77	100%

Speed Limit without Approved Speed Zone	25
Average Speed	32
10 MPH Pace Speed	Mult. - Mult.
Critical (85%) Speed	38



Quad Knopf
 901 East Main Street
 Visalia, CA 93292
 (559) 733-0440

VEHICLE SPEED SURVEY SHEET

Location: 10 Farmersville Boulevard Date: 2/22/2016
Noble Avenue to Walnut Avenue Day: Monday
 Direction: Band Number of Lanes: 2 Time: 12:00 AM
 Paved Width (ft.): 30 Posted Speed Limit 50 Observer: T. Madison
 Bus. District (Y/N): N Res. District: (Y/N) N School Zone (Y/N) N
 Weather: Clear Number of Vehicles Counted: 100
 Special Conditions: _____

MPH	Number of Vehicles															Total	Cumul. Total	Cumul. Percent												
				5				10							15								20						25	
21																											0	0	0%	
22																												0	0	0%
23																												0	0	0%
24																												0	0	0%
25																												0	0	0%
26																												0	0	0%
27																												0	0	0%
28																												0	0	0%
29																												0	0	0%
30																												0	0	0%
31																												0	0	0%
32	X																											1	1	1%
33																												0	1	1%
34																												0	1	1%
35	X																											1	2	2%
36	X																											1	3	3%
37	X	X																										2	5	5%
38	X	X	X	X	X																							5	10	10%
39																												0	10	10%
40	X	X	X	X																								4	14	14%
41	X	X	X	X	X	X	X	X																				7	21	21%
42	X	X	X	X	X	X	X																					6	27	27%
43	X	X	X	X	X	X	X	X	X	X																		9	36	36%
44	X	X	X	X	X	X	X	X	X																			8	44	44%
45	X	X	X	X	X	X	X	X	X	X	X	X	X															12	56	56%
46	X	X	X	X	X	X																						6	62	62%
47	X	X	X	X	X	X	X	X																				7	69	69%
48	X	X	X	X	X	X	X	X	X	X	X	X	X															12	81	81%
49	X	X	X																									3	84	84%
50	X	X	X																									3	87	87%
51	X	X	X	X	X																							5	92	92%
52	X																											1	93	93%
53	X	X	X																									3	96	96%
54	X																											1	97	97%
55																												0	97	97%
56	X																											1	98	98%
57																												0	98	98%
58	X																											1	99	99%
59																												0	99	99%
60																												0	99	99%
61																												0	99	99%
62																												0	99	99%
63	X																											1	100	100%
64																												0	100	100%
65																												0	100	100%

Speed Limit without Approved Speed Zone	55
Average Speed	45
10 MPH Pace Speed	40 - 49
Critical (85%) Speed	50


Quad Knopf
 901 East Main Street
 Visalia, CA 93292
 (559) 733-0440

VEHICLE SPEED SURVEY SHEET

Location: 11 Farmersville Boulevard Date: 2/24/2016
Walnut Avenue to Front Street Day: Wednesday
 Direction: Band Number of Lanes: 4 Time: 9:35 AM
 Paved Width (ft.): 64 Posted Speed Limit 35 Observer: T. Madison
 Bus. District (Y/N): N Res. District: (Y/N) N School Zone (Y/N) Y
 Weather: Clear Number of Vehicles Counted: 100
 Special Conditions: Numerous Pedestrians

MPH	Number of Vehicles															Total	Cumul. Total	Cumul. Percent						
	5	10	15	20	25	30	35	40	45	50	55	60	65	70	75				80	85	90	95	100	
21																					0	0	0%	
22																						0	0	0%
23																						0	0	0%
24																						0	0	0%
25																						0	0	0%
26																						0	0	0%
27	X	X	X																			3	3	3%
28	X	X																				2	5	5%
29	X	X	X	X	X	X	X	X														8	13	13%
30	X	X	X	X	X	X	X	X														7	20	20%
31	X	X	X	X	X	X	X	X	X	X												10	30	30%
32	X	X	X	X	X	X	X	X	X	X	X											11	41	41%
33	X	X	X	X																		4	45	45%
34	X	X	X	X	X	X	X	X	X	X												9	54	54%
35	X	X	X	X	X	X	X	X	X	X	X											11	65	65%
36	X	X	X	X	X																	5	70	70%
37	X	X	X	X	X	X																6	76	76%
38	X	X	X	X	X																	5	81	81%
39	X	X	X	X	X	X	X	X	X													9	90	90%
40	X	X	X																			3	93	93%
41	X																					1	94	94%
42	X																					1	95	95%
43	X	X																				2	97	97%
44	X																					1	98	98%
45																						0	98	98%
46																						0	98	98%
47	X																					1	99	99%
48																						0	99	99%
49	X																					1	100	100%
50																						0	100	100%
51																						0	100	100%
52																						0	100	100%
53																						0	100	100%
54																						0	100	100%
55																						0	100	100%
56																						0	100	100%
57																						0	100	100%
58																						0	100	100%
59																						0	100	100%
60																						0	100	100%
61																						0	100	100%
62																						0	100	100%
63																						0	100	100%
64																						0	100	100%
65																						0	100	100%

Speed Limit without Approved Speed Zone	55
Average Speed	34
10 MPH Pace Speed	30 - 39
Critical (85%) Speed	39


Quad Knopf
 901 East Main Street
 Visalia, CA 93292
 (559) 733-0440

VEHICLE SPEED SURVEY SHEET

Location:	<u>12</u>	<u>Farmersville Boulevard</u>	Date: <u>2/23/2016</u>
		<u>Front Street to Visalia Road</u>	Day: <u>Tuesday</u>
Direction:	<u>Band</u>	Number of Lanes: <u>4</u>	Time: <u>2:15 PM</u>
Paved Width (ft.):	<u>60</u>	Posted Speed Limit <u>35</u>	Observer: <u>T. Madison</u>
Bus. District (Y/N):	<u>N</u>	Res. District: (Y/N) <u>N</u>	School Zone (Y/N) <u>Y</u>
Weather:	<u>Clear</u>	Number of Vehicles Counted: <u>100</u>	
Special Conditions:			

MPH	Number of Vehicles															Total	Cumul. Total	Cumul. Percent		
				5				10							20					
21																		0	0	0%
22																		0	0	0%
23	X	X																2	2	2%
24	X	X	X															3	5	5%
25	X	X	X	X	X	X												6	11	11%
26	X	X	X	X	X	X												4	15	15%
27	X	X	X	X	X	X	X											6	21	21%
28	X	X	X	X	X	X	X	X										7	28	28%
29	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X			16	44	44%
30	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X			9	53	53%
31	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X			13	66	66%
32	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X			10	76	76%
33	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X			9	85	85%
34	X	X	X	X	X	X												6	91	91%
35	X																	1	92	92%
36	X	X																2	94	94%
37	X	X																2	96	96%
38	X	X																2	98	98%
39																		0	98	98%
40	X	X																2	100	100%
41																		0	100	100%
42																		0	100	100%
43																		0	100	100%
44																		0	100	100%
45																		0	100	100%
46																		0	100	100%
47																		0	100	100%
48																		0	100	100%
49																		0	100	100%
50																		0	100	100%
51																		0	100	100%
52																		0	100	100%
53																		0	100	100%
54																		0	100	100%
55																		0	100	100%
56																		0	100	100%
57																		0	100	100%
58																		0	100	100%
59																		0	100	100%
60																		0	100	100%
61																		0	100	100%
62																		0	100	100%
63																		0	100	100%
64																		0	100	100%
65																		0	100	100%

Speed Limit without Approved Speed Zone	55
Average Speed	30
10 MPH Pace Speed	25 - 34
Critical (85%) Speed	33



Quad Knopf
 901 East Main Street
 Visalia, CA 93292
 (559) 733-0440

VEHICLE SPEED SURVEY SHEET

Location: 13 Farmersville Boulevard Date: 2/23/2016
Visalia Road to Tulare Street Alignment Day: Tuesday
Direction: Band Number of Lanes: 3 Time: 4:00 PM
Paved Width (ft.): Varies Posted Speed Limit 45 Observer: T. Madison
Bus. District (Y/N): N Res. District: (Y/N) N School Zone (Y/N) Y
Weather: Clear Number of Vehicles Counted: 100
Special Conditions: _____

MPH	Number of Vehicles															Total	Cumul. Total	Cumul. Percent
	5	10	15	20	25	30	35	40	45	50	55	60	65	70	75			
21																0	0	0%
22																0	0	0%
23																0	0	0%
24																0	0	0%
25																0	0	0%
26	X															1	1	1%
27																0	1	1%
28	X															1	2	2%
29	X	X														2	4	4%
30	X															1	5	5%
31																0	5	5%
32	X	X	X	X	X	X										6	11	11%
33	X															1	12	12%
34	X	X	X	X	X	X	X									7	19	19%
35	X	X														2	21	21%
36	X	X	X	X	X											5	26	26%
37	X															1	27	27%
38	X	X	X	X	X	X	X	X	X	X	X	X				13	40	40%
39	X	X	X	X	X	X										6	46	46%
40	X	X	X	X	X	X										6	52	52%
41	X	X	X	X												4	56	56%
42	X	X	X	X	X	X										6	62	62%
43	X	X	X	X	X											5	67	67%
44	X	X	X	X	X	X	X	X								8	75	75%
45	X	X	X	X	X	X	X	X	X							9	84	84%
46	X	X	X													3	87	87%
47	X															1	88	88%
48	X	X	X													3	91	91%
49	X	X														2	93	93%
50	X	X	X	X												4	97	97%
51	X	X														2	99	99%
52																0	99	99%
53																0	99	99%
54	X															1	100	100%
55																0	100	100%
56																0	100	100%
57																0	100	100%
58																0	100	100%
59																0	100	100%
60																0	100	100%
61																0	100	100%
62																0	100	100%
63																0	100	100%
64																0	100	100%
65																0	100	100%

Speed Limit without Approved Speed Zone	55
Average Speed	40
10 MPH Pace Speed	36 - 45
Critical (85%) Speed	46


Quad Knopf
 901 East Main Street
 Visalia, CA 93292
 (559) 733-0440

CITY OF FARMERSVILLE

ORDINANCE NO. 447

AN ORDINANCE ADJUSTING THE SPEED LIMITS OF MOTOR VEHICLES ON CERTAIN STREETS IN THE CITY OF FARMERSVILLE PURSUANT TO THE PROVISIONS OF SECTION 22357 OF THE VEHICLE CODE OF THE STATE OF CALIFORNIA

THE CITY COUNCIL OF THE CITY OF FARMERSVILLE, COUNTY OF TULARE, STATE OF CALIFORNIA, DOES ORDAIN AS FOLLOWS:

SECTION 1. The City Council of the City of Farmersville determines upon basis of an engineering and traffic survey that speeds different than existing speeds would better facilitate the orderly movement of vehicular traffic and would be reasonable and safe upon the following streets of Farmersville at the following speed limits:

- (1) Noble Avenue between Farmersville City Limits and Farmersville Boulevard: 40 miles per hour (MPH)
- (2) Farmersville Boulevard between Noble Avenue and Walnut Avenue: 50 MPH
- (3) Walnut Avenue between Road 156 and Farmersville Boulevard: 50 MPH
- (4) Walnut Avenue between Farmersville Boulevard and Road 168: 50 MPH
- (5) Farmersville Boulevard between Walnut Ave and Citrus Drive: 35 MPH (no change)
- (6) Petunia Street between Ventura Avenue and Farmersville Boulevard: 35 MPH
- (7) Front Street between Ventura Avenue and Farmersville Boulevard: 35 MPH
- (8) Farmersville Boulevard between Front Street and Visalia Road: 35 MPH (no change)
- (9) Visalia Road Between Virginia Avenue and Farmersville Boulevard: 45 MPH
- (10) Visalia Road Between Brundage Avenue and Farmersville Boulevard: 45 MPH
- (11) Farmersville Boulevard between Visalia Road and Tulare Street alignment: 45 MPH

SECTION 2. The provisions of this Ordinance shall not apply to any 25 miles per hour prima facie limit that is applicable when passing a school building or the grounds thereof.

