



# CITY of CLOVIS

## AGENDA • CITY COUNCIL MEETING

Council Chamber, 1033 Fifth Street, Clovis, CA 93612 (559) 324-2060  
[www.cityofclovis.com](http://www.cityofclovis.com)

September 8, 2020

6:00 PM

Council Chamber

In compliance with the Americans with Disabilities Act, if you need special assistance to access the City Council Chamber to participate at this meeting, please contact the City Clerk or General Services Director at (559) 324-2060 (TTY – 711). Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to the Council Chamber.

### **\*SPECIAL NOTICE REGARDING PUBLIC PARTICIPATION DUE TO COVID-19\***

Given the current Shelter-in-Place Order covering the State of California and the Social Distance Guidelines issued by Federal, State, and Local Authorities, the City is implementing the following changes to participate in Council meetings until notified otherwise. The Council chambers will be open to the public but we will be implementing social distancing policies and will limit the number of people who may be in the Council chambers. Face masks are required to attend. We are encouraging residents to participate virtually following the directions below. If you are sick, please do not attend the meeting. Any member of the City Council may participate from a remote location by teleconference.

- The meeting will be webcast and accessed at: <https://cityofclovis.com/government/city-council/city-council-agendas/>

### **Written Comments**

- Members of the public are encouraged to submit written comments at: <https://cityofclovis.com/government/city-council/city-council-agendas/> at least two (2) hours before the meeting (4:00 p.m.). You will be prompted to provide:

- Council Meeting Date
- Item Number
- Name
- Email
- Comment

- Please submit a separate form for each item you are commenting on.
- A copy of your written comment will be provided to the City Council noting the item number. If you wish to make a verbal comment, please see instructions below.



- Please specify if you would like to have your written comment read into the record. If so, your comment will be read into the record during the public comment portion when the item is heard. Any portion of your comment extending past three (3) minutes may not be read aloud due to time restrictions, but will be made part of the record of proceedings.
- Please be aware that any written comments received that do not specify a particular agenda item will be marked for the general public comment portion of the agenda.
- If a written comment is received after 4:00 p.m. on the day of the meeting, efforts will be made to provide the comment to the City Council during the meeting. However, staff cannot guarantee that written comments received after 4:00 p.m. will be provided to City Council during the meeting. All written comments received prior to the end of the meeting will be made part of the record of proceedings.

### **Verbal Comments**

- If you wish to speak to the Council on an item by telephone, you should contact the City Clerk at (559) 324-2060 no later than 4:00 p.m. the day of the meeting.
- You will be asked to provide your name, phone number, and your email. You will be emailed instructions to log into Webex to participate in the meeting. Staff recommends participants log into the Webex at 5:30 p.m. the day of the meeting to perform an audio check.
- All callers will be placed on mute, and at the appropriate time for your comment your microphone will be unmuted.
- You will be able to speak to the Council for up to three (3) minutes.

### **Webex Participation**

- Reasonable efforts will be made to allow written and verbal comment from a participant communicating with the host of the virtual meeting. To do so, a participant will need to chat with the host and request to make a written or verbal comment. The host will make reasonable efforts to make written and verbal comments available to the City Council. Due to the new untested format of these meetings, the City cannot guarantee that these written and verbal comments initiated via chat will occur. Participants desiring to make a verbal comment via chat will need to ensure that they accessed the meeting with audio transmission capabilities.

### **CALL TO ORDER**

### **FLAG SALUTE - Councilmember Ashbeck**

### **ROLL CALL**

**Public Comments** - This is an opportunity for the members of the public to address the City Council on any matter within the City Council's jurisdiction that is not listed on the Agenda. In order for everyone to be heard, please limit your comments to 5 minutes or less, or 10 minutes per topic. Anyone wishing to be placed on the Agenda for a specific topic should contact the City Manager's office and submit correspondence at least 10 days before the desired date of appearance.

**ORDINANCES AND RESOLUTIONS** - With respect to the approval of resolutions and ordinances, the reading of the title shall be deemed a motion to waive a reading of the complete resolution or ordinance and unless there is a request by a Councilmember that the resolution or ordinance be read in full, further reading of the resolution or ordinance shall be deemed waived by unanimous consent of the Council.

**CONSENT CALENDAR** - Items considered routine in nature are to be placed upon the Consent Calendar. They will all be considered and voted upon in one vote as one item unless a Councilmember requests individual consideration. A Councilmember's vote in favor of the Consent Calendar is considered and recorded as a separate affirmative vote in favor of each action listed. Motions in favor of adoption of the Consent Calendar are deemed to include a motion to waive the reading of any ordinance or resolution on the Consent Calendar. For adoption of ordinances, only those that have received a unanimous vote upon introduction are considered Consent items.

