



AGENDA

CLOVIS CITY COUNCIL

Council Chamber, 1033 Fifth Street, Clovis, CA 93612 (559-324-2060)
www.cityofclovis.com

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.

Any writings or documents provided to a majority of the City Council regarding any item on this agenda will be made available for public inspection at City Hall, in the City Clerk's office, during normal business hours. In addition, such writings and documents may be posted on the City's website at www.cityofclovis.com.

Councilmember Harry Armstrong will be participating in the meeting via teleconference from 655 West Stuart Street, Clovis CA 93612. A copy of the agenda has been posted at the teleconference location and will be open to the public during the meeting.

June 6, 2016

6:00 PM

Council Chamber

The City Council welcomes participation at Council Meetings. Members of the public may address the Council on any item of interest to the public that is scheduled on the Agenda. In order for everyone to be heard, please limit your comments to 5 minutes or less.

Meeting called to order by Mayor Magsig
Flag salute led by Councilmember Flores

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. 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 Consent Calendar items are considered routine in nature and voted upon as one item unless a request is made to give individual consideration to a specific item. (See Attached Consent Agenda.)

1. PUBLIC HEARINGS

- A. Consider Actions related to Annexation of Territory (Annexation #44 - T6040 - Northeast Corner Barstow/DeWolf) to the City of Clovis Community Facilities District No. 2004-1 (Police and Fire Services). (Staff: J. Schengel)
 - 1. Consider Approval - Res. 16-____, A Resolution annexing territory (Annexation #44 - T6040 - Northeast Corner Barstow/DeWolf) 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 #44) to City of Clovis Community Facilities District No. 2004-1 (Police and Fire Services).
 - 2. Consider Approval - Res. 16-____, 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).
- B. Receive and File - Landscape Maintenance District Zones 2, 4 and 5; 2016 Assessment Election Results. (Staff: S. Redelfs)
- C. Consider Approval - Res. 16-____, A Resolution confirming the diagram and assessments for the annual levy, 2016-2017 Landscape Maintenance District No. 1. (Staff: S. Redelfs)
- D. Consider Approval - Res. 16-____, A Resolution of the City of Clovis making findings and a determination to authorize a Certificate of Tentative Cancellation for Land Conservation Contract No. 5739, for the property located on Leonard Avenue between Ashlan Avenue and the Gould Canal (APN 310-290-28s). Bradley Mark Phillips, owner/applicant. (Staff: R. Burnett)

2. ADMINISTRATIVE ITEMS

- A. **ADMINISTRATION** (City Manager, City Clerk, Finance)
 - 1. Consider Adoption – Ord. 16-13, R2016-05, A request to rezone approximately 2.5 acres from the R-1-B (Single-Family Residential 12,000 sq. ft. min lot size) to the R-1 (Low Density Single-Family Residential 6,000 sq. ft.) Zone District for property located on the east side of Armstrong Avenue south of Gettysburg Avenue. Italo Stanziale, owner; DeYoung Properties applicant; Quad Knopf; representative. (Staff: B. Araki) (Vote: 3-1-0-1 with Councilmember Armstrong voting no and Councilmember Ashbeck abstaining)
- B. **PUBLIC SAFETY**
 - 1. Consider Approval – Authorizing the City Manager to sign the contractual services agreement with Fresno County Emergency Medical Services Agency for the provision of Fire Department Dispatch Services. (Staff: M. Despain)

3. CITY MANAGER COMMENTS

4. COUNCIL ITEMS

- A. Council Comments

5. CLOSED SESSION

A. Government Code Section 54957.6

CONFERENCE WITH LABOR NEGOTIATORS

Agency Designated Representatives: R. Woolley, R. Ford, L. Shively

Employee Organization: Clovis Police Officers Association, Clovis Fire Fighters Association, Clovis Employees Association, Clovis Public Works Employees Association, Clovis Public Safety Support Association, Clovis Professional and Technical Employees Association, Clovis Transit Employees Bargaining Unit, Clovis Technical and Financial Professionals, Unrepresented Management Employees

B. Government Code Section 54956.9(a)

CONFERENCE WITH LEGAL COUNCIL- EXISTING LITIGATION

Workers Compensation Case in Regards to: Russell Greathouse

ADJOURNMENT

Meetings and Key Issues			
Jun. 13, 2016 (Mon.)	6:00 P.M.	Regular Meeting (Budget Hearing/Adoption)	Council Chamber
Jun. 20, 2016 (Mon.)	6:00 P.M.	Regular Meeting	Council Chamber
July 5, 2016 (Tue.)	6:00 P.M.	Regular Meeting	Council Chamber
July 11, 2016 (Mon.)	6:00 P.M.	Regular Meeting	Council Chamber
July 18, 2016 (Mon.)	6:00 P.M.	Regular Meeting	Council Chamber
Aug. 1, 2016 (Mon.)	6:00 P.M.	Regular Meeting	Council Chamber
Aug. 2 – Sep. 5, 2016		Summer Recess	
Sep. 6, 2016 (Tue.)	6:00 P.M.	Regular Meeting	Council Chamber
Sep. 12, 2016 (Mon.)	6:00 P.M.	Regular Meeting	Council Chamber
Sep. 19, 2016 (Mon.)	6:00 P.M.	Regular Meeting	Council Chamber

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.

A. CITY CLERK

- 1) Approval - Minutes for the May 16, 2016 Council meeting.

B. ADMINISTRATION

- 1) Approval – Res. 16-____, Amending the Conflict of Interest Code list of Designated Employees.

C. COMMUNITY AND ECONOMIC DEVELOPMENT

- 1) Approval – Street Closures for Make-A-Wish Foundation Golf Tournament Banquet on October 1, 2016.

D. FINANCE

- 1) No items.

E. GENERAL SERVICES

- 1) No items.

F. PLANNING AND DEVELOPMENT SERVICES

- 1) Approval – Bid Award for CIP 14-05, Fowler Avenue Street Improvements - Herndon Avenue to State Route 168.
- 2) Approval - Bid Award for CIP 14-15, Shepherd & N. Fowler Traffic Signal.
- 3) Approval – Res. 16-____, Annexation of Proposed Tract 6142, located at the southwest corner of Ashlan and Leonard Avenues, to the Landscape Maintenance District No. 1 of the City of Clovis (McCaffrey Homes).
- 4) Approval - Res. 16-____, Final Map for Tract 6142, located at the southwest corner of Ashlan and Leonard Avenues (McCaffrey Homes).
- 5) Approval – Res. 16-____, Annexation of Proposed Tract 6114, located in the southwest area of Ashlan and Leonard Avenues to the Landscape Maintenance District No. 1 of the City of Clovis. (Wilson Homes).
- 6) Approval – Res. 16-____, Final Map for Tract 6114, located in the southwest area of Ashlan and Leonard Avenues. (Wilson Homes).
- 7) Approval – Res. 16-____, Annexation of Proposed Tract 6112, located at the northeast intersection of Temperance Avenue and the Gould Canal, to the Landscape Maintenance District No. 1 of the City of Clovis. (Wathen Castanos Homes).
- 8) Approval – Res. 16-____, Final Map for Tract 6112, located at the northeast intersection of Temperance Avenue and the Gould Canal. (Wathen Castanos Homes).
- 9) Approval – Res. 16-____, Annexation of Proposed Tract 6105, located northeast of Pollasky and Sierra Avenues, to the Landscape Maintenance District No. 1 of the City of Clovis (Reagan K. Bauer & Janet L. Bauer).
- 10) Approval – Res. 16-____, Final Map for Tract 6105, located northeast of Pollasky and Sierra Avenues (Reagan K. Bauer & Janet L. Bauer).

G. PUBLIC SAFETY

- 1) Receive and File – Police Department Report for the month of April 2016.
- 2) Receive and File – Fire Department Annual Report for 2015.

H. PUBLIC UTILITIES

- 1) Approval – Award non-exclusive franchise agreement for hauling of Construction and Demolition Debris to Clovis Recycling, Hinojosa Cleanup Services, HD Matthews Demolition, Granite Solid Waste, and F-N-F Roll Off Services.
- 2) Approval - Waive Formal Bidding Requirements and Authorize the Purchase of a Replacement Backhoe Loader off the NJPA Contract from Quinn Company.
- 3) Receive and File – Public Utilities Report for March 2016.

I. REDEVELOPMENT SUCCESSOR AGENCY

- 1) No items.

CLOVIS CITY COUNCIL MEETING

May 16, 2016

6:00 P.M.

Council Chamber

Meeting called to order by Mayor Magsig
Flag Salute led by Councilmember Ashbeck

Roll Call: Present: Councilmembers Armstrong, Ashbeck, Flores, Whalen,
 Mayor Magsig
 Absent: None

Councilmember Armstrong participated in the meeting via teleconference from 655 West Stuart Street, Clovis CA 93612. A copy of the agenda was posted at the teleconference location and was open to the public during the meeting.

6:03 - PRESENTATION OF AWARDS BY MIKE DOZIER, CALIFORNIA ASSOCIATION FOR LOCAL ECONOMIC DEVELOPMENT (CALED) BOARD MEMBER, PRESENTING THE CITY OF CLOVIS TWO AWARDS FOR ITS ECONOMIC GARDENING PROGRAM AND ITS SHOP LOCAL CAMPAIGN - BIG WINS DAY – DROUGHT EDITION.

Mike Dozier, California Association for Local Economic Development (CALED) Board Member, presented the City of Clovis two Awards for its Economic Gardening Program and its shop local campaign - Big Wins Day – Drought Edition.

6:07 - PRESENTATION OF AWARDS TO WINNERS OF “GET THE PICTURE”, A CITY OF CLOVIS PHOTO CONTEST HELD DURING APRIL, 2016.

Councilmember Whalen presented awards to winners of “Get The Picture”, a City of Clovis Photo Contest held during April, 2016.

6:15 - PRESENTATION OF PROCLAMATION PROCLAIMING THE WEEK OF MAY 15-21, 2016 AS NATIONAL PUBLIC WORKS WEEK.

Councilmember Ashbeck presented a Proclamation proclaiming the week of May 15-21, 2016 as National Public Works Week to Public Utilities Director Luke Serpa.

6:19 - CONSENT CALENDAR

Motion by Councilmember Ashbeck, seconded by Councilmember Flores, that the items on the Consent Calendar be approved.

- A1) Approved - Minutes for the May 2, 2016 Council meeting.
- A2) Approved – Purchase of Support and Maintenance Contract for Network and Telecommunications equipment from Compuwave.
- C1) Approved – Program Guidelines for City of Clovis Affordable Housing Programs.
- C2) Received and Filed – Economic Development Corporation Serving Fresno County Quarterly Report, January – March 2016.

*****PRELIMINARY - SUBJECT TO APPROVAL***CC-A-1**

- D1) Approved - **Res. 16-60**, A Resolution of Intention (ROI) to Annex Territory (Annexation #45) (T6082, T6120, T6127 - Northeast Corner Barstow/Leonard), to the Community Facilities District (CFD) 2004-1 and to Authorize the Levy of Special Taxes Therein and setting the Public Hearing for June 20, 2016.
- D2) Received and Filed - Investment Report for the month of March 2016.
- D3) Received and Filed - Treasurer's Report for the month of March 2016.
- E1) Approved - Amend the City of Clovis' Contract with Compass Energy Solutions' to Provide LED lighting at Clovis Rotary Skate Park in Letterman Park.
- E2) Approved - Waiver of Potential Conflict of Interest for Legal Representation, Munro & Lampe, in Connection with Montenegro v. Desatoff, et al.
- F1) Approved - Final Acceptance for CIP 15-02, ADA Curb Return Ramps, Phase 7.
- F2) Approved - **Res. 16-61**, Annexation of Proposed Final Map Tract 6064, located in the southwest area of Barstow and Leonard Avenues, to the Landscape Maintenance District No. 1 of the City of Clovis (Wilson Homes).
- F3) Approved - **Res. 16-62**, Final Map Tract 6064, located in the southwest area of Barstow and Leonard Avenues (Wilson Homes).
- F4) Approved - **Res. 16-63**, Annexation of Proposed Tract 6098, located at the southwest corner of Ashlan and Leonard Avenues, to the Landscape Maintenance District No. 1 of the City of Clovis (McCaffrey Homes).
- F5) Approved - **Res. 16-64**, Final Map for Tract 6098, located at the southwest corner of Ashlan and Leonard Avenues (McCaffrey Homes).
- F6) Approved - Final Acceptance for Tract 5751A, located at the southwest corner of Nees and Burl Avenue (BN 5950 LP, Bonadelle).
- F7) Approved - Partial Final Acceptance for Tract 6020, located in the southwest area of Bullard and DeWolf Avenues (6020 Enterprises, LP - Wilson).
- G1) Received and Filed - Police Department Report for March 2016.
- H1) Received and Filed - Public Utilities Report for February 2016.

6:20 ITEM 1A - CONDUCTED - A PUBLIC HEARING AND CLOSE THE ELECTION REGARDING AN ASSESSMENT INCREASE IN LANDSCAPE MAINTENANCE DISTRICT NO. 1.

Assistant Public Utilities Director Scott Redelfs presented a report on a request to conduct a public hearing and close the election regarding an assessment increase in Landscape Maintenance District No. 1. Current assessments established for benefit Zones 2, 4 and 5 within the Landscape Maintenance District No.1 (LMD) are insufficient to cover maintenance, and capital replacement costs. On March 7, 2016 Council authorized an election to increase the assessments in these Zones for the fiscal year 2016/17 levy. Ballots have been mailed to all affected property owners with instructions that they must be returned by mail by 5:00 PM on May 16, 2016, or in person by the close of the public hearing to be held at the May 16 Council Meeting. This public hearing is being held to hear all public comments regarding the proposed increases to LMD assessments, and to close the election at the end of the hearing. The ballots will be tabulated in the City Council Chambers beginning at 8:00 AM on May 17, 2016, and tabulation will be continued on May 18, 2016 in the City Council Chambers beginning at 8:00 AM if there is a need for an additional day. Any interested parties may attend and observe the tabulation. The results of the election will be reported back to Council on June 6, 2016. There being no public comment, Mayor Magsig closed the public portion.

*****PRELIMINARY - SUBJECT TO APPROVAL***CC-A-1**

Discussion by the Council. Motion by Councilmember Flores, seconded by Councilmember Ashbeck, for the Council to:

1. Conduct a public hearing to receive testimony regarding the assessment increase in Benefit Zones 2, 4 and 5 within Landscape Maintenance District No. 1; and
2. Accept ballots for the assessment increase election until the close of the public hearing; and
3. State that the ballots will be tabulated on May 17, 2016, and May 18, 2016 if an additional day is needed, in the City Council Chambers starting at 8:00 AM, and that any interested person may attend and watch the tabulation process.

Motion carried by unanimous vote.