SECTION 3. Upon the erection of appropriate signs giving notice of the speed limit permitted by this ordinance on the streets mentioned herein, and after June 14, 2010, this ordinance will become effective, and the maximum speed mentioned herein permitted.

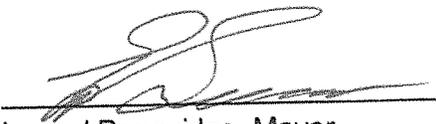
SECTION 4. This Ordinance rescinds Ordinance No. 392 "an ordinance Increasing Speed Limits of Motor Vehicles on Certain Streets in the City of Farmersville

Pursuant to the Provisions of Section 223577 of the Vehicle Code of the State of California" adopted on May 14, 2001.

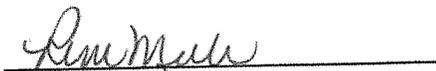
SECTION 5. The City Clerk of the City of Farmersville is ordered to post copies of this Ordinance in three (3) public places in the City of Farmersville within fifteen (15) days after passage of this ordinance.

Passed and adopted at the regular meeting of the City Council of the City of Farmersville held on the 14th day of June, 2010 by the following votes:

AYES: 5
NOES: 0
ABSTENTION 0
ABSENT: 0



Leonel Benavides, Mayor

ATTEST: 

Rene Miller, Acting City Clerk



Gregorio Gomez, Mayor
Paul Boyer, Mayor Pro Tem
Don Rowlett, Council Member
Matt Sisk, Council Member
Leonel Benavides, Council
Member

DRAFT MINUTES

Farmersville City Council

Regular Meeting

May 9, 2016 - 7:00 p.m.

Meeting held in Civic Center Council Chambers
909 W. Visalia Road Farmersville, California

1. Call To Order
2. Roll Call – All Present,
Mayor Gomez, Mayor Pro Tem Boyer, Council Members Rowlett, Sisk, and Benavides.
3. Invocation was led by Councilmember Benavides
4. Pledge Of Allegiance led by Mayor Pro Tem Boyer
5. Presentations

5.I. Recommendation By Mayor Gomez and Council: Recognition of Mr. Roberto Urquilla
Recognition of Farmersville resident Mr. Roberto Urquilla for completing the 120th Boston
Marathon.

Mayor Gomez presented Mr. Urquilla with a Plaque of recognition by the City Council.

5.II. Proclamation By City Council Honoring National Public Works Week.
Proclamation By City Council Honoring National Public Works Week- May 15th to May 21st,
2016.

*Tom McCurdy, Public Works Project Manager with Quad Knopf introduced this item in
recognition of National Public Works Week and Mr. Dale Wyckoff, City Director of Public
Works was presented with a Proclamation by Mayor Gomez and City Council in honor of
public works employees.*

5.III. Presentation: American Public Works Association National Awards Presentation by Tom
McCurdy with Quad Knopf as American Public Works Association (APWA) Delegate for the
Central California Chapter of APWA, with possible direction to Staff.

*Tom McCurdy, Public Works Project Manager with Quad Knopf introduced this item as
delegate from the America Public Works Association (APWA), Central California Chapter
to inform the Council that the Cameron Creek Water Restoration Project will be receiving
the National APWA Award for Small City Project of the Year in Minneapolis in August.
City Manager Jansons encouraged the Council to consider sending a representative to
accept the award on the City's behalf. Mayor Gomez motioned to name Councilmember
Benavides as City's representative since he was Mayor at the time the project was
initiated. Benavides declined due to difficulty for him to go out of town.*

*Mayor Gomez expressed his interest in being the City's representative. Discussion
ensued by Mayor Pro Tem Boyer citing concerns with expense involved. City Manager
Jansons said he looked in to fundraising or donations but that proved problematic for City
officials.*

Discussion ended with no decision or direction from City Council.

5.IV. Presentation by Police Chief on Police Explorers Activities Overview of recent Police Explorer Program highlights by Police Chief Mario Krstic.

Police Chief Krstic introduced this item and Sgt. Ralph Vasquez, Explorer Program Coordinator, presented an overview of the Explorer Program and recent highlights of their activities.

6. Public Comment

Provides an opportunity for members of the public to address the City Council on items of interest to the public within the Council's jurisdiction and which are not already on the agenda this evening. It is the policy of the Council not to answer questions impromptu. Concerns or complaints will be referred to the City Manager's office. Speakers should limit their comments to not more than two (2) minutes. No more than twenty (20) total minutes will be allowed for Public Comment. For items which are on the agenda this evening, members of the public will be provided an opportunity to address the council as each item is brought up for discussion. Comments are to be addressed to the Council as a body and not to any individual Council Member.

Mary Maldonado, resident, inquired about responsibility for fences between adjoining properties. Staff responded that it is between the adjacent property owners to agree on maintenance, repairs, replacement and costs. Ms. Maldonado also expressed concern about package theft from front porches. Mayor Gomez advised her to contact the Post Office. Police Chief Krstic and Code Officer to follow up with Ms. Maldonado.

7. Consent Agenda

Under a CONSENT AGENDA category, a recommended course of action for each item is made. Any Council Member or Member of the Public may remove any item from the CONSENT AGENDA in order to discuss and/or change the recommended course of action, and the Council can approve the remainder of the CONSENT AGENDA.

7.I. Recommendation By City Clerk Pro Tem: Draft City Council Meeting Minutes of April 25, 2016
Consideration of draft meeting minutes from regular City Council meeting of April 25, 2016.

7.II. Recommendation By Finance Director: Warrant Register Recommend approval of Warrant Register for the period April 1, 2016 to April 30, 2016.

7.III. Recommendation By City Engineer: Resolution 2016-019 - West Walnut Avenue Project
Recommend Approval of draft Resolution 2016-019, approving Notice of Exemption for West Walnut Avenue Safe Routes to Schools Project.

7.IV. Recommendation By City Manager: Extension of Lease For 143 E. Front Street
Recommend approval of request to extend lease for 143 E. Front Street with Turning Point of Central California.

*Motion to approve by Boyer, 2nd by Sisk,
Consent Agenda Items 7.I, 7.III and 7.IV approved by vote of 5-0 (Gomez, Boyer, Sisk,
Rowlett, and Benavides)*

*Consent Agenda Item 7.II, Warrants Approved by vote of 4-0-1 (Gomez, Rowlett, Sisk,
Benavides in the affirmative, with Boyer abstaining from Warrants associated with Self
Help Ent.)*

8. Discussion Action Items (New Business)

8.I. Recommendation By City Manager: Recreation Fund Grant Request Recommend City Council consider request from Farmersville ASA Pee Wee and Girls Softball for \$1,000 from City Recreation Fund.

Motion by Rowlett to approve, 2nd by Benavides. Approved by vote of 5-0 (Gomez, Boyer, Sisk, Rowlett, Benavides).

Mayor Gomez requested staff process grant checks to recipients faster.

8.II. Recommendation By City Engineer: Draft Resolution 2016-018 for Landscape and Lighting Districts for Fiscal Year 2016-2017. Recommendation to approve draft Resolution 2016-018 to initiate approval and adoption process for Landscape and Lighting Districts for Fiscal Year 2016-2017.

Presentation of this item by Tom McCurdy, Public Works Project Manager with Quad Knopf. Discussion and questions by Council regarding areas covered by Districts and process by which rates can be raised.

Motion by Benavides to approve, 2nd by Rowlett. Approved by vote of 5-0 (Gomez, Boyer, Sisk, Rowlett, Benavides).

8.III. Recommendation By City Manager and Chief of Police Regarding Code Assistance, Compliance and Enforcement Program Recommend Council hear an updated presentation by City Manager and Chief of Police regarding Code Assistance, Compliance and Enforcement Program, with possible direction to Staff.

City Manager Jansons presented this time as an update to the Code Discussion form March reaffirming the Council's March direction and progress made in increasing the effectiveness of the program since then.

Comment contributed by Fire Chief Crivello regarding weed abatement and abandoned budding risk management.

Comments by Chief Krstic about Code Officer training and opportunity to adopt International Bldg., Maint. Code, and challenges associated with no value properties and abatements. Cited two recent cases where staff team has taken proactive measures to ensure safety and abate nuisance on Gene St. and Birch St.

Recent articles show that most cities and Fresno in particular, struggle with dilapidated properties and owner responsibility.

Chief Crivello added recognizing challenges of having only a half time code officer. In Porterville for example with a population of over 50, 00, they only have one full-time person. Countywide code officers meetings and networking to resume quarterly this year.

Mayor Pro Tem Boyer inquired about utilizing CDBG Program income for Code activities. Staff will look into that.

Mayor Gomez concerned about lack of enforcement on nights and weekends. Krstic responded he often adjust hours to fill that void and is talking with Woodlake about a sharing arrangement.

9. Council Reports

9.I. City Council Reports

Councilmember Benavides:

Councilperson Benavides expressed his concerns about having too many problems with landlords and renters who just don't care about their behavior. He suggested the City re-evaluate its efforts. He stated that senior citizens don't call the Police they call him for help. He cited examples of loud music, aggressive loose dogs, and that the Council needs to remain vigilant. Officers are good at responding, but these things still happen.

Benavides continues that condition of city is getting worse and it's because of outsiders who are coming in to live in town. Our priorities should be kids and seniors citizens and wonders is staff understands that. He stated that 14 years is long enough to wait for improvement since he's been on Council and stated that together, the Council can solve these problems.

Mayor Pro Tem Boyer:

Commented that Police officers responded well to recent accident with and run of parked car on hi street.

Councilmember Rowlett:

Praised the Police Dept. and shared an experience where he saw the police do a great job to ensure pedestrian safety by stopping traffic for children.

Councilmember Sisk:

No Report

Mayor Gomez:

Inquired about a situation he heard about in a neighboring community regarding impounding of car and what our process sis. Chief Krstic responding about Farmersville's process.

Thanked Police Dept. for attending Parade Planning meeting.