1. Administration - Approval - Minutes from the August 3, 2020 Council Meeting.
2. Administration - Approval – Agreement Between City of Clovis and the Business Organization of Old Town for Fiscal Year 2020-2021.
3. Finance - Approval – Res. 20-\_\_\_\_, A Resolution of Intention (ROI) to Annex Territory (Annexation #2) (Tract 6284-Northeast Corner of Teague and Sunnyside), to the Community Facilities District (CFD) 2020-1 (Dry Creek Preserve Sewer Facilities and Services) and to Authorize the Levy of Special Taxes Therein and Setting the Public Hearing for October 19, 2020.
4. Fire - Approval - Res. 20-\_\_\_\_, Amending the 2020-2021 Fire Department budget to reflect \$8,804 in grant funding awarded by the Special Assistance to Firefighters Grant (AFG-S) to fund emergency COVID-19 supplies.
5. Fire – Approval – Authorize the Fire Chief to execute a contract with the California Office of Emergency Services to take Possession of a new Type III Fire Engine.
6. General Services – Approval – Res. 20-\_\_\_\_, Approving a Side-Letter to the Clovis Firefighters Association (CFFA) Memorandum of Understanding to amend the current Deputy Fire Marshal to Prevention Captain; and Training Officer to Training Captain; and to amend the four (4) year commitment for the Prevention Captain position to a two (2) year commitment; and Authorizing the City Manager to Execute the Agreement.
7. General Services - Receive and File – 4<sup>th</sup> Quarter FY 2019-2020 General Services Department Report.
8. General Services – Approval - Res. 20-\_\_\_\_, Approving a Side Letter Agreement with Transit Employees Bargaining Unit/Operating Engineers 3 to Adjust Lead Bus Driver Work Schedules to Include Weekend Rotations; and Authorizing City Manager to Execute Agreement.
9. General Services – Approval – Res. 20-\_\_\_\_, Authorizing the Execution of the Certifications and Assurances for the FY 2020-2021 California State of Good Repair Program.
10. General Services - Approval – Waive Normal Bidding Procedures with Regards to Newspaper Public Notice and Accept Proposal from Janitorial Inc. for Janitorial Services; and Authorize the City Manager to Execute a 24-Month Service Contract.
11. Planning and Development Services - Approval - Final Acceptance for CIP 18-08, Minnewawa Avenue Street Improvements.

12. Planning and Development Services - Approval - Res. 20-\_\_\_\_, Final Map Tract 6262, located at the northwest corner of Spruce Avenue and Peach Avenue (Lennar Homes of California, Inc.).
13. Planning and Development Services - Approval – Res. 20-\_\_\_\_, Annexation of Proposed Tract 6262, located at the northwest corner of Spruce Avenue and Peach Avenue to the Landscape Maintenance District No. 1 of the City of Clovis. (Lennar Homes of California, Inc.).
14. Public Utilities – Approval – Final Acceptance for CIP 17-07 Well 1 Water Main Replacement

**PUBLIC HEARINGS** - A public hearing is an open consideration within a regular or special meeting of the City Council, for which special notice has been given and may be required. When a public hearing is continued, noticing of the adjourned item is required as per Government Code 54955.1.

15. Consider Approval – Various actions required to conduct the March 2021 General Municipal Election:
  - a. Consider Approval - Res. 20-\_\_\_\_, Calling the March 2, 2021 General Municipal Election for the purpose of electing two members of the City Council for the term of three years and eight months through November 2024; and
  - b. Consider Approval - Res. 20-\_\_\_\_, Establishing Conditions for the filing of Candidates' Statements; and
  - c. Consider Approval - Res. 20-\_\_\_\_, Authorizing the Fresno County Elections Division to conduct the election.

**Staff:** Karey Cha, Deputy City Clerk

**Recommendation:** Approve

16. Consider Actions related to Annexation of Territory (Annexation #63, Current APN: [558-020-05] Lot Line Adjustment: Parcel B PME 2020-004 - Northwest Corner of De Wolf and Harlan Ranch Blvd) to the City of Clovis Community Facilities District No. 2004-1 (Police and Fire Services)
  - a. Consider Approval - Res. 20-\_\_\_\_, A Resolution annexing territory (Annexation #63) (Current APN: [558-020-05] Lot Line Adjustment: Parcel B PME 2020-004 - Northwest Corner of De Wolf and Harlan Ranch Blvd) to the City of Clovis Community Facilities District No. 2004-1 (Police and Fire Services) and calling a special landowner election to annex territory (Annexation #63) to City of Clovis Community Facilities District No. 2004-1 (Police and Fire Services)
  - b. Consider Approval - Res. 20-\_\_\_\_, A Resolution of the City of Clovis declaring the results of a special landowner election and directing recording of the Notice of Special Tax Lien for City of Clovis Community Facilities District No. 2004-1 (Police and Fire Services).

**Staff:** Jay Schengel, Finance Director

**Recommendation:** Approve

17. Consider Approval – Res. 20-\_\_\_\_, Resolution approving a street plan line for Clovis Avenue, from Shepherd Avenue to Behymer Avenue, and approving associated California Environmental Quality Act Addendum to the 2014 General Plan Environmental Impact Report (EIR).

**Staff:** Sean Smith, Supervising Civil Engineer  
**Recommendation:** Approve

**WORKSHOP** - For the Clovis City Council to conduct a workshop to discuss the impact on ongoing City operations during the COVID-19 State of Emergency as declared by the Federal Government, State of California, County of Fresno, and City of Clovis; and to explore actions the City may take in response to the crisis.

18. Consider Approval – Res. 20-\_\_\_\_, Adoption of a Resolution amending the 2019-2020 Annual Action Plan; and Amending the FY 2020-2021 Housing and Community Development Budget to Increase the Funds by \$60,000.

**Staff:** Andrew Haussler, Community and Economic Development Director  
**Recommendation:** Approve

## **CITY MANAGER COMMENTS**

## **COUNCIL COMMENTS**

**CLOSED SESSION** - A “closed door” (not public) City Council meeting, allowed by State law, for consideration of pending legal matters and certain matters related to personnel and real estate transactions.

19. Government Code Section 54956.9(d)(1)  
CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
Desiree Martinez v. City of Clovis, et al.
20. Government Code Section 54956.9(d)(1)  
CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
Partners 425, LLC et al v. City of Clovis

## **ADJOURNMENT**

## **MEETINGS AND KEY ISSUES**

Regular City Council Meetings are held at 6:00 P.M. in the Council Chamber. The following are future meeting dates:

Sep. 14, 2020 (Mon.)  
Sep. 21, 2020 (Mon.)  
Oct. 5, 2020 (Mon.)  
Oct. 12, 2020 (Mon.)  
Oct. 19, 2020 (Mon.)