6:23 ITEM 1B - APPROVED – RES. 16-65, ADOPTING THE CITY OF CLOVIS 2016-2021 CONSOLIDATED PLAN AND 2016-2017 ANNUAL ACTION PLAN FOR EXPENDITURE OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS

Housing Program Coordinator Heidi Crabtree presented a report on a request to adopt the City of Clovis 2016-2021 Consolidated Plan and 2016-2017 Annual Action Plan for Expenditure of Community Development Block Grant Funds. The U. S. Department of Housing and Urban Development (HUD) requires the City to adopt the attached 2016-21 Consolidated Plan and 2016-17 Annual Action Plan identifying the CDBG priorities for 2016-21 and projects for the 2016-17 fiscal year. As an entitlement city receiving Community Development Block Grant Funds from HUD, Clovis must adopt a Consolidated Plan every five years, along with an Annual Action Plan to identify CDBG projects for the upcoming program year. The Consolidated Plan requires an extensive analysis of community and economic development needs, as well as identification of gaps to filling those needs. This was completed through community input, HUD data, and census data analysis. Staff conducted 57 surveys with agencies and Clovis residents to identify gaps in services for disadvantaged populations. Heidi Crabtree provided an overview of what the plan recommends. There being no public comment, Mayor Magsig closed the public portion.

Discussion by the Council. Motion by Councilmember Whalen, seconded by Councilmember Flores, for the Council to adopt the City of Clovis 2016-2021 Consolidated Plan and 2016-2017 Annual Action Plan for Expenditure of Community Development Block Grant Funds. Motion carried by unanimous vote.

6:43 ITEM 1C - APPROVED INTRODUCTION – ORD. 16-13, R2016-05, REZONING APPROXIMATELY 2.5 ACRES FROM THE R-1-B (SINGLE-FAMILY RESIDENTIAL 12,000 SQ. FT. MIN LOT SIZE) TO THE R-1 (LOW DENSITY SINGLE-FAMILY RESIDENTIAL 6,000 SQ. FT.) ZONE DISTRICT FOR PROPERTY LOCATED ON THE EAST SIDE OF ARMSTRONG AVENUE SOUTH OF GETTYSBURG AVENUE. ITALO STANZIALE, OWNER; DEYOUNG PROPERTIES APPLICANT; QUAD KNOPF; REPRESENTATIVE.

Councilmember Ashbeck indicated that she would abstain from deliberation on this item due to a conflict of interest due to personal property she owns and left the dais at 6:44.

City Planner Bryan Araki presented a report on a request to rezone approximately 2.5 acres from the R-1-B (Single-Family Residential 12,000 sq. ft. min lot size) to the R-1 (Low Density Single-Family Residential 6,000 sq. ft.) Zone District for property located on the east side of Armstrong Avenue south of Gettysburg Avenue. The Planning Commission and staff recommend the City Council approve Rezone R2016-05, subject to the conditions listed in Exhibit "A" of the staff report. The Planning Commission and staff recommend that the City Council make a finding of consistency that the dedication toward public right-of-way is proportionate to the development being requested. The applicant is requesting to rezone 2.5 acres of property located near the southeast corner of Gettysburg and Armstrong Avenues from the R-1-B (Single-Family Residential with a 12,000 sq. ft. min. lot size) Zone District to the R-1 (Single-Family Residential with a 6,000 sq. ft. min. lot size) Zone District. The request is consistent with the General Plan and provides for infill development. Scott Zaier, representing the applicant, spoke in favor of the request. Mike Durell, resident who lives near the proposed project, spoke in opposition due to concerns with the small size of the lots being proposed. Resident, who works for Deyoung properties, commented on and spoke in support of the request.

Discussion by the Council. Motion by Councilmember Whalen, seconded by Councilmember Flores, for the Council to adopt an ordinance rezoning approximately 2.5 acres from the R-1-B (Single-Family Residential 12,000 sq. ft. min lot size) to the R-1 (Low Density Single-Family Residential 6,000 sq. ft.) Zone District for property located on the east side of Armstrong Avenue south of Gettysburg Avenue.

Motion carried by 3-1-1 with Councilmember Armstrong voting no and Councilmember Ashbeck abstaining.

Councilmember Ashbeck returned to the dais at 7:06.

7:06 ITEM 2A1 - CONSIDERED – RES. 16-XX, 2016-17 ANNUAL BUDGET, AND INFORMATION REGARDING THE CLOVIS SUCCESSOR AGENCY.

City Manager Rob Woolley presented a report to introduce the 2016-17 Annual Budget, and information regarding the Clovis Successor Agency.

According to the Municipal Code, the City Manager is responsible for providing the City Council with a recommended annual budget prior to commencement of the succeeding fiscal year and by no later than the third regular Council meeting in May. The Annual Budget is a plan for the financial operations of the City and includes a spending plan for all City operations, a five-year capital improvement program, and estimated revenues for the upcoming fiscal year. The purpose of the budget is to enable the City Council to make financial plans for current and long-term expenditure needs, to insure that executive management is administering the plans as set forth, and to allow citizens and investors an opportunity to form opinions about the financial policies and administration of the City. Rob Woolley provided highlights to the proposed budget. Discussion by the Council. It was the consensus of Council to continue the item to June 13, 2016.

- 7:22 ITEM 2A2 – PROVIDED - POLICY DIRECTION REGARDING PROPOSAL TO AUTHORIZE ACCREDITED PRIVATE EDUCATIONAL INSTITUTIONS THAT OFFER BACHELOR'S OR HIGHER DEGREES TO USE THE SAME DEVELOPMENT IMPACT FEE METHODOLOGY AS PUBLIC EDUCATIONAL INSTITUTIONS. (CONTINUED FROM THE MAY 2, 2016 MEETING.)

Deputy City Manager Andy Haussler presented a report on a proposal to authorize accredited private educational institutions that offer Bachelor's or higher degrees to use the same development impact fee methodology as public educational institutions. On July 14, 2014, City Council adopted an Economic Development Strategy for the City of Clovis. Strategy 7 focuses on Workforce as a critical aspect of improving the local economy and specifically states the City should partner and support organizations that provide advanced educational opportunities within the City. In order to facilitate this, staff is proposing that an accredited private educational institution developing facilities that offer Bachelor's or more advanced degrees in Clovis be treated the same as public educational institutions in determining development impact fees. This would allow the City to encourage this type of use and thus reach its goal of bolstering the workforce in Clovis, the region, and maintain Clovis' position as a leader in education in the region. At the May 2, 2016 City Council meeting, direction was given to staff to return with more details on the accreditation process review of what would happen if the school failed to operate. Both of these items are discussed in background discussion. Staff is recommending the City Council to provide policy direction regarding proposal to authorize accredited private educational institutions that offer Bachelor's or higher degrees to use the same development impact fee methodology as public educational institutions. There being no public comment, Mayor Magsig closed the public portion. Discussion by the Council.

City Council provided direction and authorized accredited private educational institutions that offer Bachelor's or higher degrees to use the same development impact fee methodology as public educational institutions and return with a recommended changes to the ordinance.

- 7:38 ITEM 2A3 - ADOPTED - **ORD. 16-09**, R2016-01, REZONING APPROXIMATELY 2.4 ACRES OF PROPERTY LOCATED AT 2410 DEWOLF AVENUE FROM THE R-A (SINGLE-FAMILY RESIDENTIAL – 24,000 SQ. FT. MIN. LOT SIZE) ZONE DISTRICT TO THE R-1-7500 (SINGLE-FAMILY RESIDENTIAL – 7,500 SQ. FT. MIN. LOT SIZE) ZONE DISTRICT. LARRY & MARTHA MORICCA, OWNERS; GARY MASON, GMC DEVELOPMENT, CORPORATION, APPLICANT, HARBOUR & ASSOCIATES, REPRESENTATIVE. (VOTE: 4-0-1 WITH COUNCILMEMBER ARMSTRONG ABSENT.)

City Clerk John Holt presented a report indicating that this item was on the regular agenda because at introduction on May 2, 2016, was approved 4-0-1 with Councilmember Armstrong absent. There being no public comment, Mayor Magsig closed the public portion. Discussion by the Council. Motion by Councilmember Armstrong, seconded by Councilmember Flores, for the Council to rezone approximately 2.4 acres of property located at 2410 DeWolf Avenue from the R-A (Single-Family Residential – 24,000 sq. ft. min. lot size) Zone District to the R-1-7500 (Single-Family Residential – 7,500 sq. ft. min. lot size) Zone District. Motion carried by unanimous vote.

- 7:40 ITEM 2A4 - ADOPTED - ORD. 16-10, R2015-07, A REQUEST TO REZONE FROM THE R-1 (SINGLE FAMILY RESIDENTIAL – 6,000 SQ. FT. MIN.) ZONE DISTRICTS TO THE C-2 (COMMUNITY COMMERCIAL) ZONE DISTRICT. (VOTE: 3-0-1-1 WITH COUNCILMEMBER ARMSTRONG ABSENT AND COUNCILMEMBER WHALEN ABSTAINING.)

City Clerk John Holt presented a report indicating that this item was on the regular agenda because at introduction on May 2, 2016, was approved 4-0-1 with Councilmember Armstrong absent. There being no public comment, Mayor Magsig closed the public portion. Discussion by the Council. Motion by Councilmember Ashbeck, seconded by Councilmember Flores, for the Council to rezone from the R-1 (Single Family Residential – 6,000 sq. ft. min.) Zone Districts to the C-2 (Community Commercial) Zone District. Motion carried 4-0-0-1 with Councilmember Whalen abstaining.

- 7:41 ITEM 2A5 - ADOPTED - ORD. 16-11, R2004-36A2, A REQUEST TO APPROVE AN AMENDMENT TO THE P-C-C (PLANNED COMMERCIAL CENTER) ZONE DISTRICT TO PROVIDE FOR THE ADDITION OF AN EVENT CENTER TO THE EXISTING MASTER USE SCHEDULE AND MODIFICATION TO THE MASTER SITE PLAN. (VOTE: 4-0-1 WITH COUNCILMEMBER ARMSTRONG ABSENT.)

City Clerk John Holt presented a report indicating that this item was on the regular agenda because at introduction on May 2, 2016, was approved 4-0-1 with Councilmember Armstrong absent. There being no public comment, Mayor Magsig closed the public portion. Discussion by the Council. Motion by Councilmember Ashbeck, seconded by Councilmember Flores, for the Council to amend the P-C-C (Planned Commercial Center) Zone District to provide for the addition of an event center to the existing Master Use Schedule and modification to the master site plan. Motion carried by unanimous vote.

- 7:42 ITEM 2A6 - ADOPTED - ORD. 16-12, AN ORDINANCE ADDING SECTION 5.27.511, OF CHAPTER 5.27, OF TITLE 5, AND AMENDING SECTION 4.7.10 OF CHAPTER 4.7, OF TITLE 4 OF THE CLOVIS MUNICIPAL CODE PERTAINING TO FIREWORKS. (VOTE: 4-0-1 WITH COUNCILMEMBER ARMSTRONG ABSENT.)

City Clerk John Holt presented a report indicating that this item was on the regular agenda because at introduction on May 2, 2016, was approved 4-0-1 with Councilmember Armstrong absent. There being no public comment, Mayor Magsig closed the public portion. Discussion by the Council. Motion by Councilmember Ashbeck, seconded by Councilmember Flores, for the Council to adopt an ordinance adding Section 5.27.511, of Chapter 5.27, of Title 5, and amending Section 4.7.10 of Chapter 4.7, of Title 4 of the Clovis Municipal Code pertaining to fireworks. Motion carried by unanimous vote.

- 7:43 ITEM 2B1 - APPROVED - A REQUEST FOR THE CITY COUNCIL TO OPPOSE ASSEMBLY BILL 935, A PROPOSED ACT RELATING TO WATER PROJECTS DUE TO CONCERNS RELATED TO FUNDING

Assistant Public Utilities Director Lisa Koehn presented a report on a request for the City Council to oppose Assembly Bill 935, a proposed act relating to water projects due to concerns related to funding. AB 935, Salas, an act to add Section 140 to the Water Code, would require, upon appropriation by the Legislature, the Department of Water Resources to provide funding for two specific projects up to \$75 million. The described projects are one for the Reverse Flow Pump-back Facilities on the Friant-Kern Canal Restoration Project and a project for the San Joaquin River Recapture at Patterson Irrigation District Conveyed through Delta-Mendota Canal to San Luis Reservoir Project. The legislation does not describe what the funding source is for the projects. The concern is that without the legislation specifying the source of the funding, existing funding mechanisms for water projects under Proposition 1 could be utilized for these two projects as earmarks. Currently projects must compete for funding and potentially these two projects would not need to compete, thereby reducing funds available for other water projects that the Kings Basin Integrated Regional Water Management Authority or the City could compete for.

There being no public comment, Mayor Magsig closed the public portion. Discussion by the Council. Motion by Councilmember Whalen, seconded by Councilmember Ashbeck, for the Council to oppose Assembly Bill 935, a proposed act relating to water projects due to concerns related to funding. Motion carried 4-1 with Councilmember Armstrong voting no.

7:46 ITEM 3 - CITY MANAGER COMMENTS

City Manager Rob Woolley reminded Council of the Mayor's Breakfast on Thursday.

7:46 ITEM 4A - COUNCIL COMMENTS

Councilmember Flores commented on the passing of his mother in law.

Councilmember Whalen commented on the success of the "Taking it to the Streets" event held this weekend in Old Town.

ADJOURNMENT

Mayor Magsig adjourned the meeting of the Council to June 6, 2016

Meeting adjourned: 7:51 p.m.

Mayor

City Clerk



AGENDA ITEM NO: **CC-B-1**

City Manager: *[Signature]*

- CITY OF CLOVIS - REPORT TO THE CITY COUNCIL

TO: Mayor and City Council

FROM: Administration

DATE: June 6, 2016

SUBJECT: Approval – Res. 16-___, Amending the Conflict of Interest Code list of Designated Employees

ATTACHMENTS: Attachment “A” – Existing Conflict of Interest Code Disclosure Categories including the list of Designated Employees

Attachment “B” - Resolution 16-___, proposed amendments to the Conflict of Interest Code list of Designated Employees

CONFLICT OF INTEREST

None

RECOMMENDATION

For the City Council to approve a resolution amending the Conflict of Interest Code for Designated Employees.

EXECUTIVE SUMMARY

The Political Reform Act requires that every two years the City review its local conflict of interest code to determine if amendments are necessary. Staff is proposing amendments to the list of designated employees.

BACKGROUND

The City is required to adopt a local conflict of interest code to address employees that might be subject to outside influences but are not State designated filers. State designated filers include, in addition to the Council and Planning Commissioners, the City Manager, City Attorney, and City Treasurer.

The City is permitted to adopt the State Guidelines as its local conflict of interest code, in which case the City only needs to designate employees subject to the code and reportable interest for those employees (2 Cal. Code Regs. § 18730). Reportable interests generally fall into the following categories: real property, investments, business positions, sources of income, gifts, loans, and travel payments.