Interested in looking into the residential rental permit process and rules associated with that.

Notified Council of need to have Special City Council meeting on June 6, 2016 to review draft FY 16-17 budget.

City Council Representatives to External / Internal

Organizations and Committees

Council of Cities: Mayor Gomez

Alternate: Councilmember Benavides

TCAG: Mayor Gomez

Alternate: Mayor Pro Tem Boyer

TCAG Rail Comm: Councilmember Sisk
CWMA Board: Mayor Gomez
Alternate: Mayor Pro Tem Boyer
EDC: Councilmember Benavides
Alternate: Mayor Pro Tem Boyer
Delta Vector: VACANT (Recruitment pending)
Home Loan Approval Committee:
Mayor Gomez & Councilmember Benavides
SJVAPCD: Councilmember Benavides
Alternate: Mayor Gomez
2016 Community Funding Ad-Hoc Committee
Mayor Gomez
Councilmember Benavides
Alternate: Councilmember Sisk

10. City Manager Report

City Manager Jansons shred a few items including:

- 1. That AB 1758, by Mark Stone supported by the Council, was defeated in Committee and will not advance. This bill would have aided rural communities with Broadband access.*
- 2. Asked if there were any questions associated with the recent Council newsletter?*
- 3. Distributed a copy of breaking news regarding continuance of Water Restrictions by the Governor.*

11. City Attorney Report

No Report by City Attorney Berry.

12. Future Agenda Items

12.I. Future Agenda Items

Future Agenda Items - Dates to Be Determined:

- 1) Special City Council Meeting - Monday, June 6th: FY 16/17 Budget Workshop.
- 2) 2nd Reading and Adopt Ordinance 471 pertaining to Organic Waste Recycling.
- 3) First Reading and Introduction of Ordinance 472 Amending Municipal Code Section 1.08 pertaining to Posting of Agendas and Notices
- 4) First Reading and Introduction of Ordinance 473 Amending Municipal

Code Section 2.21 pertaining to Meeting Schedule for Recreation Advisory Commission.

5) First Reading and Introduction of Ordinance considering Amendment to Zoning Code pertaining to Drive Thru uses in Downtown Commercial District.

6) No Parking on Terry Lane

13. Adjourn To Closed Session or Adjourn To Next Meeting

JAG-5-17-16

No Closed Session, Meeting adjourned at 8:43 PM.

14. Signature Line

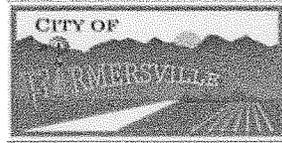
ATTEST: _____

Gregorio Gomez
Mayor

Paul Boyer,
City Clerk Pro Tem

The City of Farmersville Civic Center and City Council Chambers comply with the provisions of the Americans with Disabilities Act (ADA). Anyone needing special assistance please contact City Hall at (559) 747-0458 please allow at least six (6) hours prior to the meeting so that staff may make arrangements to accommodate you.

Materials related to an item on this agenda submitted to the Council after distribution of the agenda packet are available for public inspection in the City's offices during normal business hours.



City Council

Staff Report

TO: Honorable Mayor and City Council
FROM: John Jansons, City Manager *JJ*
DATE: May 23, 2016
SUBJECT: Amendment and Reclassification of City Clerk Position

RECOMMENDED ACTION:

It is respectfully recommended that the City Council approve the amendment and reclassification of the position of City Clerk to City Clerk / Executive Assistant.

BACKGROUND and DISCUSSION:

In 2014 the City council authorized a part-time city clerk position. That position was later filled in February of 2015, with the incumbent separating from City service in March of this year, 2016.

Following the vacancy, staff has researched similar positons whereby the City Clerk serves dual roles by providing administrative support to the City Manager's Office, other City Departments and the City Council under full-time status. Staff strongly recommends this expanded role because of the need for administrative support to management, the volume of work associated with grant-funded projects currently in pre-development or under construction, now and in the foreseeable next few years, and with Council elections occurring this Fall.

As a result, staff has re-defined the position to better fit current and future needs and the revised job description is **Attachment 1** to this report.

COORDINATION & REVIEW:

The recommended action is required to receive City Council approval for the Personnel Officer, in this City Manager to authorize creation and filling of the position pursuant to the City Personnel Manual (**excerpt: Attachment 2**) Section: Rule III. Position Classification, wherein Section 1, "Position Classification Plan", it states:

"A. The Council, upon recommendation of the personnel officer, shall create and maintain classes of positions in the city service which classes shall be known as the "Position Classification Plan of the City of Farmersville."

FISCAL IMPACT:

The position is confidential / classified and is FLSA overtime exempt. The cost of a full-time position is approximately \$80,000 annually, which accounts for 40% of additional work time and customary employee benefit package over previous part-time cost.

CONCLUSION:

It is respectfully recommended that the City Council approve the amendment and reclassification of the position of City Clerk to City Clerk / Executive Assistant.

Attachment(s): 2

- 1) Position Description
- 2) Personnel Manual Section, Rule III.

Recommended By:



John Jansons, City Manager

CITY OF FARMERSVILLE
CITY CLERK/EXECUTIVE ASSISTANT

*Class specifications are only intended to present a descriptive summary of the range of duties and responsibilities associated with specified positions. Therefore, specifications **may not include all** duties performed by individuals within a class. In addition, specifications are intended to outline the **minimum** qualifications necessary for entry into the class and do not necessarily convey the qualifications of incumbents within the position.*

DEFINITION:

Under the general direction of the City Manager, this CITY CLERK/EXECUTIVE ASSISTANT position oversees and conducts the operations and duties of the City Clerk's Office, and is the Executive Assistant to the City Manager. These functions include performance of statutory City Clerk duties and all administrative tasks related to maintaining the functions of the City Clerk's Office. These functions also include providing responsible and complex staff support to the City Council and City Manager, as directed by the City Manager.

DISTINGUISHING CHARACTERISTICS:

The **City Clerk/Executive Assistant** is a single position management class, which administers functions and operations of the City Clerk's Office, including records management and retention, production, posting, and publication of agendas, agenda packets, and minutes for the City Council; responds to public records requests; and monitors and makes recommendations on Legislative and City Management budgets. The incumbent also provides confidential and complex administrative support to the City Council and City Manager.

SUPERVISION RECEIVED/EXERCISED:

Receives general direction from the City Manager and his/her designee as assigned by City Manager. Exercises direct and indirect supervision over assigned staff.

ESSENTIAL FUNCTIONS: *(include but are not limited to the following)*

- Performs all City Clerk's activities and services, including activities associated with the production, publication, and maintenance of City records, agendas, minutes, and Public Hearing Notices relating specifically to City Council; maintains rosters of other boards and commissions; coordinates activities with other City officials, departments, outside agencies, organizations, and the public; prepares and reviews staff reports, resolutions, and ordinances.
- Plans for and oversees production of City Council meetings, Planning Commission meetings, and meetings of other City Boards and Advisory Bodies, including setting up Council chambers, preparing and setting out materials, unlocking/locking doors, turning on audio/video equipment, and other such related tasks; ensures that meeting agendas are posted in an accurate and timely manner; ensures public hearing notices are posted and published as required by

statute; takes minutes and maintains an accurate record of the proceedings of the City Council, Planning Commission, and other related boards; follows up on Council actions, Planning Commission actions, and other City Board actions, to ensure timely preparation, indexing, and filing of minutes, letters, agreements, hearing records, public works contracts, resolutions, ordinances, deeds, and other vital records.

- Oversees codification of the Municipal Code.
- Plans and directs the conduct of municipal elections; prepares candidate handbook; coordinates Council candidate orientations and new Council Member orientations; serves as liaison with County elections officials.
- Oversees recruitment process and preparation of staff reports and resolutions for Council appointments to City Boards and Advisory Bodies, and preparation and posting of vacancies on such Boards and Advisory Bodies in accordance with state law.
- Serves as the filing officer/filing official for statements of economic interest for designated employees, certain appointed officials, officeholders, candidates, and committees; coordinates filings with the Fair Political Practices Commission; prepares staff reports and resolutions for biennial review of Conflict of Interest Code as required by state law.
- Provides a variety of information gathering and records retrieval research services to the public and public officials regarding elections, local government legislative processes and actions, municipal corporate history, and Fair Political Practices Commission filings; analyzes and explains laws and regulations related to public records, meeting notification, archival research, municipal elections, campaign financing, and conflicts of interest.
- Processes and monitors claims against the City; provides follow-up as required and requested by the claims administrator and/or City Attorney.
- Provides Notary Public services for City documents.
- Provides a variety of complex clerical and administrative support functions to the City Council and City Manager, including preparing correspondence, processing mail, calendaring appointments, making travel arrangements, planning and making preparations for special events, and conducting research on special projects, as assigned by the City Manager.
- Participates in preparation of annual departmental budget; purchases department supplies, City letterhead, envelopes, business cards, and department equipment.
- Assists the City Manager with preparation of press releases; updates the City's website as needed.
- Administers the process for receiving and recording official bids; oversees bid openings; responds to public inquiries on bid results.

- May participate in hiring, training, supervising, and evaluating assigned staff, if applicable.
- Responds to and resolves sensitive and complex community and organizational inquiries, issues, and complaints in a professional and discrete manner; establishes and maintains customer service-oriented service delivery.
- Establishes and maintains positive working relationships with representatives of community organizations, state/local agencies and associations, City management and staff, and the public.

PHYSICAL, MENTAL, AND ENVIRONMENTAL WORKING CONDITIONS:

Position requires prolonged sitting, standing, walking, reaching, twisting, turning, kneeling, bending, squatting, and stooping in the performance of daily activities. The position also requires grasping, repetitive hand movement, and fine coordination in preparing statistical reports and data using a computer keyboard. Additionally, the position requires near and far vision in reading correspondence and statistical data and using a computer. Hearing sufficient to provide telephone and personal service and to take meeting minutes of a legislative body is required, as well as speech sufficient to communicate in group settings. The ability to lift, drag, and push files, papers, and documents weighing up to 25 pounds also is required.

Some of these requirements may be accommodated for otherwise qualified individuals requiring and requesting such accommodations.

QUALIFICATIONS: *(The following are minimal qualifications necessary for entry into the classification.)*

Education and/or Experience:

Any combination of education and experience that provides the knowledge, skills, and abilities necessary for a **City Clerk/Executive Assistant**. Typically, a City Clerk/Executive Assistant would possess the equivalent of three to five years of increasingly responsible experience in a City Manager's and/or City Clerk's Office, including at least one year directly engaged in municipal records management, and an associate's degree or equivalent. A bachelor's degree in a related field is desirable.

License/Certificate:

Possession of, or the ability to obtain, a valid Class C California driver's license prior to appointment. Possession of a Notary Public certification or ability to acquire within one year of employment. Certification as a Certified Municipal Clerk is desirable.

KNOWLEDGE/ABILITIES/SKILLS: *(The following are a representative sample of the KAS's necessary to perform essential duties of the position.)*

Knowledge of:

Modern principles, practices, and techniques of municipal records management and elections; principles and practices of budget administration; methods and techniques of supervision, training, and motivation; agenda and minutes preparation; basic principles of mathematics; applicable federal, state and local laws, codes, and regulations, including the Brown Act, California Elections Code, FPPC regulations, and the California Public Records Act; methods and techniques of scheduling work assignments; standard office procedures, practices and equipment; modern office equipment, including a computer and applicable software for word processing, spreadsheets, presentations, and website maintenance; methods and techniques for record keeping and report preparation and writing; proper English, spelling, and grammar; occupational hazards and standard safety practices. Fluency; speaking, reading and writing in Spanish is highly desirable.

Ability to:

Develop and administer sound departmental goals, objectives, policies, and methods for evaluating achievement and performance levels; provide information and organize material in compliance with laws, regulations, policies, and procedures; produce agendas, minutes, and a variety of reports; provide complex administrative support to the City Manager and City Council; facilitate group participation and consensus building; work an extended schedule, which includes attending legislative meetings; plan, organize, train, evaluate, and direct work of assigned staff; perform mathematical calculations quickly and accurately; interpret, explain, and apply applicable laws, codes, and regulations; read, interpret, and record data accurately; work independently and as part of a team; analyze complex issues and develop and implement appropriate responses; follow written and oral directions; observe safety principles and work in a safe manner; communicate clearly and concisely, both orally and in writing; establish and maintain effective working relationships.

Skill to:

Operate an office computer and a variety of word processing and Microsoft Office software applications; operate a variety of automated record keeping systems.

IMPORTANT NOTICE

Equal Opportunity Employer

The City of Farmersville is an Equal Opportunity Employer. It is the policy of the City to provide employment opportunity for all qualified persons. All applicants will be considered without regard to race, religion, sex (including gender, gender identity, gender expression and pregnancy), national origin, ancestry, disability, medical condition, genetic characteristics or information, marital status, age, sexual orientation (including homosexuality, bisexuality, or heterosexuality), military and veteran status.

Reasonable Accommodations

The City of Farmersville is committed to providing reasonable accommodation to applicants as required by the Americans with Disabilities Act (ADA) and Fair Employment and Housing Act (FEHA). Individuals with qualified disabilities who need reasonable

accommodation during the selection process must specify the accommodations needed, in writing, at the time when the employment application is submitted.

Legal Right to Work in the United States

The Immigration Reform and Control Act of 1986 requires all new hire employees to submit verification of the legal right to work in the United States within three (3) business days beginning with the first day of work. The City is legally prohibited from employing anyone who cannot provide such verification or documentation.

Emergency Disaster Worker

City of Farmersville employees are registered as an Emergency Disaster Worker. In the event of a declared emergency, City employees shall initially remain at work, or if recalled, shall report to work after completing critical personal and family emergency responsibilities.

Provisions

The provisions of this job announcement do not constitute a contract, expressed or implied, and any provision contained in this job announcement may be modified or revoked without notice.

Rev 05-16

Approved & Adopted:

Signature: _____
City Manager

Date: _____

2. Soliciting or receiving political passage or defeat of a ballot measure which affect the rate of pay, hours of work, retirement, merit system, or other working condition of state or city employees, provided however, that such activities may not be conducted in city offices during working hours.

Section 3. "Loyalty Oath: All city employees are required to sign a loyalty oath as follows:

Oath of Affirmation of Allegiance...for Public Employees

"I _____, do solemnly swear (or affirm) that I will support and defend the constitution of the United States and the constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the constitution of the United States and the constitution of the State of California; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties which I am about to assume. I am not participating in any strike against the government of Farmersville and will not so participate while an employee of the City of Farmersville".

Section 4. "Amendment and Revision of Rules": Recommendation for amendment and revisions of these rules may be made by the personnel officer after compliance with Government Code 3500 et. seq. Unless otherwise noted, amendments and revisions shall become effective upon adoption by the Council.

Section 5. "Applicability": Except as indicated to the contrary by this resolution or Chapter 2.14 of the Municipal Code the provisions of this resolution apply to all city employees.

Rule III. Position Classification

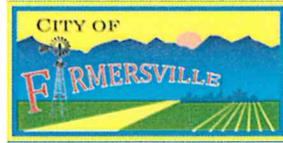
Section 1. "Position Classification Plan":

A. The Council, upon recommendation of the personnel officer, shall create and maintain classes of positions in the city service which classes shall be known as the "Position Classification Plan of the City of Farmersville."

B. The official copy of each class specification shall be as contained in the personnel manual. The official copy of the specification shall be open to inspection by employees and the public.

C. Class specifications referred to herein are hereby incorporated herein and made a part of this resolution by reference, and any modification or amendment thereto, except title changes and minor revisions which may be approved by the personnel officer; shall only be effected by a majority vote of the Council.

Section 3. "Allocation of Positions": The personnel officer shall review all proposed and materially changed positions to determine and make appropriate class allocations. Except as may be approved by the Council in response to an urgency situation, no position shall be filled until said position has been classified.



City Council

Staff Report

TO: Honorable Mayor and City Council

FROM: John Jansons, City Manager *JJJ*

DATE: May 23, 2016

SUBJECT: Waive First Reading and Introduce by Title Only Draft Ordinance #473 authorizing proposed Amendments to Farmersville Municipal Code Sections 1.08 pertaining to Posting of Agendas and Notices.

RECOMMENDED ACTION:

It is respectfully recommended that the City Council Waive First Reading and Introduce by Title Only Draft Ordinance #473 Authorizing Proposed Amendments to Farmersville Municipal Code Section 1.08 Pertaining to Posting of Agendas and Notices.

BACKGROUND and DISCUSSION:

On March 23, 2016, the City Council reviewed an supported proposed changes to the Farmersville Municipal Code (FMC) Section 2.21 that governs Section 1.08 Pertaining to Posting of Agendas and Notices.

At that time the City Council agreed to retain the Post Office location, City Hall location, but remove the Front Street location. There was some discussion about utilizing the Community Center, but staff recommends against that due to capacity issue associated with the building's users.

With the capability associated with the City's new website, the City can meet it posting requirements under the Brown Act through its website and at the place of meeting(s) without the additional cost and labor of unnecessary physical posting around the City.

Adoption of draft Ordinance 473 (**Attachment 1**) will reduce inefficiencies associated with outdated posting locations. A redline strike out version is provide as **Attachment 2**, shows the particular changes proposed.

If advanced, a summary of proposed Ordinance #473 will be published in advance of Second Reading and final adoption, next month, with the new Ordinance going into effect 30 days later.

COORDINATION & REVIEW:

The recommended actions in this report have been reviewed and coordinated with, and received the concurrence of, the City Council, all City departments and the City Attorney.

FISCAL IMPACT:

Cost of preparing an updated Ordinance is minimal and is offset by efficiencies in improving public noticing practices.

CONCLUSION:

It is respectfully recommended that the City Council Waive First Reading and Introduce by Title Only Draft Ordinance #473 Authorizing Proposed Amendments to Farmersville Municipal Code Section 1.08 Pertaining to Posting of Agendas and Notices.

Attachment(s): 2

- 1) Draft Ordinance #473
- 2) FMC Section 1.08 redline & strike out version showing changes proposed.

Recommended By:



John Jansons, City Manager

DRAFT

ORDINANCE NO. 473

AN ORDINANCE OF THE CITY OF FARMERSVILLE
UPDATING FARMERSVILLE MUNICIPAL CODE
SECTION 1.08.010 WITH MODERN AGENDA POSTING
REQUIREMENTS.

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

Section 1. CODE AMENDMENT. Section 1.08.010 of Title 1 of the
Farmersville Municipal Code is hereby amended to read in its entirety as follows:

1.08.010 - Locations designated.

The City Clerk shall be responsible for ensuring timely posting of all
meeting agendas and notices required by law and shall be supervised by the
City Manager. The following places are designated as the public posting
places to be used by the public officials of the city for the posting of public
notices and ordinances:

- A. Farmersville Civic Center City Hall, 909 W. Visalia Road, Farmersville,
California;
- B. The Internet website of the City of Farmersville;
- C. The US Post Office, 382 Farmersville Blvd. Farmersville California

[Ord. ___ § 1, 2016; Ord. 403 § 2, 2003; Ord. 142 § 1, 1975; Ord. 55 § 1,
1965; Ord. 34 § 1, 1962].

Section 2. CEQA REVIEW. The City Council hereby finds that this ordinance is
not subject to review under the California Environmental Quality Act (CEQA) pursuant
to CEQA Guidelines sections 15060(c)(2) [the activity will not result in a direct or
reasonably foreseeable indirect physical change in the environment] and 15061(b)(3)
[there is no possibility the activity in question may have a significant effect on the
environment]. In addition to the foregoing general exemptions, the City Council further
finds that the ordinance is categorically exempt from review under CEQA under the
Class 8 categorical exemption [regulatory activity to assure the protection of the

environment]. The City Clerk is hereby directed to ensure that a *Notice of Exemption* is filed pursuant to CEQA Guidelines section 15062 [14 C.C.R. § 15062].

Section 3. NO LIABILITY. The provisions of this ordinance shall not in any way be construed as imposing any duty of care, liability or responsibility for damage to person or property upon the City of Farmersville, or any official, employee or agent thereof.

Section 4. PENDING ACTIONS. Nothing in this ordinance or in the codes hereby adopted shall be construed to affect any suit or proceeding pending or impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance or code repealed by this ordinance, nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

Section 5. SEVERABILITY. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this ordinance, or its application to any person or circumstance, is for any reason held to be invalid or unenforceable, such invalidity or unenforceability shall not affect the validity or enforceability of the remaining sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases of this ordinance, or its application to any other person or circumstance. The City Council of the City of Farmersville hereby declares that it would have adopted each section, subsection, subdivision, paragraph, sentence, clause or phrase hereof, irrespective of the fact that any one or more other sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases hereof be declared invalid or unenforceable.

Section 6. CONSTRUCTION. The City Council intends this ordinance to supplement, not to duplicate or contradict, applicable state and federal law and this ordinance shall be construed in light of that intent. To the extent the provisions of the Farmersville Municipal Code as amended by this ordinance are substantially the same as provisions in the Farmersville Municipal Code existing prior to the effectiveness of this ordinance, then those amended provisions shall be construed as continuations of the earlier provisions and not as new enactments.

Section 7. EFFECTIVE DATE. The foregoing ordinance shall take effect

thirty (30) days from the date of the passage hereof. Prior to the expiration of fifteen (15) days from the passage hereof a certified copy of this ordinance shall be posted in the office of the City Clerk pursuant to Government Code section 36933(c)(1) and a summary shall be published once in the _____, a newspaper printed and published in the City of Farmersville, State of California, together with the names of the Council members voting for and against the same.