In 1994 the City Council adopted Resolution 94-130 that incorporated by reference the State Guidelines as its local conflict of interest code, along with the designation of employees and the formulation of disclosure categories. In conducting the biennial review, staff determined it is appropriate to update the list of employees.

In accordance with Government Code Section 87306, a report must be submitted to the City Council identifying any changes in the code, including, but not limited to, all new positions and changes in the list of reportable interests. The updated list of designated employees to add or change the title of several positions is included in Attachment A.

Disclosure Categories

The City's existing local conflict of interest code contains seven categories based upon employees' responsibilities. Below is a summary of these categories and the disclosure responsibilities for employees that fall within that category.

Category 1: Broad Responsibilities: Full Disclosure. Employees disclose all reportable interests, including investments, business positions, sources of income, loans, gifts, including travel payments, and real property as required by the FPPC Guidelines. Additionally, the real property category is expanded to include property located within a two-mile radius of the City or any property owned or used by the City.

Category 2: City-Wide Purchasing Approval Responsibilities. Employees disclose interest in investments, business positions, income, loans and gifts from sources that provide services, supplies, materials, machinery, or equipment of the type utilized by the City.

Category 3: Department/Division Purchasing Approval Responsibilities. Employees disclose interest in investments, business positions, income, loans and gifts from sources that provide services, supplies, materials, machinery, or equipment of the type utilized by the designated employee's department or division.

Category 4: Regulatory Power. Employees disclose interest in investments, business positions, income, loans and gifts from any source that is subject to the regulatory, permit, or licensing authority of the designated employee's department or division.

Category 5: Decision-Making Authority Affecting Real Property. Employees disclose interest in investments, business positions, income, loans and gifts from sources that engage in land development, construction, or the acquisition or sale of real property. These employees must also disclose all interests in real property located in the City, and within a one mile radius of the City or of any property owned or used by the City.

Category 6: Decision-Making Authority Affecting Claims and/or Insurance. Employees disclose interest in investments, business positions, income, loans and gifts from: (a) persons or entities which provide services, supplies, materials, machinery or

equipment of the type utilized by the City; (b) business entities that manufacture, sell, supply, or promote personnel training materials or that offer personnel consulting services, and that do business, or expect to do business, within the City; (c) entities which are engaged in the business of insurance; (d) financial institutions; (e) entities or persons who have filed a claim, or have a claim pending, against the City which is reviewed by the designated employee's department or division; (f) business entities that offer, sell, or service group medical insurance, group life insurance, group dental insurance, pension plans, or that make investments or any way manage funds relating thereto, and that do business, or expect to do business, within the City.

Category 7: Investment Responsibilities. Employees disclose interest in investments, business positions, income, loans and gifts, from financial institutions doing business with or eligible to do business with the City.

Designated Employees

Employee positions have been added and deleted from the Designated Employee worksheet to reflect current positions and position titles within each department.

Staff recommended adoption of the attached resolution which adopted the FPPC model of conflict of interest code by reference. The model code required inclusion of designated positions subject to the code and a list of disclosure categories. The resolution requires all Oversight Board members as designated positions and reporting required for all disclosure categories.

Additionally, the proposed amendments for the city designated employees (Attachment "B") has been amended to include those employees.

FISCAL IMPACT

None

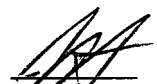
REASON FOR RECOMMENDATION

The Political Reform Act requires every local government agency to review its conflict of interest code biennially (even numbered years) to determine if it is accurate or must be amended. Staff has reviewed the existing code and is recommending the amendments to the list of designated employees.

ACTIONS FOLLOWING APPROVAL

The City Clerk's Office will contact the affected employees and ensure that the City is in compliance.

Submitted by:



John Holt, Assistant City Manager / City Clerk

ATTACHMENT A

CONFLICT OF INTEREST CODE FOR THE CITY OF CLOVIS

The Political Reform Act, Government Code Section 81000, et seq., requires state and local government agencies to adopt and promulgate local conflict of interest codes. The Fair Political Practices Commission has adopted a regulation, 2 Cal. Code of Regs. Section 18730, which contains the terms of a standard conflict of interest code. It can be incorporated by reference and may be amended by the Fair Political Practices Commission after public notice and hearings to conform to amendments in the Political Reform Act. Therefore, the terms of 2 Cal. Code of Regs. Section 18730 and any amendments to it duly adopted by the Fair Political Practices Commission are hereby incorporated by reference and, along with the attached Appendices in which members and employees are designated and disclosure categories are set forth, constitute the conflict of interest code of the City of Clovis.

Designated employees shall file statements of economic interests with the City who will make the statements available for public inspection and reproduction. (Gov. Code Section 81008). Upon receipt of the statements of the City Council, Planning Commission, City Manager, City Attorney, and City Treasurer, the City shall make and retain a copy and forward the original of these statements to the Fair Political Practices Commission. The City will retain statements for all other designated employees.

TYPE OF POSITION

Category 1: Broad Responsibilities: Full Disclosure. Employees disclose all reportable interests, including investments, business positions, sources of income, loans, gifts, including travel payments, and real property as required by the FPPC Guidelines. Additionally, the real property category is expanded to include property located within a two-mile radius of the City or any property owned or used by the City.

Category 2: City-Wide Purchasing Approval Responsibilities. Employees disclose interest in investments, business positions, income, loans and gifts from sources that provide services, supplies, materials, machinery, or equipment of the type utilized by the City.

Category 3: Department/Division Purchasing Approval Responsibilities. Employees disclose interest in investments, business positions, income, loans and gifts from sources that provide services, supplies, materials, machinery, or equipment of the type utilized by the designated employee's department or division.

Category 4: Regulatory Power. Employees disclose interest in investments, business positions, income, loans and gifts from any source that is subject to the regulatory, permit, or licensing authority of the designated employee's department or division.

Category 5: Decision-Making Authority Affecting Real Property. Employees disclose interest in investments, business positions, income, loans and gifts from sources that engage in land development, construction, or the acquisition or sale of real property. These employees must also disclose all interests in real property located in the City, and within a one mile radius of the City or of any property owned or used by the City.

Category 6: Decision-Making Authority Affecting Claims and/or Insurance. Employees disclose interest in investments, business positions, income, loans and gifts from: (a) persons or entities which provide services, supplies, materials, machinery or equipment of the type utilized by the City; (b) business entities that manufacture, sell, supply, or promote personnel training materials or that offer personnel consulting services, and that do business, or expect to do business, within the City; (c) entities which are engaged in the business of insurance; (d) financial institutions; (e) entities or persons who have filed a claim, or have a claim pending, against the City which is reviewed by the designated employee's department or division; (f) business entities that offer, sell, or service group medical insurance, group life insurance, group dental insurance, pension plans, or that make investments or any way manage funds relating thereto, and that do business, or expect to do business, within the City.

Category 7: Investment Responsibilities. Employees disclose interest in investments, business positions, income, loans and gifts, from financial institutions doing business with or eligible to do business with the City.

*Definitions

"Applicable investments" relates to investments held by the designated employee, spouse and dependent children with an aggregate value of \$2,000 or more located or doing business in the jurisdiction. It includes investments held by a business entity or trust in which the designated employee, spouse and dependent children have an aggregate interest of 10% or greater.

"Applicable business positions" relates to positions in which the designated employee was a director, officer, partner, trustee, employee or held any position of management during the period covered by the report, even if the designated employee received no income from the business entity during the period.

"Applicable income" includes the designated employee's gross income (including loans) and the employee's community property interest in his or her spouse's gross income aggregating \$500 or more received from any source located in or doing business in the jurisdiction. Please note that loans are reported on a separate schedule.

"Applicable gift" includes anything of value for which the designated employee has not provided equal or greater consideration to the donor. A gift is reportable if its fair market value is \$50 or more. In addition, multiple gifts aggregating \$50 or more received during the reporting period from a single source must be reported. Unless otherwise expressly limited in the Disclosure Categories, gifts are reportable without regard to where the donor is located.

"Applicable interest in real property" includes those located in the jurisdiction in which the employee, spouse or dependent children had a direct, indirect, or beneficial interest aggregating \$2,000 or more any time during the reporting period. The employee is not required to report a residence used exclusively as a personal residence.

"Jurisdiction" means the City of Clovis. Real property is deemed to be "within the jurisdiction" if the property or any part of it is located in or within two miles of the boundaries of the City or any property owned or used by the City, unless a smaller area is specified in the Disclosure Category.

RESOLUTION NO. 16-__

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CLOVIS AMENDING THE CONFLICT OF INTEREST CODE LIST OF DESIGNATED EMPLOYEES

WHEREAS, California Code of Regulations, Section 18730, et seq. contains the terms of a standard conflict of interest code adopted by the Fair Political Practices Commission (FPPC); and

WHEREAS, the FPPC amends the conflict of interest code terms on a regular basis to amendments in the Political Reform Act; and

WHEREAS, in 1994 the Clovis City Council adopted Resolution 94-130 that incorporated, by reference, the terms of Section 18730 along with the designation of employees and the formulation of disclosure categories; and

WHEREAS, Government Code Section 87306 requires that a report be submitted to the City Council identifying any changes in the code including, but not limited to, all new positions and changes in the list of reportable interests.

NOW, THEREFORE, BE IT RESOLVED by the Clovis City Council that Enclosure "A" accurately reflects all proposed changes to the Conflict of Interest Code list of designated employees.

The foregoing resolution was introduced and adopted at a regular meeting of the City Council of the City of Clovis held June 6, 2016, by the following vote, to wit:

AYES:

NOES:

ABSENT:

DATED: June 6, 2016

Mayor

City Clerk

Enclosure "A" - Proposed Amendments to the City of Clovis Conflict of Interest Code

Existing		Add	Delete	Proposed		Disclosure
Department	Position			Department	Position	Category
<u>Administration</u>				<u>Administration</u>		
	Assistant City Manager / City Clerk				Assistant City Manager / City Clerk	1
	Executive Assistant				Executive Assistant	3
	Information Technology Specialist				Information Technology Specialist	3
	Information Technology Technician				Information Technology Technician	3
	Information Technology Supervisor				Information Technology Supervisor	1
	Information Technology Manager				Information Technology Manager	1
	Personnel Commissioners				Personnel Commissioners	6
	Principal Office Assistant				Principal Office Assistant	3
	Senior Information Technology Analyst				Senior Information Technology Analyst	1
	Special Projects / Emergency Preparedness Manager		Special Projects / Emergency Preparedness Manager			1
<u>Community & Economic Development</u>				<u>Community & Economic Development</u>		
	Business Development Manager				Business Development Manager	1
	Community & Economic Development Director				Community & Economic Development Director	1
	Housing Program Manager		Housing Program Manager			1
		Housing Program Coordinator			Housing Program Coordinator	
<u>Finance</u>				<u>Finance</u>		
	Deputy Finance Director				Deputy Finance Director	1
	Assistant Finance Director				Assistant Finance Director	1
<u>Fire</u>				<u>Fire</u>		
	Battalion Chief				Battalion Chief	1
	Deputy Fire Chief				Deputy Fire Chief	1
	Fire Chief				Fire Chief	1
		Spec Proj/Life Safety Mgr			Spec Proj/Life Safety Mgr	
<u>General Services</u>				<u>General Services</u>		
	General Services Director				General Services Director	1
	Gen. Services Manager				Gen. Services Manager	1

Enclosure "A" - Proposed Amendments to the City of Clovis Conflict of Interest Code

Existing		Add	Delete	Proposed		Disclosure
Department	Position			Department	Position	Category
	Management Analyst				Management Analyst	1
	Personnel / Risk Manager				Personnel / Risk Manager	1
	Personnel Technician				Personnel Technician	1
	Recreation Supervisor				Recreation Supervisor	1
	Transit Supervisor				Transit Supervisor	1
	Department Support Manager				Department Support Manager	1
<u>Planning & Development Services</u>				<u>Planning & Development Services</u>		
	Assistant Director of Planning & Development Services				Assistant Director of Planning & Development Services	1
	Assistant Engineer				Assistant Engineer	3
	Associate Civil Engineer				Associate Civil Engineer	1
	Building Inspector / Senior Building Inspector				Building Inspector / Senior Building Inspector	4
		Building Official			Building Official	
		City Planner			City Planner	
	Deputy Building Official / Plan Checker				Deputy Building Official / Plan Checker	1
	Deputy City Planner				Deputy City Planner	1
	Engineering Inspector				Engineering Inspector	4
	Engineering Program Supervisor				Engineering Program Supervisor	1
	Engineering Technician / Senior Engineering Technician				Engineering Technician / Senior Engineering Technician	3
	Geographic Information Systems Analyst				Geographic Information Systems Analyst	4
		Management Analyst			Management Analyst	
	Planning & Development Services Director				Planning & Development Services Director	1
	Plans Examiner				Plans Examiner	4
	Senior Engineering Inspector				Senior Engineering Inspector	4
	Senior Planner				Senior Planner	1
	Sr. Building Inspector				Sr. Building Inspector	4
<u>Police</u>				<u>Police</u>		
		Deputy Police Chief			Deputy Police Chief	
	Police Captain				Police Captain	1
	Police Chief				Police Chief	1
	Police Lieutenant				Police Lieutenant	1
<u>Public Utilities</u>				<u>Public Utilities</u>		

Enclosure "A" - Proposed Amendments to the City of Clovis Conflict of Interest Code

Existing		Add	Delete	Proposed		Disclosure
Department	Position			Department	Position	Category
	Assistant Public Utilities Director				Assistant Public Utilities Director	1
	Associate Civil Engineer				Associate Civil Engineer	1
	Construction Manager				Construction Manager	1
	Fleet Manager				Fleet Manager	3
	Management Analyst				Management Analyst	3
	Parks Manager				Parks Manager	1
	Principal Office Asst.				Principal Office Asst.	3
	Public Utilities Director				Public Utilities Director	1
	Solid Waste Manager				Solid Waste Manager	1
	Street Maintenance Manager				Street Maintenance Manager	1
	Utilities Manager				Utilities Manager	1
	Water Production Manager				Water Production Manager	1



AGENDA ITEM NO: **CC-C-1**

City Manager: rw

- CITY OF CLOVIS - REPORT TO THE CITY COUNCIL

TO: Mayor and City Council

FROM: Community and Economic Development

DATE: June 6, 2016

SUBJECT: Approval – Street Closures for Make-A-Wish Foundation Golf Tournament Banquet on October 1, 2016

ATTACHMENTS: (A) Request from Make-A-Wish Foundation
(B) Map of proposed closure

CONFLICT OF INTEREST

None.

RECOMMENDATION

That the City Council approve the request from the Make-A-Wish Foundation for street closure to hold the annual Make-A-Wish Foundation Golf Tournament's Banquet on Saturday, October 1, 2016.

EXECUTIVE SUMMARY

The Make-A-Wish Foundation has requested temporary street closure of Bullard Avenue between Woodworth Avenue and the Woodworth/Pollasky Alley to hold the banquet for the annual Make-A-Wish Foundation Golf Tournament. The event will take place on Saturday, October 1, 2016. The proposed closure will take place from 10:00 A.M. to 12:00 Midnight.

BACKGROUND

On May 16, 2016, staff received a request from the Make-A-Wish Foundation requesting temporary closure of Bullard Avenue between Woodworth Avenue and the Woodworth/Pollasky Alley to hold the banquet for the annual Make-A-Wish Foundation Golf Tournament. This portion of street is located directly in front of Michelangelo's Restaurant, a major sponsor for this event.

If approved, this will be the third year this event has taken place in this location.

Staff has met with Michelangelo's owners as well as Make-A-Wish Foundation staff to review event plans and to help mitigate any issues that might arise related to this event and the proposed street closure.

Staff is working closely with the applicant in notifying all property owners and merchants adjacent to the event location (Attachment B) and in areas that may be directly affected by the closure. To date, there have been no concerns received by staff.

FISCAL IMPACT

As with virtually all events, there are a number of ways the City of Clovis is positively impacted. The local businesses benefit from large numbers of people visiting the area, and the City of Clovis benefits from the increased tax revenue.

Some events require additional city services. The promoter will bear all costs associated with this event. These may include additional Police and Fire services and additional trash pick-up.

REASON FOR RECOMMENDATION

In previous years, approximately 300,000 people have attended the various events held in Old Town on an annual basis, many of whom have returned to Old Town to patronize the shops.

ACTIONS FOLLOWING APPROVAL

1. Staff will notify Make-A-Wish Foundation, informing them of Council's decision.
2. Staff will continue working with event promoter, residents, businesses, and property owners to help eliminate possible problems that may arise due to the closure of streets for this event.

Prepared by: Shawn Miller, Business Development Manager

Submitted by: Andrew Haussler, Deputy City Manager



City of Clovis SPECIAL EVENT Worksheet

1. Name of Event: Make-A-Wish Golf Tournament Banquet
2. Date/Time of Event: October 1, 2016 from 4:00 – 10:00 P.M.
3. Will your event require street closure(s) Yes: ☒ No: ☐
 - a. If yes, what time will the streets close and reopen? 10:00 A.M. - Midnight
4. Name of Promoter: Michelangelo's Pizzeria/Make-A-Wish Foundation Fresno
5. Contact Person: Omar Rosales / Kaira Barragan (559) 761-5901
6. Address: 619 Woodworth Avenue, Clovis, CA 93612
7. Phone: (559) 322-1666 8. Fax: _____
9. Email: o_sofresh@yahoo.com 10. Cell: (559) 579-6723
11. Location of Event: Bullard between Woodworth and alley between Woodworth and Pollasky
12. Estimated crowd size: 300 ppl
13. Will you be serving alcohol? Yes: ☒ No: ☐
 - If Yes:
 - a. Have you secured the necessary ABC Permit? Yes: ☐ No: ☒
 - b. Are you serving alcohol in a separate/secured area? Yes: ☒ No: ☐
 - c. Who or what organization will be serving? Employees of Michelangelos
14. Will you, or your vendors be serving food / other refreshments? Yes: ☐ No: ☒
 - If Yes:
 - a. What are the dimensions of the food tents? _____
15. Besides food and beverage, will there be other vendor's tents? Yes: ☐ No: ☒
 - If Yes:
 - a. What are the dimensions of the tents? _____
16. How will waste / trash services be provided? Private: ☐ Public (City Services): ☒
17. This event is: ☐ New ☒ Annual ☐ Semi Annual ☐ Other (Please Attach Description)

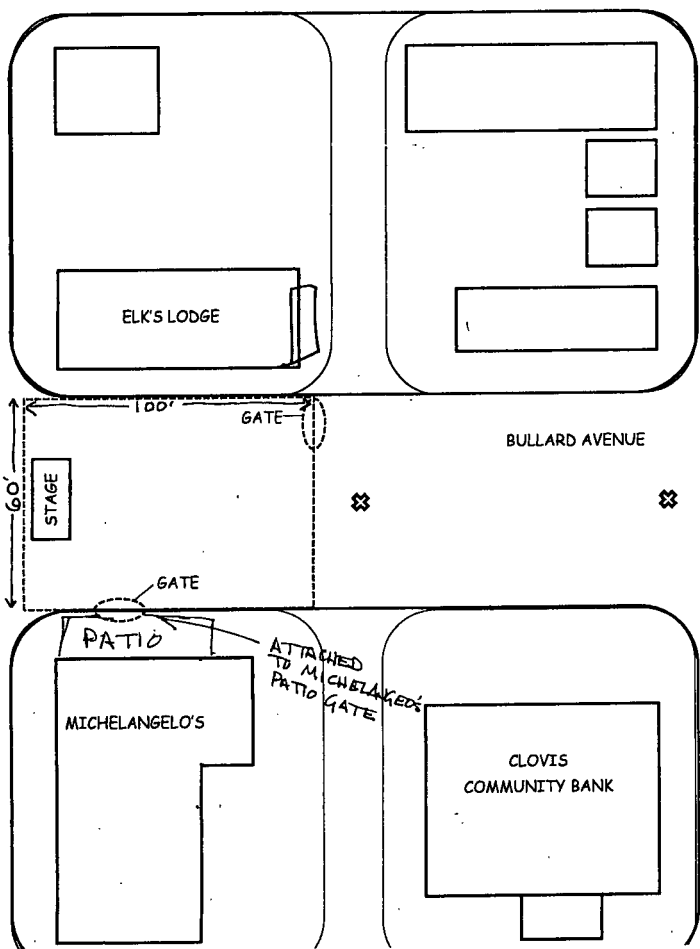
-See Attachment Check List on Reverse-

ATTACHMENT A

WOODWORTH AVENUE

↑
NORTH

POLLASKY AVENUE





AGENDA ITEM NO: CCF1
City Manager: AA

- CITY OF CLOVIS - REPORT TO THE CITY COUNCIL

TO: Mayor and City Council

FROM: Planning & Development Services

DATE: June 6, 2016

SUBJECT: Approval – Bid Award for CIP 14-05, Fowler Avenue Street Improvements- Herndon Avenue to State Route 168

ATTACHMENTS: (A) Vicinity Map

CONFLICT OF INTEREST

None

RECOMMENDATION

1. For the City Council to award a contract for CIP 14-05, Fowler Avenue Street Improvements- Herndon Avenue to State Route 168, to Emmett's Excavation, Inc. in the amount of \$290,439.00 and;
2. For the City Council to authorize the City Manager to execute the contract on behalf of the City.

EXECUTIVE SUMMARY

The purpose of this project is to perform street improvements on Fowler Avenue from Herndon Avenue to State Route 168. The project includes asphalt-concrete street overlay and partial reconstruction on Fowler Ave from Herndon Ave to Freeway 168. The work also includes excavation, compaction, saw cutting, pavement grinding, overlay of asphalt concrete pavement, construction of ADA accessible concrete curb returns, adjustment of existing utility valves and manholes, installation of traffic loops, and replacement of traffic striping.

Staff has evaluated the project site and all design aspects within the scope of this project for compliance with the Americans with Disabilities Act (ADA) accessibility standards as of June 6, 2016. The project will be ADA compliant upon completion.

BACKGROUND

The following is a summary of the bid results of 05/24/2016:

BIDDERS

Emmett's Excavation, Inc.
Asphalt Design, Inc.
Yarbs Grading and Paving, Inc.

BASE BIDS

\$290,439.00
\$326,218.34
\$374,158.00

ENGINEER'S ESTIMATE

\$282,862.00

All bids were examined and the bidder's submittals were found to be in order. Emmett's Excavation is the lowest apparent bidder. Staff has validated the lowest bidder's contractor's license status; the contractor is in good standing with no record of complaints or violations recorded in the last three years. A record search for complaints or violations was performed through Cal OSHA and no violations were found.

FISCAL IMPACT

This project is budgeted in the 2015-2016 Community Investment Program. It is funded by the Regional Surface Transportation Program (RSTP).

REASON FOR RECOMMENDATION

Emmett's Excavation, Inc. is the lowest responsible bidder. There are sufficient funds available for the anticipated costs of this project.

ACTIONS FOLLOWING APPROVAL

1. The contract will be prepared and executed, subject to the contractor providing performance security that is satisfactory to the City.
2. Construction will begin approximately two (2) weeks after contract execution and will be scheduled to be completed (25) twenty-five working days thereafter.

Prepared by: Colleen Vidinoff, Project Engineer

Submitted by:

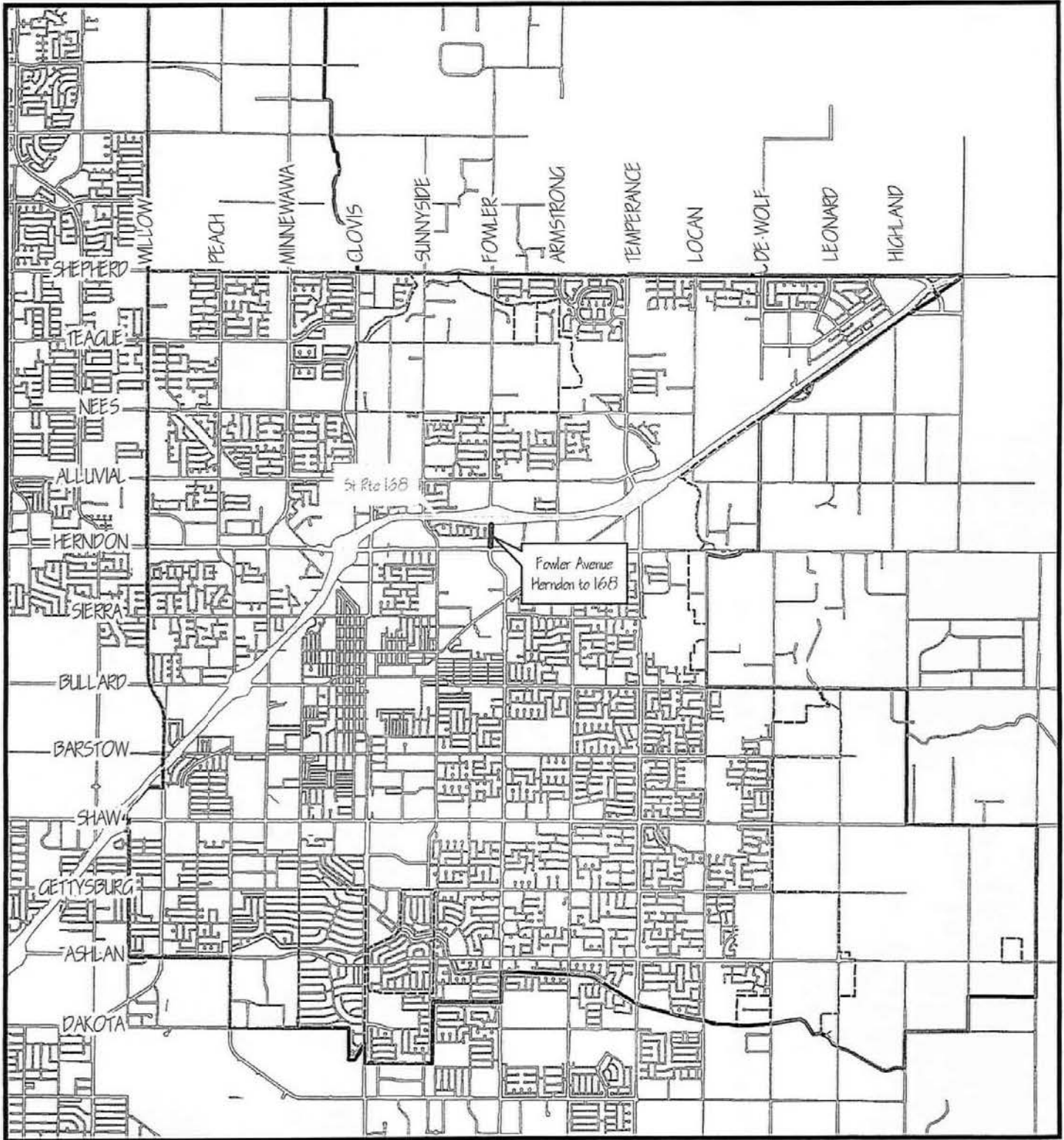

Mike Harrison
Interim City Engineer

Recommended by:


Dwight Kroll, AICP
Director of Planning
And Development
Services

VICINITY MAP

Fowler Avenue Road Rehabilitation - Herndon to 168



ATTACHMENT A



JULY 18, 2013

CITY LIMITS

SPHERE OF INFLUENCE



1" = 5500'



AGENDA ITEM NO: CCF2

City Manager: AA

- CITY OF CLOVIS - REPORT TO THE CITY COUNCIL

TO: Mayor and City Council

FROM: Planning and Development Services Department

DATE: June 6, 2016

SUBJECT: Approval – Bid Award for CIP 14-15, Shepherd & N. Fowler Traffic Signal

ATTACHMENTS: (A) Vicinity Map

CONFLICT OF INTEREST

None

RECOMMENDATION

1. For the City Council to award a contract for CIP 14-15, Shepherd & N. Fowler Traffic Signal to Dave Christian Construction Company, Inc. in the amount of \$1,106,533.90 and;
2. For the City Council to authorize the City Manager to execute the contract on behalf of the City.

EXECUTIVE SUMMARY

The construction involves traffic signalization at the intersection of Shepherd Avenue and North Fowler Avenue. The work also includes widening and realignment of Shepherd Avenue west of North Fowler Avenue, clearing, grubbing, earthwork, grading, saw cutting, compaction, aggregate base, asphalt concrete paving, concrete curb and gutter, sidewalk, median island curb, stamped concrete median island cap, sewer main, water main, sewer manholes, water valve, traffic signal facilities, striping, and signage.

Staff has evaluated the project site and all design aspects within the scope of this project for compliance with the Americans with Disabilities Act (ADA) accessibility standards as of June 6, 2016. The project will be ADA compliant upon completion.

BACKGROUND

The following is a summary of the bid results of May 24, 2016:

BIDDERS	BASE BIDS
Dave Christian Construction Company, Inc.	\$1,106,533.90
American Paving Company	\$ 1,227,233.80
Yarbs Grading and Paving, Inc.	\$ 1,281,515.00

ENGINEER'S ESTIMATE

\$ 1,234,461.00

All bids were examined and the bidder's submittals were found to be in order. Dave Christian Construction Company, Inc. is the lowest apparent bidder. Staff has validated the lowest bidder contractor's license status; the contractor is in good standing with no record of complaints or violations recorded in the last three years. A record search for complaints or violations was performed through Cal OSHA and no violations were found.

FISCAL IMPACT

This project was approved in the 2015-2016 fiscal year budget. The project is supported by the City Community Investment Program, partially funded by Highway Safety Improvement Program (HSIP).