THE FOREGOING ORDINANCE was passed and adopted by the City Council of the City of Farmersville, State of California, on _____, 2016 at a regular meeting of said Council duly and regularly convened on said day by the following vote:

AYES: _____
NOES: _____
ABSTAIN: _____
ABSENT: _____

GREGORIO GOMEZ, Mayor
CITY OF FARMERSVILLE

ATTEST: _____
City Clerk Pro Tem
CITY OF FARMERSVILLE

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF FARMERSVILLE
UPDATING FARMERSVILLE MUNICIPAL CODE
SECTION 1.08.010 WITH MODERN AGENDA POSTING
REQUIREMENTS.

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

Section 1. CODE AMENDMENT. Section 1.08.010 of Title 1 of the
Farmersville Municipal Code is hereby amended to read in its entirety as follows:

1.08.010 - Locations designated.

The City Clerk shall be responsible for ensuring timely posting of all meeting agendas and notices required by law and shall be supervised by the City Manager. The following places are designated as the public posting places to be used by the public officials of the city for the posting of public notices and ordinances:

- A. Farmersville Civic Center City Hall, 909 W. Visalia Road, Farmersville, California;
- B. ~~United States Post Office, 382 North Farmersville Boulevard, Farmersville, California~~The Internet website of the City of Farmersville;
- C. ~~City of Farmersville Fire Station No. 2, 846 N. Magnolia Avenue, Farmersville, California.~~

[Ord. § 1, 2016; Ord. 403 § 2, 2003; Ord. 142 § 1, 1975; Ord. 55 § 1, 1965; Ord. 34 § 1, 1962].

Section 2. CEQA REVIEW. The City Council hereby finds that this ordinance is not subject to review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines sections 15060(c)(2) [the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment] and 15061(b)(3) [there is no possibility the activity in question may have a significant effect on the

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environment]. In addition to the foregoing general exemptions, the City Council further finds that the ordinance is categorically exempt from review under CEQA under the Class 8 categorical exemption [regulatory activity to assure the protection of the environment]. The City Manager is hereby directed to ensure that a *Notice of Exemption* is filed pursuant to CEQA Guidelines section 15062 [14 C.C.R. § 15062].

Section 3. NO LIABILITY. The provisions of this ordinance shall not in any way be construed as imposing any duty of care, liability or responsibility for damage to person or property upon the City of Farmersville, or any official, employee or agent thereof.

Section 4. PENDING ACTIONS. Nothing in this ordinance or in the codes hereby adopted shall be construed to affect any suit or proceeding pending or impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance or code repealed by this ordinance, nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

Section 5. SEVERABILITY. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this ordinance, or its application to any person or circumstance, is for any reason held to be invalid or unenforceable, such invalidity or unenforceability shall not affect the validity or enforceability of the remaining sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases of this ordinance, or its application to any other person or circumstance. The City Council of the City of Farmersville hereby declares that it would have adopted each section, subsection, subdivision, paragraph, sentence, clause or phrase hereof, irrespective of the fact that any one or more other sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases hereof be declared invalid or unenforceable.

Section 6. CONSTRUCTION. The City Council intends this ordinance to supplement, not to duplicate or contradict, applicable state and federal law and this ordinance shall be construed in light of that intent. To the extent the provisions of the Farmersville Municipal Code as amended by this ordinance are substantially the same as provisions in the Farmersville Municipal Code existing prior to the effectiveness of

this ordinance, then those amended provisions shall be construed as continuations of the earlier provisions and not as new enactments.

Section 7. EFFECTIVE DATE. The foregoing ordinance shall take effect thirty (30) days from the date of the passage hereof. Prior to the expiration of fifteen (15) days from the passage hereof a certified copy of this ordinance shall be posted in the office of the City Clerk pursuant to Government Code section 36933(c)(1) and a summary shall be published once in the _____, a newspaper printed and published in the City of Farmersville, State of California, together with the names of the Council members voting for and against the same.

THE FOREGOING ORDINANCE was passed and adopted by the City Council of the City of Farmersville, State of California, on _____, 2016 at a regular meeting of said Council duly and regularly convened on said day by the following vote:

AYES: _____
NOES: _____
ABSTAIN: _____
ABSENT: _____

DRAFT

GREGORIO GOMEZ, Mayor
CITY OF FARMERSVILLE

ATTEST: _____
PATRICIA BUTTON, City Clerk
CITY OF FARMERSVILLE



City Council

Staff Report

TO: Honorable Mayor and City Council

FROM: John Jansons, City Manager. *JJJ*

DATE: May 23, 2016

SUBJECT: Waive First Reading and Introduce by Title Only Draft Ordinance #474 Authorizing Proposed Amendments to Farmersville Municipal Code Section 2.21 Pertaining to Recreation Advisory Commission.

RECOMMENDED ACTION:

It is respectfully recommended that the City Council Waive First Reading and Introduce by Title Only Draft Ordinance #474 Authorizing Proposed Amendments to Farmersville Municipal Code Section 2.21 Pertaining to Recreation Advisory Commission.

BACKGROUND and DISCUSSION:

On March 2016, the City Council reviewed and supported proposed changes to the Farmersville Municipal Code (FMC) Section 2.21 that governs the activities and operation of the Recreation Advisory Committee (RAC) in order to make the Committee more efficient and effective.

Amendment of Section 2.21 will address non-compliant management of this Advisory Committee. Adoption of draft Ordinance 473 (**Attachment 1**) will advance this effort to improve the workings of the committee. A redline strike out version is provide as **Attachment 2**, to show the particular changes proposed.

If advanced, a summary of the proposed Ordinance will be published in advance of Second Reading and final adoption, next month, with the new Ordinance going into effect 30 days later.

COORDINATION & REVIEW:

The recommended actions in this report have been reviewed and coordinated with, and received the concurrence of, the City Council, the RAC, all City departments and the City Attorney.

FISCAL IMPACT:

Cost of preparing an updated Ordinance is minimal and is offset by efficiency in improving Committee function and management.

CONCLUSION:

It is respectfully recommended that the City Council Waive First Reading and Introduce by Title Only Draft Ordinance #474 Authorizing Proposed Amendments to Farmersville Municipal Code Section 2.21 Pertaining to Recreation Advisory Commission.

Attachment(s): 2

- 1) Draft Ordinance #474
- 2) FMC Section 2.21 with redline & strike-out showing changes.

Recommended By:



John Jansons, City Manager

DRAFT

ORDINANCE NO. 474

AN ORDINANCE OF THE CITY OF FARMERSVILLE
REPEALING AND ENACTING PROVISIONS
PERTAINING TO NEW NUMBER OF RECREATION
COMMISSIONERS, STAGGERING OF TERMS, SETTING
OF REGULAR MEETINGS AND FUNDRAISING.

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

Section 1. CODE AMENDMENT. Sections 2.21.020, 2.21.030 and 2.21.050
of Chapter 2.21 of Title 2 of the Farmersville Municipal Code are hereby amended to
read in their entirety as follows:

2.21.020 Membership.

The commission shall consist of at least five (5) members and may consist
of any larger and odd number of members duly appointed. Commissioners
must be appointed by the City Council. All commissioners shall be
registered voters and permanent residents of the city. Each commissioner
shall hold office for the term prescribed in this Chapter and until his/her
successor is appointed.

2.21.030 Terms.

A. Members of the commission and their successors shall be appointed
for terms of three years each. Initial terms shall be drawn by lot with two
terms for two years each and three terms for three years each.

B. The City Council may by resolution re-stagger the terms of members
of the commission by extending the term of any commissioner.

2.21.050 Meetings.

The commission must hold at least one regular meeting each calendar
quarter, and must conform to Rosenberg's Rules of Order or such other
adopted parliamentary rules for the conduct of business and shall keep
accurate records of its minutes, resolutions and recommendations, which
records shall be a public record maintained in the clerk's office. Regular
meetings of the commission must be held at a location, time and day of the
week as prescribed by the resolution of the City Council. Meetings must be

conducted in accordance with the Ralph M. Brown Act.

Section 2. CODE REPEAL. Sections 2.21.100 is hereby added into Chapter 2.21 of Title 2 of Farmersville Municipal Code, to read in its entirety as follows:

2.21.100 Fundraising.

The commission shall not have official authority to formally engage in fundraising on behalf of the city unless expressly authorized by resolution of the City Council or in writing by the City Manager.

Section 3. NO LIABILITY. The provisions of this ordinance shall not in any way be construed as imposing any duty of care, liability or responsibility for damage to person or property upon the City of Farmersville, or any official, employee or agent thereof.

Section 4. PENDING ACTIONS AND EXISTING VIOLATIONS. Nothing in this ordinance or in the codes hereby adopted shall be construed to affect any suit or proceeding pending or impending in any court or other enforcement proceeding, or any rights acquired, or liability incurred, or any cause or causes of action already acquired or existing, under any act or ordinance or code repealed by this ordinance, nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

Section 5. SEVERABILITY. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this Ordinance, or its application to any person or circumstance, is for any reason held to be invalid or unenforceable, such invalidity or unenforceability shall not affect the validity or enforceability of the remaining sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases of this Ordinance, or its application to any other person or circumstance. The City Council of the City of Farmersville hereby declares that it would have adopted each section, subsection, subdivision, paragraph, sentence, clause or phrase hereof, irrespective of the fact that any one or more other sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases hereof be declared invalid or unenforceable.

Section 6. CONSTRUCTION. The City Council intends this ordinance to supplement, not to duplicate or contradict, applicable state and federal law and this

ordinance shall be construed in light of that intent. To the extent the provisions of the Farmersville Municipal Code as amended by this ordinance are substantially the same as provisions in the Farmersville Municipal Code existing prior to the effectiveness of this ordinance, then those amended provisions shall be construed as continuations of the earlier provisions and not as new enactments.

Section 7. EFFECTIVE DATE. The foregoing ordinance shall take effect thirty (30) days from the date of the passage hereof. Prior to the expiration of fifteen (15) days from the passage hereof a certified copy of this ordinance shall be posted in the office of the City Clerk pursuant to Government Code section 36933(c)(1) and a summary shall be published once in the _____, a newspaper printed and published in the City of Farmersville, State of California, together with the names of the Council members voting for and against the same

THE FOREGOING ORDINANCE was passed and adopted by the City Council of the City of Farmersville, on _____, 2016 at a regular meeting of said City Council duly and regularly convened on said day by the following vote:

AYES: _____
NOES: _____
ABSTAIN: _____
ABSENT: _____

GREGORIO GOMEZ, Mayor
CITY OF FARMERSVILLE

ATTEST: _____
City Clerk Pro Tem
CITY OF FARMERSVILLE

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF FARMERSVILLE
REPEALING AND ENACTING PROVISIONS
PERTAINING TO NEW NUMBER OF RECREATION
COMMISSIONERS, STAGGERING OF TERMS, SETTING
OF REGULAR MEETINGS AND FUNDRAISING.

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

Section 1. CODE AMENDMENT. Sections 2.21.020, 2.21.030 and 2.21.050 of Chapter 2.21 of Title 2 of the Farmersville Municipal Code are hereby amended to read in their entirety as follows:

2.21.020 Membership.

The commission shall consist of at least five (5) members and may consist of any larger and odd number of members duly appointed. Commissioners ~~shall~~must be appointed by the City Council. All commissioners shall be registered voters and permanent residents of the city. Each commissioner shall hold office for the term prescribed in this Chapter and until his/her successor is appointed ~~and qualified.~~

2.21.030 Terms.

A. Members of the commission and their successors shall be appointed for terms of three years each. Initial terms shall be drawn by lot with two terms for two years each and three terms for three years each.