REASON FOR RECOMMENDATION

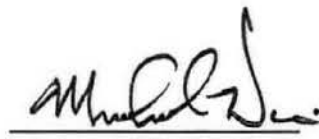
Dave Christian Construction Company, Inc. is the lowest responsible bidder. There are sufficient funds available for the anticipated costs of this project.

ACTIONS FOLLOWING APPROVAL

1. The contract will be prepared and executed, subject to the Contractor providing performance security that is satisfactory to the City.
2. Construction will begin approximately two (2) weeks after contract execution and be completed in sixty (60) working days thereafter.

Prepared by: Johnny LeMaster, Project Engineer

Submitted by:



Michael Harrison
Interim City Engineer

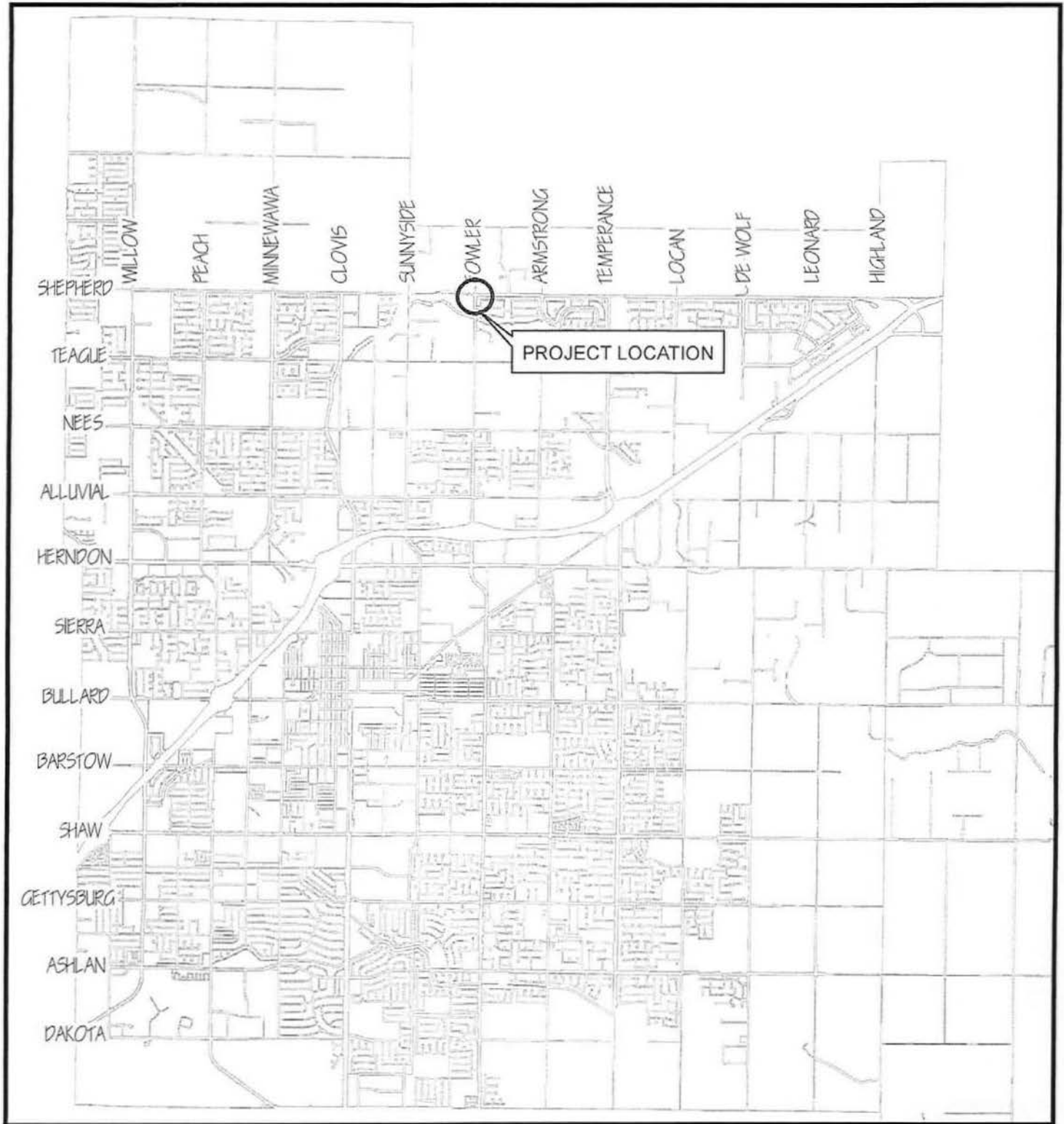
Recommended by:



Dwight Kroll, AICP
Director of Planning
and Development Services

VICINITY MAP

CIP 14-15 SHEPHERD AND N. FOWLER TRAFFIC SIGNAL



March 29, 2014

ATTACHMENT A

--- CITY LIMITS

— SPHERE OF INFLUENCE



1" = 5500'



AGENDA ITEM NO:

CCF3

City Manager:

[Signature]

- CITY OF CLOVIS - REPORT TO THE CITY COUNCIL

TO: Mayor and City Council

FROM: Planning and Development Services

DATE: June 6, 2016

SUBJECT: Approval – Res. 16-_____, Annexation of Proposed Tract 6142, located at the southwest corner of Ashlan and Leonard Avenues, to the Landscape Maintenance District No. 1 Of The City Of Clovis (McCaffrey Homes)

ATTACHMENTS: Res. 16-_____

CONFLICT OF INTEREST

None

RECOMMENDATION

For the City Council to approve Res. 16-_____, that will annex proposed Tract 6142, which is located at the southwest corner of Ashlan and Leonard Avenues, to the Landscape Maintenance District No. 1 of the City of Clovis.

EXECUTIVE SUMMARY

The owners, Ashlan/DeWolf No. 1, LP (The McCaffrey Group), acting as the subdivider, have requested to be annexed to the Landscape Maintenance District No. 1 of the City of Clovis as set forth by the Conditions of Approval for Tract 6142.

BACKGROUND

Ashlan/DeWolf No. 1, LP, the developer of Tract 6142, has executed a covenant that this development be annexed to the City of Clovis LMD No. 1. An executed copy can be provided on request. Council formed the original District on July 15, 1985, for the purpose of funding the maintenance of landscaped areas and parks. Each annexation

to the District has a separate assessment so that the cost of landscape maintenance of this landscaped area will be borne entirely by the benefit area that includes this tract.

Under the provisions of the Landscaping and Lighting Act of 1972, and in accordance with Article XIII C and Article XIII D of Proposition 218, all the owners of property proposed for annexation have provided a written request and consent to annexation, and have executed a covenant (petition) indicating acceptance of the annual assessment.

FISCAL IMPACT

This project will add landscaping to the Landscape Maintenance District No. 1 of the City of Clovis shown as follows:

	<u>Tract 6142</u>	<u>Year to Date</u>
LMD Landscaping added:	0.703 acres	12.415 acres
Resource needs added:	0.070 person	1.241 person

The resource needs estimate is based on 1 person per 10 acres of landscaped area.


REASON FOR RECOMMENDATION

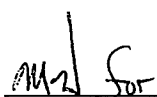
The property owners for the subject tract have requested annexation into the City of Clovis LMD No. 1.

ACTIONS FOLLOWING APPROVAL

Tract 6142 shall become a part of City of Clovis LMD No. 1 and will be assessed next year for maintenance costs.

Prepared by: Hien Ma, Engineering Intern

Submitted by: 
Michael Harrison
Interim City Engineer

Recommended by: 
Dwight Kroll, AICP
Director of Planning and
Development Services

RESOLUTION 16-

A RESOLUTION OF THE COUNCIL OF THE CITY OF CLOVIS, CALIFORNIA, APPROVING ANNEXATION TO LANDSCAPING MAINTENANCE DISTRICT NO. 1 OF THE CITY OF CLOVIS

WHEREAS, City of Clovis Landscape Maintenance District No. 1 ("District") was formed by Resolution No. 85-78, adopted July 15, 1985, pursuant to Part 2 of Division 15 of the Streets and Highways Code (Landscape and Lighting Act of 1972), herein the "Act"; and

WHEREAS, all of the owners of property proposed to be annexed to the District consisting of proposed Tract No. 6142, as described in Exhibit "A" attached hereto and incorporated herein by reference, have consented to said annexation and such annexation may be ordered without notice and hearing or filing of engineer's report, or both.

NOW, THEREFORE, IT IS RESOLVED AND ORDERED, as follows:

1. That the public interest and convenience require that certain property described in Exhibit "A" attached hereto and by reference incorporated herein be annexed into Landscape Maintenance District No. 1 of the City of Clovis for the maintenance and servicing of landscaping facilities.

2. The City Clerk shall receive and file the maps showing the boundaries of the areas annexed as set forth in Exhibit "A" which boundaries shall be used for assessment proceedings until and unless a change of organization is approved pursuant to the Act.

* * * * *

The foregoing resolution was introduced and adopted at a regular meeting of the City Council of the City of Clovis held on June 6, 2016, by the following vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

DATED:

Mayor

City Clerk

Exhibit "A"

OUTLOT G, AS SAID OUTLOT IS SHOWN AND SO DESIGNATED ON THAT
CERTAIN PLAT ENTITLED, "FINAL MAP OF TRACT NO. 6098", FILED IN BOOK ____
OF PLATS, AT PAGES _____ - _____, FRESNO COUNTY RECORDS.



AGENDA ITEM NO: CCF4

City Manager: AA

- CITY OF CLOVIS - REPORT TO THE CITY COUNCIL

TO: Mayor and City Council

FROM: Planning and Development Services

DATE: June 6, 2016

SUBJECT: Approval – Res. 16-_____, Final Map for Tract 6142, located at the southwest corner of Ashlan and Leonard Avenues (McCaffrey Homes)

ATTACHMENTS: Res. 16-_____

(A) Copy of Final Map

CONFLICT OF INTEREST

None

RECOMMENDATION

For the City Council to approve Res. 16-_____, which will:

1. Accept the offer of dedication of and public utility easements within Tract 6142, and;
2. Authorize recording of the final map.

EXECUTIVE SUMMARY

The owner, Ashlan/DeWolf No. 1, LP (The McCaffrey Group), acting as the subdivider, has submitted a final map. The improvement plans are currently being processed for final approval. The improvements to be installed include landscaping and irrigation, curb, gutter, sidewalk, street paving, sanitary sewers, and water mains. The subject tract is located at the southwest corner of Ashlan and Leonard Avenues. It contains

8.53 acres and consists of 36 units, zoned R-1 (Single-Family Residential - 6,000 square foot min lot size.)

FISCAL IMPACT

The subdivider will be installing landscaping and irrigation, curb, gutter, sidewalk, street paving, sanitary sewers, and water mains, which will be perpetually maintained by the City of Clovis.

REASON FOR RECOMMENDATION

The subdivider has met all conditions of the tentative map. The developer is The McCaffrey Group and improvement plans are being processed by City staff. The development fees have been paid.

ACTIONS FOLLOWING APPROVAL

The final map will be filed with the Fresno County Recorder's office for recording.

Prepared by: Hien Ma, Engineering Intern

Submitted by:



Michael Harrison
Interim City Engineer

Recommended by:



Dwight Kroll, AICP
Director of Planning and
Development Services

RESOLUTION 16-

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CLOVIS APPROVING FINAL SUBDIVISION MAP FOR TRACT NO. 6142

WHEREAS, a final map has been presented to the City Council of the City of Clovis for Tract 6142, by The City of Clovis, a Municipal Corporation, and

WHEREAS, said final tract conforms to the requirements of Chapter 2, Part 2, of Division 4 of the Business and Professions Code and to local ordinances;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Clovis as follows:

1. The final map of Tract 6142, consisting of five (5) sheets, a copy of which is on file with the City Clerk, be and the same is hereby approved.
2. Approval of the Subdivision improvement plans for said tract, consisting of multiple sheets are being completed by City Staff.
3. The preliminary Engineer's Cost Estimate of development cost of said tract, a copy of which is on file with the City Clerk, be and the same is hereby approved and adopted as the estimated cost of improvements for said subdivision in the sum of \$1,483,167.99.
4. The Subdivision Agreement between the City of Clovis and Subdivider, a copy of which is on file with the City Clerk, in connection with the installation and construction of improvements in said subdivision is hereby approved and adopted, and the City Engineer of the City of Clovis is directed to execute the same.
5. The offer and dedication for public use of the parcels, streets and easements specified on said map are accepted by the City of Clovis and the City Clerk is authorized and directed to execute said subdivision map.

6. This Council finds that the proposed subdivision, together with the provisions for its design and improvement, are consistent with applicable general and specific plans of the City of Clovis.

7. Improvement Security, as provided hereunder and in said Subdivision Agreement, is fixed at one hundred percent (100%) or the sum of \$714,000.00 for guaranteeing specific performance of said agreement and fifty percent (50%) or the sum of \$357,000.00 for payment of labor and materials furnished by contractors, subcontractors, labormen and materialmen in connection with the improvements required to be made or constructed by said subdivider in conformity with said subdivision map or said agreement.

8. Subdivider shall furnish a bond in the sum of \$148,300.00 being the amount determined by the City Council of the City as necessary for the guarantee and warranty of the work for a period of one year following the completion and acceptance of the tract against any defective work or labor done, or defective materials furnished. Said bond is required to be furnished prior to acceptance of the tract by the City Council.

* * * * *

The foregoing resolution was introduced and adopted at a regular meeting of the City Council of the City of Clovis held on June 6, 2016, by the following vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

DATED:

Mayor

City Clerk

OWNER'S STATEMENT

THE UNDERSIGNED, BEING ALL PARTIES HAVING ANY RECORD TITLE INTEREST IN THE LAND WITHIN THIS SUBDIVISION, HEREBY CONSENT TO THE PREPARATION AND RECORDATION OF THIS MAP, AND OFFER FOR DEDICATION FOR PUBLIC USE THE PARCELS AND EASEMENTS SPECIFIED ON SAID MAP FOR THE PUBLIC USE FOR THE PURPOSES SPECIFIED THEREIN.

ASHLAN/DEWOLF NO. 1, LP, A DELAWARE LIMITED PARTNERSHIP

BY: THE MCCAFFREY GROUP, INC., A CALIFORNIA CORPORATION, ITS GENERAL PARTNER

Robert A. McCaffrey
ROBERT A. MCCAFFREY
CHIEF EXECUTIVE OFFICER

Brent M. McCaffrey
BRENT M. MCCAFFREY
PRESIDENT

U.S. BANK NATIONAL ASSOCIATION #1014 HOUSING CAPITAL COMPANY, AS BENEFICIARY

Thomas G. Walker
THOMAS G. WALKER
ITS: Senior Vice President

NOTARY ACKNOWLEDGMENT

A NOTARY PUBLIC OR OTHER OFFICER COMPLETING THIS CERTIFICATE VERIFIES ONLY THE IDENTITY OF THE INDIVIDUAL WHO SIGNED THE DOCUMENT TO WHICH THIS CERTIFICATE IS ATTACHED, AND NOT THE TRUTHFULNESS, ACCURACY, OR VALIDITY OF THAT DOCUMENT.

STATE OF California
COUNTY OF Fresno

ON May 19, 2016 BEFORE ME, Shelle Hartmann, A NOTARY PUBLIC, PERSONALLY APPEARED Robert A. McCaffrey and Brent M. McCaffrey WHO PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE PERSON(S) WHOSE NAME(S) IS/ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE/SHE/IT/HEY EXECUTED THE SAME IN HIS/HER/IT/HEIR AUTHORIZED CAPACITIES, AND THAT BY HIS/HER/IT/HEIR SIGNATURE(S) ON THE INSTRUMENT THE PERSON(S) OR THE ENTITY UPON BEHALF OF WHICH THE PERSON(S) ACTED, EXECUTED THE INSTRUMENT.

I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOING PARAGRAPH IS TRUE AND CORRECT.

WITNESS MY HAND

Shelle Hartmann
NOTARY PUBLIC, STATE OF California
PRINT NAME Shelle Hartmann

MY PRINCIPAL PLACE OF BUSINESS IS Fresno COUNTY
MY COMMISSION NO. 1109875
MY COMMISSION EXPIRES 3/19/19

NOTARY ACKNOWLEDGMENT

A NOTARY PUBLIC OR OTHER OFFICER COMPLETING THIS CERTIFICATE VERIFIES ONLY THE IDENTITY OF THE INDIVIDUAL WHO SIGNED THE DOCUMENT TO WHICH THIS CERTIFICATE IS ATTACHED, AND NOT THE TRUTHFULNESS, ACCURACY, OR VALIDITY OF THAT DOCUMENT.

STATE OF California
COUNTY OF Fresno

ON May 18, 2016 BEFORE ME, Lon Nicole Beckman, A NOTARY PUBLIC, PERSONALLY APPEARED Thomas G. Walker WHO PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE PERSON(S) WHOSE NAME(S) IS/ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE/SHE/IT/HEY EXECUTED THE SAME IN HIS/HER/IT/HEIR AUTHORIZED CAPACITIES, AND THAT BY HIS/HER/IT/HEIR SIGNATURE(S) ON THE INSTRUMENT THE PERSON(S) OR THE ENTITY UPON BEHALF OF WHICH THE PERSON(S) ACTED, EXECUTED THE INSTRUMENT.

I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOING PARAGRAPH IS TRUE AND CORRECT.

WITNESS MY HAND

Lon Nicole Beckman
NOTARY PUBLIC, STATE OF California
PRINT NAME Lon Nicole Beckman

MY PRINCIPAL PLACE OF BUSINESS IS Fresno COUNTY
MY COMMISSION NO. 2012377
MY COMMISSION EXPIRES 3/15/2017

FINAL MAP OF TRACT NO. 6142 OUTLOT G, TRACT NO. 6098

BOOK ___ OF PLATS, PGS. ___ - ___, FRESNO COUNTY RECORDS
BEING A PORTION OF THE W1/2 NE1/4 NW1/4 SECTION 24, T. 13 S., R. 21 E., M.D.B.&M.
CITY OF CLOVIS, FRESNO COUNTY, CALIFORNIA
PREPARED MARCH, 2016
MORTON & PITALO, INC.
SHEET 1 OF 5 SHEETS

LEGAL DESCRIPTION

THE LAND REFERRED TO IS SITUATED IN THE COUNTY OF FRESNO, CITY OF CLOVIS, STATE OF CALIFORNIA, AND IS DESCRIBED AS FOLLOWS:

OUTLOT G, AS SAID OUTLOT IS SHOWN AND SO DESIGNATED ON THAT CERTAIN PLAT ENTITLED, "FINAL MAP OF TRACT NO. 6098", FILED IN BOOK ___ OF PLATS, AT PAGES ___ - ___, FRESNO COUNTY RECORDS.

NOTARY ACKNOWLEDGMENT

A NOTARY PUBLIC OR OTHER OFFICER COMPLETING THIS CERTIFICATE VERIFIES ONLY THE IDENTITY OF THE INDIVIDUAL WHO SIGNED THE DOCUMENT TO WHICH THIS CERTIFICATE IS ATTACHED, AND NOT THE TRUTHFULNESS, ACCURACY, OR VALIDITY OF THAT DOCUMENT.

STATE OF _____
COUNTY OF _____

ON _____, BEFORE ME, _____, A NOTARY PUBLIC,

PERSONALLY APPEARED _____ WHO PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE PERSON(S) WHOSE NAME(S) IS/ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE/SHE/IT/HEY EXECUTED THE SAME IN HIS/HER/IT/HEIR AUTHORIZED CAPACITIES, AND THAT BY HIS/HER/IT/HEIR SIGNATURE(S) ON THE INSTRUMENT THE PERSON(S) OR THE ENTITY UPON BEHALF OF WHICH THE PERSON(S) ACTED, EXECUTED THE INSTRUMENT.

I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOING PARAGRAPH IS TRUE AND CORRECT.

WITNESS MY HAND

NOTARY PUBLIC, STATE OF _____
PRINT NAME _____

MY PRINCIPAL PLACE OF BUSINESS IS _____ COUNTY
MY COMMISSION NO. _____
MY COMMISSION EXPIRES _____

SURVEYOR'S STATEMENT

THIS MAP WAS PREPARED BY ME OR UNDER MY DIRECTION AND IS BASED UPON A FIELD SURVEY IN CONFORMANCE WITH THE REQUIREMENTS OF THE SUBDIVISION MAP ACT AND LOCAL ORDINANCE AT THE REQUEST OF ASHLAN/DEWOLF NO. 1, LP, A DELAWARE LIMITED PARTNERSHIP. I HEREBY STATE THAT ALL THE MONUMENTS ARE OF THE CHARACTER AND OCCUPY THE POSITIONS INDICATED, OR THAT THEY WILL BE SET IN THOSE POSITION OR OR BEFORE ONE YEAR OF THE DATE THIS MAP WAS RECORDED, OR ANY TIME EXTENSION APPROVED BY THE CITY ENGINEER, AND THAT SAID MONUMENTS ARE, OR WILL BE, SUFFICIENT TO ENABLE THE SURVEY TO BE RETRACED, AND THAT THIS FINAL MAP SUBSTANTIALLY CONFORMS TO THE CONDITIONALLY APPROVED TENTATIVE MAP.

DATED May 18, 2016
Christopher J. Georges
CHRISTOPHER J. GEORGES
P.L.S. 7350



CITY ENGINEER'S STATEMENT

I, MICHAEL J. HARRISON, CITY ENGINEER OF THE CITY OF CLOVIS, HEREBY STATE THAT I HAVE EXAMINED THIS FINAL MAP, THAT THE SUBDIVISION SHOWN IS SUBSTANTIALLY THE SAME AS IT APPEARED ON THE TENTATIVE MAP AND ANY APPROVED ALTERATIONS THEREOF, THAT ALL PROVISIONS OF THE SUBDIVISION MAP ACT AND OF ANY LOCAL ORDINANCES APPLICABLE AT THE TIME OF APPROVAL OF THE TENTATIVE MAP HAVE BEEN COMPLIED WITH, AND THAT I AM SATISFIED THAT THE MAP IS TECHNICALLY CORRECT.

DATED _____

MICHAEL J. HARRISON, P.L.S. 8088
CITY ENGINEER

CITY CLERK'S STATEMENT

I, JOHN HOLT, HEREBY STATE THAT THE CITY COUNCIL OF THE CITY OF CLOVIS BY RESOLUTION ADOPTED _____ APPROVED THE WITHIN MAP AND ACCEPTED SUBJECT TO IMPROVEMENT, ON BEHALF OF THE PUBLIC, ANY REAL PROPERTY AND EASEMENTS OFFERED FOR DEDICATION FOR PUBLIC USE IN CONFORMITY WITH THE TERMS OF THE OFFER OF DEDICATION.

DATED _____

JOHN HOLT, CITY CLERK

RECORDER'S STATEMENT

DOCUMENT NO. _____

FEE \$ _____

FILED THIS _____ DAY OF _____, 20____, AT _____, IN BOOK _____ OF PLATS, AT PAGE(S) _____, FRESNO COUNTY RECORDS, AT THE REQUEST OF MORTON & PITALO, INC.

PAUL A. DICTOS, C.P.A.
FRESNO COUNTY ASSESSOR - RECORDER

BY: _____
DEPUTY

FINAL MAP OF
TRACT NO. 6142
OUTLOT G, TRACT NO. 6098
BOOK ____ OF PLATS, PGS. ____ - ____, FRESNO COUNTY RECORDS
BEING A PORTION OF THE W1/2 NE1/4 NW1/4 SECTION 24, T. 13 S., R. 21 E., M.D.B.&M.
CITY OF CLOVIS, FRESNO COUNTY, CALIFORNIA
PREPARED MARCH, 2016
MORTON & PITALO, INC.
SHEET 2 OF 5 SHEETS

THIS LAND IS SUBJECT TO THE FOLLOWING:

1. ASSESSMENT NO. 5805 FOR FRESNO METROPOLITAN FLOOD CONTROL DISTRICT PAYABLE WITH THE REAL PROPERTY TAXES.
2. SAID LAND LIES WITHIN THE FRESNO METROPOLITAN FLOOD CONTROL DISTRICT AND IS SUBJECT TO DRAINAGE FEES AND/OR REQUIREMENTS TO CONSTRUCT PLANNED LOCAL DRAINAGE FACILITIES, AS DISCLOSED BY INSTRUMENT:
- ENTITLED : RESOLUTION NO. 1816 - THE BOARD OF DIRECTORS OF THE
FRESNO METROPOLITAN FLOOD CONTROL DISTRICT
- BY : THE BOARD OF DIRECTORS OF THE FRESNO METROPOLITAN
FLOOD CONTROL DISTRICT
- RECORDED : JULY 31, 1995 AS SERIES NUMBER 95092128
- RETURNED TO ADDRESS: 5469 E. OLIVE AVENUE, FRESNO, CA 92727
3. ANY SPECIAL TAX WHICH IS NOW A LIEN AND THAT MAY BE LEVIED WITHIN THE COMMUNITY FACILITIES DISTRICT NO. 2004-1, A NOTICE OF WHICH WAS RECORDED AS FOLLOWS:
- INSTRUMENT ENTITLED : AMENDED NOTICE OF SPECIAL TAX LIEN
RECORDED : JULY 10, 2015 IN OFFICIAL RECORDS UNDER RECORDER'S
SERIAL NUMBER 2015-0088577
- NOTE: AMONG OTHER THINGS, THERE ARE PROVISIONS IN SAID NOTICE FOR A SPECIAL TAX TO BE LEVIED ANNUALLY, THE AMOUNTS OF WHICH ARE TO BE ADDED TO AND COLLECTED WITH THE PROPERTY TAXES.
4. TERMS AND PROVISIONS AS CONTAINED IN AN INSTRUMENT,
- ENTITLED : ANNEXATION AGREEMENT
- EXECUTED BY : CITY OF CLOVIS AND NICHOLAS H. UBICK AND AGNES D.
UBICK, TRUSTEES OF THE NICHOLAS AND AGNES UBICK
FAMILY TRUST DATED MAY 9, 1994
- RECORDED : DECEMBER 8, 2007 IN OFFICIAL RECORDS UNDER RECORDER'S
SERIAL NUMBER 2007-0217429
- NOTE: REFERENCE IS MADE TO SAID INSTRUMENT FOR FULL PARTICULARS.

5. TERMS AND PROVISIONS AS CONTAINED IN AN INSTRUMENT,
- ENTITLED : EASEMENT AGREEMENT
- EXECUTED BY : LENNAR FRESNO, INC., A CALIFORNIA CORPORATION, DOG
CREEK LAND & FARMING LLC, A CALIFORNIA LIMITED
LIABILITY COMPANY AND NICHOLAS H. UBICK, JR., LINDA K.
LINDSTROM, CAROLYN M. DEAN AND CHARLES M. UBICK
- RECORDED : JUNE 16, 2014 IN OFFICIAL RECORDS UNDER RECORDER'S
SERIAL NUMBER 2014-0066469
- BY THAT CERTAIN QUITCLAIM DEED RECORDED APRIL 28, 2016 AS DOCUMENT NO.
2016-0052374, FRESNO COUNTY RECORDS, ASHLAND/DENOLF NO. 1, LP, A DELAWARE
LIMITED PARTNERSHIP REMOVED ITSELF FROM ANY FURTHER BENEFIT IN AND TO THE
SAID MCFARLANE DITCH NO. 488 REFERRED TO THEREIN.
6. TERMS AND PROVISIONS AS CONTAINED IN AN INSTRUMENT,
- ENTITLED : GRANT OF EASEMENT AND RIGHT-OF-WAY
- EXECUTED BY : ASHLAND/DENOLF NO. 1, LP, A DELAWARE LIMITED
PARTNERSHIP, AS GRANTOR, AND FRESNO METROPOLITAN FLOOD
CONTROL DISTRICT, A CALIFORNIA PUBLIC CORPORATION
- DATED : NOVEMBER 11, 2015
- RECORDED : DECEMBER 4, 2015 IN OFFICIAL RECORDS UNDER RECORDER'S
SERIAL NUMBER 2015-00153918
- FOR PURPOSES OF AN UNDERGROUND STORM DRAINAGE PIPELINE
7. AN EASEMENT AFFECTING THAT PORTION OF SAID LAND AND FOR THE PURPOSES STATED
HEREIN AND INCIDENTAL PURPOSES AS SHOWN ON THE FILED MAP.
- FOR : PUBLIC UTILITIES
- AFFECTS : A 10 FOOT WIDE STRIP OF LAND AS SHOWN ON SAID MAP
(FINAL MAP OF TRACT NO. 6098, FILED IN BOOK ____ OF
PLATS, AT PAGES ____ - ____, FRESNO COUNTY RECORDS.)

BASIS OF BEARINGS:

THE BASIS OF BEARINGS FOR THIS SURVEY IS THE NORTH LINE OF THE NORTHWEST QUARTER OF SECTION 24, T. 13 S., R. 21 E. M.D.M. AS SHOWN ON PARCEL MAP 4192, FILED IN BOOK 27 OF PARCEL MAPS AT PAGE 21, FRESNO COUNTY RECORDS. THE BEARING OF WHICH IS N89°51'51"W AND WAS BASED ON MONUMENTS SHOWN HEREON AS FOUND.

FINAL MAP OF TRACT NO. 6142

OUTLOT G, TRACT NO. 6098

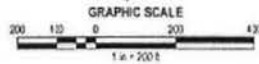
BOOK ____ OF PLATS, PGS. ____ FRESNO COUNTY RECORDS
BEING A PORTION OF THE W1/2 NE1/4 NW1/4 SECTION 24, T. 13 S., R. 21 E., M.D.B.&M.