B. The City Council may by resolution re-stagger the terms of members of the commission by extending the term of any commissioner.

2.21.050 Meetings.

The commission ~~shall~~must hold at least one regular meeting ~~on the third Wednesday~~ each calendar month, and ~~shall~~must conform to Rosenberg's Rules of Order or such other adopted parliamentary rules for the conduct of business and shall keep accurate records of its minutes, resolutions, ~~transactions, findings~~ and ~~determine~~recommendations, which records shall be a public record maintained in the clerk's office. Regular meetings of the

commission ~~shall~~must be held ~~in the Farmersville Civic Center beginning at four o'clock p.m.~~ at a location, time and day of the week as prescribed by the resolution of the City Council. Meetings must be conducted in accordance with the Ralph M. Brown Act.

Section 2. CODE REPEAL. Sections 2.21.100 is hereby added into Chapter 2.21 of Title 2 of Farmersville Municipal Code, to read in its entirety as follows:

2.21.100 Fundraising.

The commission shall not have official authority to formally engage in fundraising on behalf of the city unless expressly authorized by resolution of the City Council or in writing by the City Manager.

Section 3. NO LIABILITY. The provisions of this ordinance shall not in any way be construed as imposing any duty of care, liability or responsibility for damage to person or property upon the City of Farmersville, or any official, employee or agent thereof.

Section 4. PENDING ACTIONS AND EXISTING VIOLATIONS. Nothing in this ordinance or in the codes hereby adopted shall be construed to affect any suit or proceeding pending or impending in any court or other enforcement proceeding, or any rights acquired, or liability incurred, or any cause or causes of action already acquired or existing, under any act or ordinance or code repealed by this ordinance, nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

Section 5. SEVERABILITY. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this Ordinance, or its application to any person or circumstance, is for any reason held to be invalid or unenforceable, such invalidity or unenforceability shall not affect the validity or enforceability of the remaining sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases of this Ordinance, or its application to any other person or circumstance. The City Council of the City of Farmersville hereby declares that it would have adopted each section, subsection, subdivision, paragraph, sentence, clause or phrase hereof, irrespective of the fact that any one or more other sections, subsections, subdivisions, paragraphs, sentences, clauses

or phrases hereof be declared invalid or unenforceable.

Section 6. CONSTRUCTION. The City Council intends this ordinance to supplement, not to duplicate or contradict, applicable state and federal law and this ordinance shall be construed in light of that intent. To the extent the provisions of the Farmersville Municipal Code as amended by this ordinance are substantially the same as provisions in the Farmersville Municipal Code existing prior to the effectiveness of this ordinance, then those amended provisions shall be construed as continuations of the earlier provisions and not as new enactments.

Section 7. EFFECTIVE DATE. The foregoing ordinance shall take effect thirty (30) days from the date of the passage hereof. Prior to the expiration of fifteen (15) days from the passage hereof a certified copy of this ordinance shall be posted in the office of the City Clerk pursuant to Government Code section 36933(c)(1) and a summary shall be published once in the _____, a newspaper printed and published in the City of Farmersville, State of California, together with the names of the Council members voting for and against the same

THE FOREGOING ORDINANCE was passed and adopted by the City Council of the City of Farmersville, on _____, 2016 at a regular meeting of said City Council duly and regularly convened on said day by the following vote:

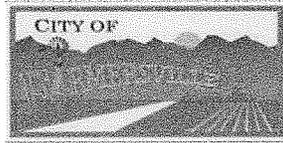
AYES: _____
NOES: _____
ABSTAIN: _____
ABSENT: _____

DRAFT

GREGORIO GOMEZ, Mayor
CITY OF FARMERSVILLE

ATTEST: _____

CITY OF FARMERSVILLE



City Council

Staff Report

TO: Honorable Mayor and City Council

FROM: John Jansons, City Manager 

DATE: May 23, 2016

SUBJECT: Second Reading and Adoption of Ordinance #471: Organic Waste Recycling and Composting

RECOMMENDED ACTION:

It is respectfully recommended that the City Council waive second reading and adopt by title only, Ordinance #471 pertaining to Commercial Food Waste Recycling and Composting as mandated by California Assembly Bill 1826.

BACKGROUND:

In 2014, the State of California adopted Assembly Bill # 1826 (AB 1826) which mandates that local communities implement an organic waste recycling program by April 1, 2016.

AB 1826 mandates that commencing April 1, 2016, each business that generates a specified amount of organic waste per week to engage in recycling services for that organic waste in a specified manner and requires cities to adopt a program to implement organic waste recycling.

AB 1826 decreases the amount of organic waste which subjects a business to specified requirements from eight (8) cubic yards or more to four (4) cubic yards or more on January 1, 2017.

AB 1826 also requires a business which generates four (4) cubic yards or more of commercial solid waste per week, on and after January 1, 2019, to engage in organic waste recycling and, if the Department of Resources Recycling and Recovery ("Department") makes a specified determination, would decrease that amount to two (2) cubic yards, on or after January 1, 2020.

AB 1826 requires that cities, on and after January 1, 2016, implement an organic waste recycling program to divert organic waste from businesses subject to the act and requires cities to report to the Department on the city's progress in implementing the organic waste recycling program, and requires the Department to review whether a jurisdiction is in compliance with AB 1826.

On March 23, 2016, the City Council, waived first reading and introduced by title only draft Ordinance #471 by a vote of 5-0 with no public comment on proposed Ordinance #471.

DISCUSSION:

Pursuant to California Public Resources Code section 42649.82(d)(1), the City of Farmersville identifies the following information provided to the City Council as of the date of this ordinance:

- (1) There are no known existing organic waste recycling facilities within the City of Farmersville. The closest known is the Tulare County Compost Biomass facility located at 24487 Road 140, within unincorporated Tulare County, which is approximately eight (8) commuting miles from the City of Farmersville.
- (2) There are no existing solid waste and organic waste recycling facilities within the City of Farmersville, and therefore none that may be suitable for potential expansion or co-location of organic waste processing or recycling facilities.
- (3) There are no known efforts underway to develop new private or public regional organic waste recycling facilities that may serve some or all of the organic waste recycling needs of the commercial waste generators of the City of Farmersville.
- (4) There are no known closed or abandoned sites that might be available for new organic waste recycling facilities.
- (5) There are no other known non-disposal opportunities and markets nearby for organic wastes.
- (6) Presently, organic waste recycling is not specifically listed within the Farmersville Zoning Ordinance as a permitted or conditionally-permitted land use. However, there is at least one other land use listed that may be similar in nature, namely, "Recycling Facilities". The Farmersville Zoning Ordinance allows some latitude with respect to interpretation of land uses and a finding that a proposed land use is reasonably similar in nature and characteristics to listed land uses and therefore could be permitted in the particular zone, under similar conditions, procedures and regulations applicable to the listed land use. Accordingly, an organic waste recycling facility could potentially be permitted by Conditional Use Permit in the "I" (Industrial) zone in Farmersville, though specific review of a land-use application would need to be undertaken and processed in order to make a determination.
- (7) There are no known incentives available for developing new organic waste recycling facilities within the City of Farmersville.
- (8) "Organic waste recycling" and "compostable materials handling" are not specifically listed as a permitted or conditionally permitted land uses within the Farmersville Zoning Ordinance. This could be considered a barrier, though the Farmersville Zoning Ordinance does allow some flexibility with respect to interpretation of proposed land uses, which might allow these land uses to be permitted if they are similar enough to already listed permitted or conditionally permitted land uses.

Environmental Review:

The City Council may hereby find that this proposed ordinance is not subject to review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines sections 15060(c)(2) [the activity will not result in a direct or reasonably foreseeable indirect physical change in the

environment] and 15061(b)(3) [there is no possibility the activity in question may have a significant effect on the environment].

In addition to the foregoing general exemptions, the City Council may further find that the ordinance is categorically exempt from review under CEQA under the Class 8 categorical exemption [regulatory activity to assure the protection of the environment]. Upon enactment of this proposed Ordinance by the City Council, the City Manager will ensure that a Notice of Exemption is filed pursuant to CEQA Guidelines section 15062 [14 C.C.R. § 15062].

Approval of proposed Ordinance #471 would add to Chapter 8.05 to the Farmersville Municipal Code (FMC) addressing, "Recycling of Organic Waste".

COORDINATION & REVIEW:

This recommendation has been coordinated with the City Attorney and the City's contract waste hauler, Mid-Valley Disposal. Adoption of this proposed Ordinance was publically noticed and included a summary in the Visalia Time Delta on May 13, 2016.

FISCAL IMPACT:

A future Resolution of the City Council will be necessary to adopt a fee schedule, if applied to those businesses subject to AB 1826 – Organic Waste Recycling thereby amending Ordinance 471.

CONCLUSION:

It is respectfully recommended that the City Council waive second reading and adopt by title only, Ordinance #471 pertaining to Commercial Food Waste Recycling and Composting as mandated by California Assembly Bill 1826.

ATTACHMENT(S) – 1: draft Ordinance #471

Recommended By:



John Jansons
City Manager

ORDINANCE NO. 471

AN ORDINANCE OF THE CITY OF FARMERSVILLE ENACTING ORGANIC WASTE RECYCLING REQUIREMENTS FOR BUSINESSES AND HAULERS.**THE CITY COUNCIL OF THE CITY OF FARMERSVILLE
DOES ORDAIN AS FOLLOWS:****Section 1. PURPOSE.**

The provisions of this ordinance are intended in order to promote the public health, safety, comfort and general welfare, to provide an organic waste recycling program for reducing the amount of organic waste sent to landfills and to comply with state mandates relating to organic waste.

Section 2. FINDINGS.

WHEREAS, Assembly Bill 1826 (2014) mandates that commencing April 1, 2016, each business that generates a specified amount of organic waste per week to engage in recycling services for that organic waste in a specified manner and requires cities to adopt a program to implement organic waste recycling;

WHEREAS, Assembly Bill 1826 (2014) decreases the amount of organic waste which subjects a business to specified requirements from eight (8) cubic yards or more to four (4) cubic yards or more on January 1, 2017;

WHEREAS, Assembly Bill 1826 (2014) also requires a business which generates four (4) cubic yards or more of commercial solid waste per week, on and after January 1, 2019, to engage in organic waste recycling and, if the Department of Resources Recycling and Recovery ("**Department**") makes a specified determination, would decrease that amount to two (2) cubic yards, on or after January 1, 2020;

WHEREAS, Assembly Bill 1826 (2014) requires that cities, on and after January 1, 2016, implement an organic waste recycling program to divert organic waste from businesses subject to said act;

WHEREAS, Assembly Bill 1826 (2014) requires cities to report to the Department on the city's progress in implementing the organic waste recycling program, and requires the Department to review whether a jurisdiction is in compliance with Assembly Bill 1826 (2014); and

WHEREAS, Assembly Bill 1826 (2014) authorizes cities to charge and collect a fee from organic waste generators to recover the city's costs incurred in complying with Assembly Bill 1826 (2014).