CITY OF CLOVIS, FRESNO COUNTY, CALIFORNIA

PREPARED MARCH, 2018

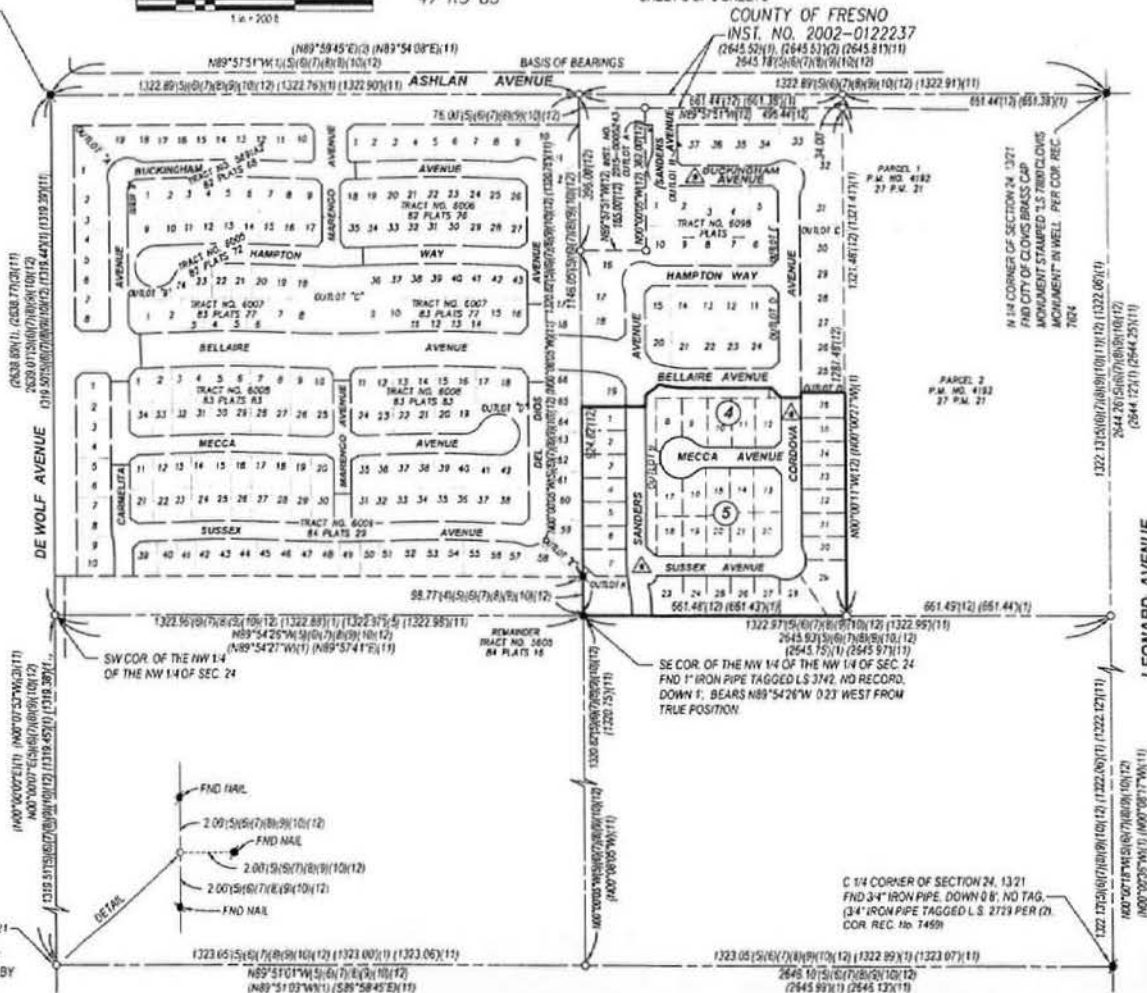
MORTON & PITALO, INC.

SHEET 3 OF 5 SHEETS



47 RS 85

NW CORNER OF SECTION 24, 1321
FND BRASS CAP MONUMENT STAMPED
"LS 7800, CLOVIS MONUMENT" IN WELL
PER 81 PLATS 37, COR. REC. 7654



LEGEND

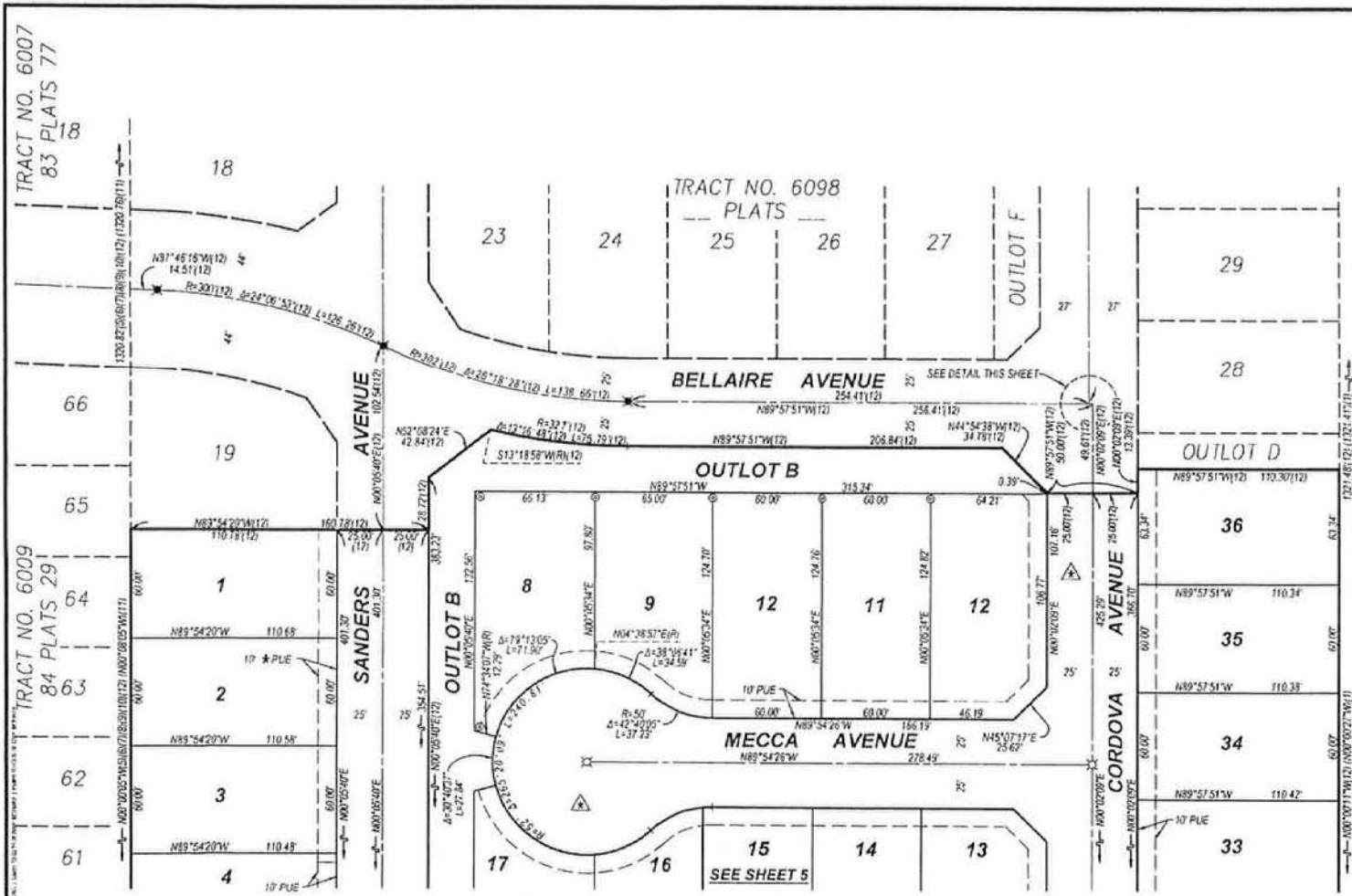
- DIMENSION POINT, NOTHING FOUND OR SET
- MONUMENT FOUND AND ACCEPTED AS DESCRIBED HEREON
- ⊙ INDICATES WITNESS CORNER, SET 1" IRON PIPE TAGGED L.S. 7350 3.00' X 3.00' FROM LOT LINES OR 3.00' FROM LOT CORNER (SEE WITNESS CORNER DETAIL ON SHEET 5)
- ⊙ SET 1" IRON PIPE WITH PLASTIC PLUG STAMPED L.S. 7350
- FOUND 1" IRON PIPE WITH PLASTIC PLUG STAMPED L.S. 7350 PER (12)
- (R) RADIAL BEARING
- INDICATES SUBDIVISION BOUNDARY
- ||||| INDICATES RELINQUISHMENT OF DIRECT VEHICULAR ACCESS RIGHTS
- (1) RECORD PER PARCEL MAP NO. 4192, BOOK 27 OF PARCEL MAPS, PAGE 21, FRESNO COUNTY RECORDS
- (2) RECORD DATA PER RECORD OF SURVEY, BOOK 41 OF RECORD OF SURVEYS, PAGE 85, FRESNO COUNTY RECORDS
- (3) RECORD DATA PER TRACT NO. 5254, VOLUME 73 OF PLATS, PAGES 41-49, FRESNO COUNTY RECORDS
- (4) RECORD DATA PER INSTRUMENT NO. 2008-0045397, OFFICIAL RECORDS OF FRESNO COUNTY
- (5) RECORD DATA PER TRACT NO. 5691A2, VOLUME 82 OF PLATS, PAGES 68-71, FRESNO COUNTY RECORDS
- (6) RECORD DATA PER TRACT NO. 6005, VOLUME 82 OF PLATS, PAGES 72-75, FRESNO COUNTY RECORDS
- (7) RECORD DATA PER TRACT NO. 6006, VOLUME 82 OF PLATS, PAGES 76-79, FRESNO COUNTY RECORDS
- (8) RECORD DATA PER TRACT NO. 6007, VOLUME 83 OF PLATS, PAGES 77-82, FRESNO COUNTY RECORDS
- (9) RECORD DATA PER TRACT NO. 6008, VOLUME 83 OF PLATS, PAGES 83-88, FRESNO COUNTY RECORDS
- (10) RECORD DATA PER TRACT NO. 6009, VOLUME 84 OF PLATS, PAGES 29-33, FRESNO COUNTY RECORDS
- (11) RECORD DATA PER TRACT NO. 5605, VOLUME 84 OF PLATS, PAGES 16-18, FRESNO COUNTY RECORDS
- (12) RECORD DATA PER TRACT NO. 6098, VOLUME ____ OF PLATS, PAGES ____, FRESNO COUNTY RECORDS
- * P.U.E. PUBLIC UTILITY EASEMENT PREVIOUSLY DEDICATED PER TRACT NO. 6098, RECORDED VOLUME ____ OF PLATS, PAGES ____, FRESNO COUNTY RECORDS
- P.U.E. PUBLIC UTILITY EASEMENT
- D.E. PRIVATE SURFACE DRAINAGE EASEMENT
- Y.E. YARD EASEMENT
- # SHEET NUMBER
- THE REAL PROPERTY DESCRIBED BELOW IS DEDICATED AS AN EASEMENT FOR PUBLIC PURPOSES
- P.U.E. PUBLIC UTILITY EASEMENT NOW OFFERED FOR DEDICATION
- THE REAL PROPERTY DESCRIBED BELOW IS DEDICATED IN FEE FOR PUBLIC PURPOSES
- △ INDICATES AREA NOW OFFERED FOR DEDICATION FOR PUBLIC STREET AND UTILITY PURPOSES
- OUTLOTS A AND B ARE HEREBY GRANTED TO THE CITY OF CLOVIS IN FEE FOR RECREATIONAL TRAIL PURPOSES

NOTES:

- (1) ALL REAR LOT CORNERS AND ANGLE POINTS SHALL BE MARKED WITH A 1" IRON PIPE WITH PLASTIC PLUG STAMPED L.S. 7350, UNLESS SHOWN OTHERWISE.
- (2) ALL FRONT LOT CORNERS SHALL BE MARKED WITH A 1" IRON PIPE WITH PLASTIC PLUG STAMPED L.S. 7350.
- (3) ALL BEGINNING AND ENDING OF CURVES ON THE RIGHT OF WAY LINES SHALL BE MARKED WITH A 1" IRON PIPE WITH PLASTIC PLUG STAMPED L.S. 7350.