1 **Section 3.** Pursuant to California Public Resources Code section 42649.82(d)(1),
2 the City of Farmersville identifies the following information provided to the City
3 Council as of the date of this ordinance:

4 (1) There are no known existing organic waste recycling facilities within
5 the City of Farmersville. The closest known is the Tulare County Compost
6 Biomass facility located at 24487 Road 140, within unincorporated Tulare
7 County, which is approximately eight (8) commuting miles from the City of
8 Farmersville.

9 (2) There are no existing solid waste and organic waste recycling facilities
10 within the City of Farmersville, and therefore none that may be suitable for
11 potential expansion or co-location of organic waste processing or recycling
12 facilities.

13 (3) There are no known efforts underway to develop new private or public
14 regional organic waste recycling facilities that may serve some or all of the
15 organic waste recycling needs of the commercial waste generators of the
16 City of Farmersville.

17 (4) There are no known closed or abandoned sites that might be available
18 for new organic waste recycling facilities.

19 (5) There are no other known non-disposal opportunities and markets
20 nearby for organic wastes.

21 (6) Presently, organic waste recycling is not specifically listed within the
22 Farmersville Zoning Ordinance as a permitted or conditionally-permitted
23 land use. However, there is at least one other land use listed that may be
24 similar in nature, namely "Recycling Facilities". The Farmersville Zoning
25 Ordinance allows some latitude with respect to interpretation of land uses
26 and a finding that a proposed land use is reasonably similar in nature and
27 characteristics to listed land uses and therefore could be permitted in the
28 particular zone, under similar conditions, procedures and regulations
applicable to the listed land use. Accordingly, an organic waste recycling
facility could potentially be permitted by Conditional Use Permit in the "I"
(Industrial) zone in Farmersville, though specific review of a land-use
application would need to be undertaken and processed in order to make a
determination.

(7) There are no known incentives available for developing new organic
waste recycling facilities within the City of Farmersville.

(8) "Organic waste recycling" and "compostable materials handling" are not
specifically listed as a permitted or conditionally permitted land uses within
the Farmersville Zoning Ordinance. This could be considered a barrier,
though the Farmersville Zoning Ordinance does allow some flexibility with

1 respect to interpretation of proposed land uses, which might allow these
2 land uses to be permitted if they are similar enough to already listed
3 permitted or conditionally permitted land uses.

4 **Section 4. CODE ADOPTION.**

5 Chapter 8.05 of Title 8 is hereby enacted and added into the Farmersville
6 Municipal Code to read in its entirety as follows:

7 **Chapter 8.05**
8 **RECYCLING OF ORGANIC WASTE**

9 8.05.010 – Definitions.

10 8.05.020 – Availability of Organic Recycling Service; Hauler
11 Requirements.

12 8.05.030 – Timing for Mandatory Commercial Organic Waste
13 Recycling.

14 8.05.040 – Public Nuisance Declared.

15 8.05.050 – Violations.

16 **8.05.010 – Definitions.**

17 Notwithstanding any other provision in this code, the following words and
18 phrases shall, for the purposes of this Chapter, have the meanings
19 respectively ascribed to them by this section, as follows:

20 (a) “**BUSINESS**” shall have the same meaning prescribed by California
21 Public Resources Code section 42649.8 or successor statute, as may be
22 amended from time to time, which includes but is not limited to commercial
23 businesses, public agencies and multi-family dwellings.

24 (b) “**HAULER**” shall have the same meaning defined in section 8.04.040 of
25 this code.

26 (c) “**ORGANIC WASTE**” shall have the same meaning prescribed by
27 California Public Resources Code section 42649.8 or successor statute, as
28 may be amended from time to time, and shall include green waste as
defined by section 8.04.040 of this code.

(d) “**ORGANIC WASTE RECYCLING ORDINANCE**” refers to this
Chapter of the Farmersville Municipal Code and the ordinance enacting it.

(e) “**THIS CODE**” and “**FMC**” refer to the Farmersville Municipal Code.

**8.05.020 – Availability of Organic Recycling Service; Hauler
Requirements.**

(a) A hauler operating within the City of Farmersville must make
available to all businesses and residents of the City of Farmersville the
organic waste recycling service described in either subsection (b)(1) or

1 subsection (b)(3) of California Public Resources Code section 42649.81,
2 which must include a collection cycle which coincides with the collection
3 of other integrated waste as provided in section 8.04.250 of this code and
4 complies with said section of this code. The organic waste recycling
5 services provided by a hauler must ensure that the organic waste goes
6 through either a source separated or mixed processing system as
7 identified in Public Resources Code section 42679.82(c)(3).

8 (b) The charges for receipt of organic waste recycling services from
9 a hauler shall be established as provided in section 8.04.290 of this code.
10 Pursuant to Public Resources Code section 42649.85, the City of
11 Farmersville may, by a resolution of the City Council duly adopted after a
12 public hearing, establish and charge each organic waste generator a fee
13 sufficient to recover the City's costs incurred in complying with Chapter
14 12.9 of Part 3 of Division 30 of the Public Resources Code. Charges and
15 fees hereunder shall be collectable jointly with invoices issued pursuant to
16 section 8.04.300 of this code.

17 (c) **Education and Outreach:** All hauler education and outreach to
18 the City of Farmersville, and its businesses and residents, which is
19 provided pursuant to Chapter 8.04 of this code, including under section
20 8.04.160 thereof, must cover the topic of organic waste recycling.

21 (d) **Customer Compliance Program:** A hauler must implement customer
22 compliance program, which periodically estimates the amount of organic
23 waste generated by each business to which the hauler provides any
24 service within the City of Farmersville, in order to determine if organic
25 waste recycling services are required to be arranged under the terms of
26 this Chapter of the FMC. A hauler's customer compliance program must be
27 approved by the City Manager or his/her designee and need not cover any
28 business which already receives organic waste recycling services. A
customer compliance program which consists of periodic random
assessments and inspections, of the waste generated by random business
customers who do not already receive organic waste recycling services,
shall be deemed sufficient if it requires the hauler to document the results
of each such assessment and inspection on a standard form approved by
the City Manager or his/her designee.

(e) **Notifications:** A hauler must within ten (10) business days notify, in
writing, each business of the need to receive organic waste recycling
services, and the hauler's reasonable requirements for receipt of such
services, whenever it becomes reasonably apparent to the hauler that
such services are required by this Chapter of the FMC, Public Resources
Code section 42649.81 and any other applicable law, or the business is a
customer who is not in compliance with the organic waste services
requirements reasonably imposed by the hauler. The hauler must follow up
with a business receiving any such notice within a reasonable time, not to

1 exceed thirty (30) days, to inspect and assess whether said business
2 appears to have come into compliance with matters identified in the written
3 notice from the hauler. If reasonable steps to cure any non-compliance
4 have been commenced by the business, the hauler may schedule a
5 second follow-up assessment and inspection, not to exceed ninety (90)
6 days after the original notice, to assess whether said business appears to
7 have come into compliance with matters identified in the written notice
8 from the hauler. Upon a second or further consecutive instance of
9 apparent non-compliance with the same requirement, the hauler must
10 provide written notice within ten (10) days to the City of Farmersville of all
11 apparent items of non-compliance.

12
13 (f) **Periodic Reports from Hauler:** A hauler must periodically, and
14 no less than quarterly, provide an accurate written report, which may be
15 combined with a report provided pursuant to FMC § 8.04.150, to the City
16 Council covering all of the following:

17 (1) Any data and other information that cities are required to compile
18 under federal and state law pertaining to organic waste recycling;

19 (2) The number of known businesses within the City of Farmersville
20 which are required to by state or federal law to engage organic
21 waste recycling and the number of them which are engaged in
22 organic waste recycling;

23 (3) On and after August 1, 2017, (i) the progress achieved in increasing
24 compliance from businesses with organic waste recycling service
25 requirements; (ii) the progress achieved in education and outreach
26 pertaining to organic waste recycling requirements; (iii) the progress
27 achieved in identification and monitoring of compliance of businesses who
28 are required to engage in organic waste recycling; (iv) concerns and issues
with any exemptions (if any) provided for in this Chapter of the FMC; and
(v) concerns and other issues with the City of Farmersville's enforcement
efforts, if any.

(g) **City Reports to State of California:** The City Manager or designee must
ensure that all reports required by Public Resources Code section 42649.82(f)
and the California Department of Resources Recycling and Recovery, or its
successor agency, are timely prepared and obtain approval of the City Council at
least thirty (30) days prior to the deadline for their submittal to the appropriate
state agency.

8.05.030 – Timing for Mandatory Commercial Organic Waste Recycling.

(a) Each of the following businesses within the City of Farmersville, including all
multi-family properties within the City of Farmersville with five (5) or more units,
must within the later of thirty (30) days after enactment of this ordinance or after

1 reaching the threshold below applicable to such business, arrange for and
2 thereafter maintain periodic collection and recycling services from a hauler, for all
3 organic waste generated by the business within the City of Farmersville:

4 (1) On and after April 1, 2016, a business that generates eight (8) cubic
5 yards or more of organic waste per week;

6 (2) On and after January 1, 2017, a business that generates four (4) cubic
7 yards or more of organic waste per week;

8 (3) On and after January 1, 2019, a business that generates four (4) cubic
9 yards or more of commercial solid waste; and

10 (4) On or after January 1, 2020, if the state Department of Resources
11 Recycling and Recovery determines that statewide disposal of organic
12 waste has not been reduced to fifty percent (50%) of the level of disposal
13 during 2014, a business that generates two (2) cubic yards or more per
14 week of commercial solid waste, unless the Department of Resources
15 Recycling and Recovery determines that requiring organic waste recycling
16 by such a business will not result in significant additional reductions of
17 organics disposal.

18 (b) A business which provides property management services and which
19 receives integrated waste collection services for any commercial, institutional or
20 multi-family residential property with five (5) or more units, is required to contract
21 or otherwise make available organic waste recycling services for the occupants
22 of such properties after the requirements of subsection (a) of this section are
23 triggered.

24 (c) Each business within the City of Farmersville must not interfere with any City
25 or hauler assessment or inspection of its waste carried out under Chapter 8.04
26 and Chapter 8.05 of this code.

27 **8.05.040 – Public Nuisance Declared.**

28 Each violation of any provision of this Chapter is hereby declared to be a
public nuisance and may be abated pursuant to all available remedies.

29 **8.05.050 – Violations.**

Violations of this Chapter may be enforced under any applicable law.
Notwithstanding any other provision of the Code, a violation of this
Chapter shall not constitute a misdemeanor.

30 **Section 5. CEQA REVIEW.**

The City Council hereby finds that this ordinance is not subject to review under
the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines
sections 15060(c)(2) [the activity will not result in a direct or reasonably
foreseeable indirect physical change in the environment] and 15061(b)(3)

1 [there is no possibility the activity in question may have a significant effect on the
2 environment]. In addition to the foregoing general exemptions, the City Council
3 further finds that the ordinance is categorically exempt from review under CEQA
4 under the Class 8 categorical exemption [regulatory activity to assure the
5 protection of the environment]. The City Manager is hereby directed to ensure
6 that a *Notice of Exemption* is filed pursuant to CEQA Guidelines section 15062
7 [14 C.C.R. § 15062].

8
9 **Section 6. NO LIABILITY.**

10 The provisions of this ordinance shall not in any way be construed as imposing
11 any duty of care, liability or responsibility for damage to person or property upon
12 the City of Farmersville, or any official, employee or agent thereof.

13
14 **Section 7. PENDING ACTIONS.**

15 Nothing in this ordinance or in the codes hereby adopted shall be construed to
16 affect any suit or proceeding pending or impending in any court, or any rights
17 acquired, or liability incurred, or any cause or causes of action
18 acquired or existing, under any act or ordinance or code repealed by this
19 ordinance, nor shall any just or legal right or remedy of any character be lost,
20 impaired or affected by this ordinance.

21
22 **Section 8. SEVERABILITY.**

23 If any section, subsection, subdivision, paragraph, sentence, clause or phrase of
24 this ordinance, or its application to any person or circumstance, is for any reason
25 held to be invalid or unenforceable, such invalidity or unenforceability shall not
26 affect the validity or enforceability of the remaining sections, subsections,
27 subdivisions, paragraphs, sentences, clauses or phrases of this ordinance, or
28 its application to any other person or circumstance. The City Council of the City
of Farmersville hereby declares that it would have adopted each section,
subsection, subdivision, paragraph, sentence, clause or phrase hereof,
irrespective of the fact that any one or more other sections, subsections,
subdivisions, paragraphs, sentences, clauses or phrases hereof be declared
invalid or unenforceable.

29
30 **Section 9. CONSTRUCTION.**

31 The City Council intends this ordinance to supplement, not to duplicate or
32 contradict, applicable state and federal law and this ordinance shall be construed
33 in light of that intent. To the extent the provisions of the Farmersville Municipal
34 Code as amended by this ordinance are substantially the same as provisions in
35 the Farmersville Municipal Code existing prior to the effectiveness of this
36 ordinance, then those amended provisions shall be construed as continuations of
37 the earlier provisions and not as new enactments.

38
39 **Section 10. EFFECTIVE DATE.**

40 The foregoing ordinance shall take effect thirty (30) days from the date of the
41 passage hereof. Prior to the expiration of fifteen (15) days from the passage

1 hereof a certified copy of this ordinance shall be posted in the office of the City
2 Clerk pursuant to Government Code section 36933(c)(1) and a summary shall be
3 published once in the , a newspaper printed and published in the City of
4 Farmersville, State of California, together with the names of the Council
5 members voting for and against the same.

6 **THE FOREGOING ORDINANCE** was passed and adopted by the City Council of
7 the City of Farmersville, State of California, on _____, 2016 at a regular
8 meeting of said Council duly and regularly convened on said day by the following
9 vote:

10 AYES:

11 NOES:

12 ABSTAIN:

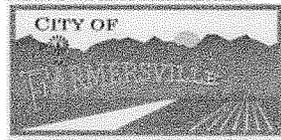
13 ABSENT:

14 BY:

15 _____
16 GREGORIO GOMEZ, Mayor
17 CITY OF FARMERSVILLE

18 ATTEST:

19 _____
20 City Clerk Pro Tem
21 CITY OF FARMERSVILLE



City Council

Staff Report

TO: Honorable Mayor and City Council

FROM: John Jansons, City Manager *[Signature]*

DATE: May 23, 2016

SUBJECT: Tulare County Association of Governments: "Measure R", Citizens Oversight Committee.

RECOMMENDED ACTION:

It is respectfully recommended that the City Council initiate the nomination and appointment process for a representative from Farmersville to the Tulare Council Association of Government's, Measure R, Citizen's Oversight Committee.

BACKGROUND and DISCUSSION:

Measure R was approved by the voters of Tulare County in 2006 to dedicate a portion of local sales tax proceeds (1/2 cent) to priority transportation projects, countywide. The Measure R program is managed by the Tulare County Association of Governments, (TCAG).

As the Council is aware, the City of Farmersville has an excellent working relationship with TCAG, and has received funding for several significant transportation improvement projects in the City including:

- Double Round-About project at SR 198/ Noble and Farmersville Blvd.
- Visalia Road widening and improvement,
- North Farmersville Blvd Widening and improvement, and
- West Walnut Safe Routes to Schools enhancement project.

As part of the management of the Measure R program, a Citizen Oversight Committee (COC) was established to guide and monitor the Measure R program. The COC has 16 members representing the County, the eight cities of Tulare County and several community stakeholder groups and citizens at-large.

For the past several years, Mr. Doug Terry has been Farmersville's representative to the TCAG COC for Measure R and served with distinction advocating for many of the projects awarded to Farmersville by TCAG.

On May 11, 2015, Mr. Terry resigned as Farmersville's representative on the COC. Mr. Terry's term subsequently expired on June 30, 2015.

A new representative, when appointed, will serve from the time of appointment through June 30, 2017. Terms are two years long with a limit of four consecutive terms for a total of eight years as a representative.

As a result of the vacancy and the importance of having a representative from Farmersville on the COC, staff intends to initiate a recruitment to replace Mr. Terry.

At this time, the Council may wish to discuss and provide direction to staff regarding a recruitment, nomination, and appointment process.

COORDINATION & REVIEW:

The recommended action has been coordinated with TCAG staff and the City Engineer.

ALTERNATIVES:

None Proposed.

FISCAL IMPACT:

None

CONCLUSION:

It is respectfully recommended that the City Council initiate the nomination and appointment process for a representative from Farmersville to the Tulare Council Association of Government's, Measure R, Citizen's Oversight Committee.

Attachment(s):

- 1) COC Representative eligibility criteria
- 2) Draft Farmersville recruitment flyer.

Respectfully Recommended:



John Jansons, City Manager

Appendix C – Citizens' Oversight Committee

Committee Purpose

To provide input on implementation of the plan, and to advise the TCAG Board if and when the plan needs to be augmented and to ensure that the funds are being spent in accordance with the plan.

To inform the public and to ensure that the Transportation Measure (Measure) funding program revenues and expenditures are spent as promised to the public.

Administrative Issues

Committee Formation

- The Committee will be formed within six (6) months upon approval of the Measure by the voters of Tulare County in November 2006
- The Citizens' Oversight Committee (Committee) shall not be amended out of the Expenditure Plan
- Meetings will commence when Measure revenues are recommended for expenditure; including Strategic/Work Plan updates

Selection and Duties of Committee Chair and Vice Chair

- The Committee shall select a Chair and Vice Chair from the members, each of whom shall serve a one (1) year term
- The duties of the Chair will be to call meetings, set agendas, and preside over meetings
- The duties of the Vice Chair will be to perform the same duties described above in the absence of the Chair

Committee Meetings

- The Committee will hold one formal meeting annually, with additional meetings scheduled as needed by the Committee.
- All Committee meetings must be held in compliance with the Brown Act
- All meetings will be conducted per "Robert's Rules of Order"

Subcommittee Requirements

- Subcommittees: the Committee may elect to form subcommittees to perform specific parts of its purpose.
- All subcommittees shall have an odd number of members

Committee Membership, Selection, and Quorum

Membership & Selection

The Committee will be designed to reflect the diversity of the County. The Committee will consist of 16 members. Each organization represented on the Citizens' Oversight Committee will nominate its representative; with final appointments approved by the governing board of the TCAG. The membership shall be as follows:

*One member will be appointed by each City and the County. (Total of 9)

*One representative from a major private sector Tulare County employer, nominated by the Tulare County Economic Development Corporation

*One representative from the building industry, nominated by the Tulare County Building Industry Association.

*One representative from the agriculture industry, nominated by the Tulare County Farm Bureau

*One representative from the Hispanic community, nominated by the Tulare Kings Hispanic Chamber of Commerce

*One representative from an advocacy group representing bicyclists and pedestrians, and/or transit.

*One member who is a professional in the field of audit, finance and/or budgeting with a minimum of five years in a relevant and senior decision-making position in the public or private sector.

*One representative from an environmental advocacy group

• In the case of the final three representatives, applications from citizens from Tulare County who are over the age of 18 will be solicited and accepted and the representatives will be selected by the other 13 seated Board members, subject to final approval by TCAG.

Quorum

- A Quorum will be no less than nine (9) members of the Committee
- An action item of the Committee may be approved by a simple majority of those present, as long as the quorum requirement is met.

Term of Membership

- Terms of membership will be for two (2) years. No member may serve more than 8 years
- Members may be reimbursed for authorized expenses, but not be compensated for their service on the Committee
- In an effort to maintain Committee member consistency, during the first two (2) years of the Committee, terms will be staggered with 8 of the members to serve a one-year term, 8 of the members to serve a two-year term. The length of the first terms will be determined via random selection.
- Proxy voting will not be permitted

Eligibility

- U.S. citizen 18 years of age or older who resides in Tulare County
- Not an elected official at any level of government
- Not a public employee at any State, County or local city agencies
- Must submit an annual statement of financial disclosure consistent with Fair Political Practices Commission (FPPC) rules and regulations and filed with the Authority

Staffing

- TCAG will staff the Committee and provide technical and administrative assistance to support and publicize the Committee's activities.
- TCAG services and any necessary outside services will be paid using the TCAG's Measure Administration Program revenues
- Expert staff will be requested to provide information and make presentations to the Committee, as needed

Responsibilities

The Committee may receive, review and recommend any action or revision to plans, programs, audits or projects that is within the scope of its purpose stated above. Specific responsibilities include:

- Receive, review, inspect, and recommend action on independent financial and performance audits related to the Measure

- Receive, review, and recommend action on other periodic reports, studies and plans from responsible agencies. Such reports, studies and plans must be directly related to Measure programs, revenues, or expenditures
- Review and comment upon Measure expenditures to ensure that they are consistent with the Expenditure Plan
- Annually review how sales tax receipts are being spent and publicize the results
- Present Committee recommendations, findings, and requests to the public and TCAG in a formal annual report to inform Tulare County residents how funds are being spent.
- The Committee will have full access to the TCAG independent auditor and will have the authority to request and review specific information, with the understanding that the Committee will rely upon data, processes and studies available from TCAG, and other relevant data generated by reputable sources. It is understood; that TCAG will be continuously striving to improve the reliability of data and to update analytical and modeling processes and that the Committee will be kept abreast of any such efforts, and is invited to participate in development of such updates in a review capacity.

The Committee will assist TCAG in taking advantage of changing situations with technical and transportation developments in the future. Therefore, the provisions regarding the Committee make up, processes and protocols are viewed through 2037 based upon a 2007 perspective, and are not meant to be unduly restrictive on the TCAG and the Committee's roles and responsibilities.

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