TRACT NO. 6007
83 PLATS 77

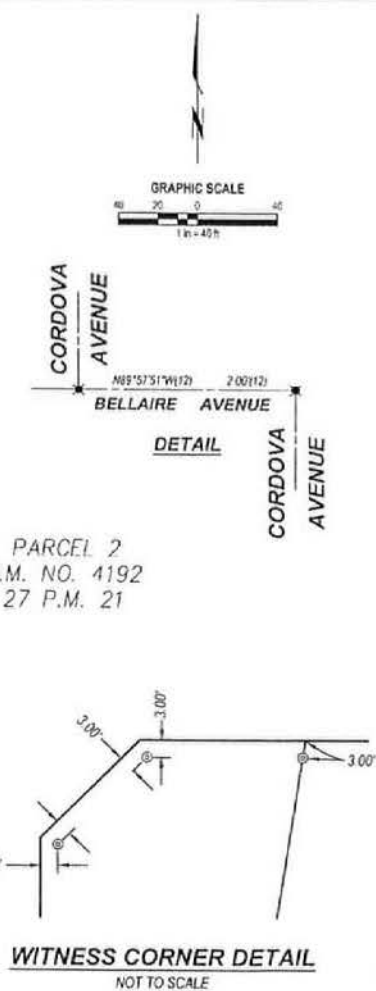
TRACT NO. 6009
84 PLATS 29



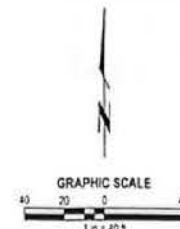
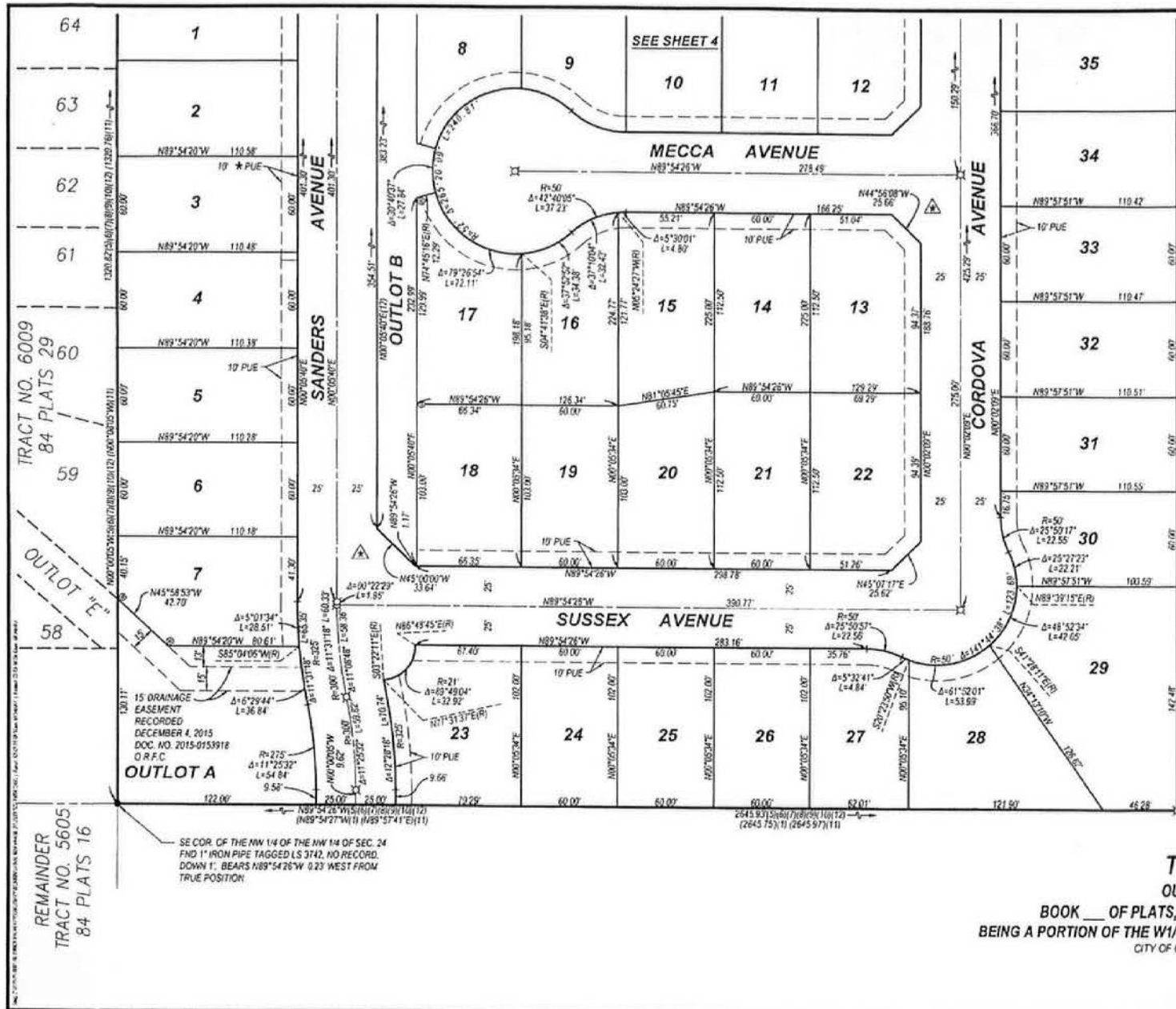
ABANDONMENT NOTE:

PURSUANT TO SECTION 66499 20.2 OF THE SUBDIVISION MAP ACT, THE FILING OF THIS MAP CONSTITUTES THE ABANDONMENT OF THE FOLLOWING EASEMENT WHICH IS NOT SHOWN ON THIS MAP:

LANDSCAPE EASEMENT PREVIOUSLY DEDICATED TO THE CITY OF CLOVIS PER TRACT NO. 6098, RECORDED IN VOLUME ____ OF PLATS, AT PAGES ____ FRESNO COUNTY RECORDS.

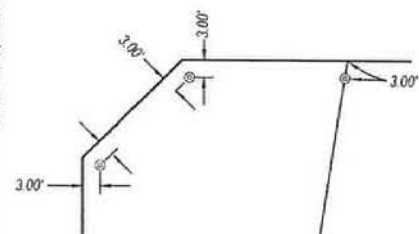


FINAL MAP OF
TRACT NO. 6142
OUTLOT G, TRACT NO. 6098
BOOK ____ OF PLATS, PGS. ____ - ____, FRESNO COUNTY RECORDS
BEING A PORTION OF THE W1/2 NE1/4 NW1/4 SECTION 24, T. 13 S., R. 21 E., M.D.B.&M.
CITY OF CLOVIS, FRESNO COUNTY, CALIFORNIA
PREPARED MARCH, 2016
MORTON & PITALO, INC.
SHEET 4 OF 5 SHEETS



NOTE
SEE SHEET 1 FOR LEGEND, NOTES AND BASIS OF BEARINGS

PARCEL 2
P.M. NO. 4192
27 P.M. 21



WITNESS CORNER DETAIL
NOT TO SCALE

FINAL MAP OF
TRACT NO. 6142
OUTLOT G, TRACT NO. 6098
BOOK ___ OF PLATS, PGS. ___ - ___, FRESNO COUNTY RECORDS
BEING A PORTION OF THE W1/2 NE1/4 NW1/4 SECTION 24, T. 13 S., R. 21 E., M.D.B.&M.
CITY OF CLOVIS, FRESNO COUNTY, CALIFORNIA
PREPARED MARCH, 2016
MORTON & PITALO, INC.
SHEET 5 OF 5 SHEETS



AGENDA ITEM NO: CCF5
City Manager: AA

- CITY OF CLOVIS - REPORT TO THE CITY COUNCIL

TO: Mayor and City Council

FROM: Planning and Development Services

DATE: June 6, 2016

SUBJECT: Approval – Res. 16-_____, Annexation of Proposed Tract 6114, located in the southwest area of Ashlan and Leonard Avenues, to the Landscape Maintenance District No. 1 of the City of Clovis (Wilson Homes).

ATTACHMENTS: Res. 16-_____

CONFLICT OF INTEREST

None

RECOMMENDATION

For the City Council to approve Res. 16-_____, that will annex proposed Tract 6114, which is located in the southwest area of Ashlan and Leonard Avenues, to the Landscape Maintenance District No. 1 of the City of Clovis.

EXECUTIVE SUMMARY

The owner, Two Creeks South, LP (Wilson Homes), acting as the subdivider, has requested to be annexed to the Landscape Maintenance District No. 1 of the City of Clovis as set forth by the Conditions of Approval for Tentative Tract Map 6114.

BACKGROUND

Wilson Homes, the developer of Tract 6114, has executed a covenant that this development be annexed to the City of Clovis LMD No. 1. An executed copy can be provided on request. Council formed the original District on July 15, 1985, for the purpose of funding the maintenance of landscaped areas and parks. Each annexation to the District has a separate assessment so that the cost of landscape maintenance of this landscaped area will be borne entirely by the benefit area that includes this tract.

Under the provisions of the Landscaping and Lighting Act of 1972, and in accordance with Article XIII C and Article XIII D of Proposition 218, all the owners of property proposed for annexation have provided a written request and consent to annexation, and have executed a covenant (petition) indicating acceptance of the annual assessment.

FISCAL IMPACT

This project will add landscaping to the Landscape Maintenance District No. 1 of the City of Clovis shown as follows:

	<u>Tract 6114</u>	<u>Year to Date</u>
LMD Landscaping added:	2.20 acres	15.209 acres
Resource needs added:	0.220 person	1.520 person

The resource needs estimate is based on 1 person per 10 acres of landscaped area.


REASON FOR RECOMMENDATION

The property owners for the subject tract have requested annexation into the City of Clovis LMD No. 1.

ACTIONS FOLLOWING APPROVAL

Tract 6114 shall become a part of City of Clovis LMD No. 1 and will be assessed next year for maintenance costs.

Prepared by: Nicholas Torstensen, Junior Engineer

Submitted by: 
Michael Harrison
Interim City Engineer

Recommended by: 
Dwight Kroll, AICP
Director of Planning
and Development
Services

RESOLUTION 16-

**A RESOLUTION OF THE COUNCIL OF THE CITY OF CLOVIS, CALIFORNIA,
APPROVING ANNEXATION TO LANDSCAPING MAINTENANCE DISTRICT NO. 1
OF THE CITY OF CLOVIS**

WHEREAS, City of Clovis Landscape Maintenance District No. 1 ("District") was formed by Resolution No. 85-78, adopted July 15, 1985, pursuant to Part 2 of Division 15 of the Streets and Highways Code (Landscape and Lighting Act of 1972), herein the "Act"; and

WHEREAS, all of the owners of property proposed to be annexed to the District consisting of proposed Tract No. 6114, as described in Exhibit "A" attached hereto and incorporated herein by reference, have consented to said annexation and such annexation may be ordered without notice and hearing or filing of engineer's report, or both.

NOW, THEREFORE, IT IS RESOLVED AND ORDERED, as follows:

1. That the public interest and convenience require that certain property described in Exhibit "A" attached hereto and by reference incorporated herein be annexed into Landscape Maintenance District No. 1 of the City of Clovis for the maintenance and servicing of landscaping facilities.

2. The City Clerk shall receive and file the maps showing the boundaries of the areas annexed as set forth in Exhibit "A" which boundaries shall be used for assessment proceedings until and unless a change of organization is approved pursuant to the Act.

* * * * *

The foregoing resolution was introduced and adopted at a regular meeting of the City Council of the City of Clovis held on June 6, 2016, by the following vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

DATED:

Mayor

City Clerk

Exhibit "A"

THAT PORTION OF THE WEST HALF OF SECTION 24, TOWNSHIP 13 SOUTH, RANGE 21 EAST, MOUNT DIABLO BASE AND MERIDIAN IN THE CITY OF CLOVIS, COUNTY OF FRESNO, STATE OF CALIFORNIA, ACCORDING TO THE UNITED STATES GOVERNMENT TOWNSHIP PLAT, DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 24; THENCE SOUTH 00°08'17" EAST, ALONG THE EAST LINE OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 24, A DISTANCE OF 657.59 FEET; THENCE SOUTH 89°57'34" WEST, PARALLEL WITH AND 657.59 FEET SOUTH OF THE NORTH LINE OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 24, A DISTANCE OF 662.03 FEET TO A POINT BEING 661.00 FEET EAST OF THE WEST LINE OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 24; THENCE SOUTH 00°08'05" EAST, PARALLEL WITH AND 661.00 FEET EAST OF THE WEST LINE OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 24 AND THE SOUTHERLY PROLONGATION THEREOF, A DISTANCE OF 740.63 FEET TO THE BEGINNING OF A 230.00 FOOT RADIUS NON-TANGENT CURVE, CONCAVE TO THE SOUTH, A RADIAL TO SAID BEGINNING BEARS NORTH 07°22'46" EAST; THENCE WESTERLY, ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF 13°56'41" AN ARC DISTANCE OF 55.98 FEET; THENCE TANGENT TO SAID CURVE, SOUTH 83°26'05" WEST, A DISTANCE OF 211.86 FEET TO THE BEGINNING OF A 70.00 FOOT RADIUS TANGENT CURVE, CONCAVE TO THE NORTHEAST; THENCE NORTHWESTERLY, ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF 67°18'46" AN ARC DISTANCE OF 82.24 FEET; THENCE TANGENT TO SAID CURVE, NORTH 29°15'09" WEST, A DISTANCE OF 224.59 FEET; THENCE NORTH 30°46'26" WEST, A DISTANCE OF 57.56 FEET; THENCE NORTH 35°03'06" WEST, A DISTANCE OF 53.92 FEET; THENCE NORTH 37°55'24" WEST, A DISTANCE OF 61.85 FEET; THENCE NORTH 44°40'18" WEST, A DISTANCE OF 101.77 FEET; THENCE NORTH 52°18'48" WEST, A DISTANCE OF 59.34 FEET TO THE BEGINNING OF A 310.00 FOOT RADIUS TANGENT CURVE, CONCAVE TO THE SOUTHWEST; THENCE NORTHWESTERLY, ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF 12°17'00" AN ARC DISTANCE OF 66.46 FEET TO THE SOUTHEAST CORNER OF OUTLOT E OF TRACT NO. 6089 RECORDED IN VOLUME 85 OF PLATS AT PAGES 22 THROUGH 24, FRESNO COUNTY RECORDS; THENCE, ALONG THE EASTERLY BOUNDARY OF SAID TRACT NO. 6089, THE FOLLOWING 19 COURSES: (1) NORTH 25°21'41" EAST, A DISTANCE OF 80.06 FEET; THENCE (2) NORTH 21°56'15" WEST, A DISTANCE OF 20.98 FEET; THENCE (3) NORTH 20°59'57" EAST, A DISTANCE OF 152.81 FEET; THENCE (4) NORTH 67°36'36" EAST, A DISTANCE OF 20.65 FEET; THENCE (5) NORTH 20°18'38" EAST, A DISTANCE OF 50.12 FEET; THENCE (6) NORTH 22°32'44" WEST, A DISTANCE OF 20.91 FEET; THENCE (7) NORTH 20°59'57" EAST, A DISTANCE OF 154.73 FEET; THENCE (8) NORTH 67°12'40" EAST, A DISTANCE OF 20.68 FEET; THENCE (9) NORTH 23°30'20" EAST, A DISTANCE OF 50.00 FEET TO THE BEGINNING OF A 1009.00 FOOT RADIUS NON-TANGENT CURVE, CONCAVE TO THE SOUTHWEST, A RADIAL TO SAID BEGINNING BEARS NORTH 23°30'20" EAST; THENCE (10) NORTHWESTERLY, ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF 00°09'00", AN ARC DISTANCE OF 2.64 FEET; THENCE NON-TANGENT TO SAID CURVE, (11) NORTH 22°52'44" WEST, A DISTANCE OF 20.88 FEET; THENCE (12) NORTH 66°52'41" WEST, A DISTANCE OF 54.04 FEET; THENCE (13) SOUTH 64°52'48" WEST, A DISTANCE

OF 20.88 FEET TO THE BEGINNING OF A 1011.00 FOOT RADIUS NON-TANGENT CURVE, CONCAVE TO THE SOUTH, A RADIAL TO SAID BEGINNING BEARS NORTH 18°38'56" EAST; THENCE (14) WESTERLY, ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF 08°43'07", AN ARC DISTANCE OF 153.84 FEET; THENCE NON-TANGENT TO SAID CURVE, (15) NORTH 40°08'23" WEST, A DISTANCE OF 11.72 FEET; THENCE (16) NORTH 89°57'41" EAST, A DISTANCE OF 83.78 FEET; THENCE (17) NORTH 00°02'19" WEST, A DISTANCE OF 300.03 FEET; (18) THENCE NORTH 26°18'02" WEST, A DISTANCE OF 17.50 FEET; THENCE (19) NORTH 00°08'05" WEST, A DISTANCE OF 101.04 FEET TO A POINT BEING 98.77 FEET NORTH OF THE SOUTH LINE OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 24; THENCE, LEAVING THE EASTERLY BOUNDARY OF SAID TRACT NO. 6089, NORTH 89°57'34" EAST, PARALLEL WITH AND 98.77 FEET NORTH OF THE SOUTH LINE OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 24, A DISTANCE OF 10.00 FEET TO A POINT ON THE EAST LINE OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 24; THENCE SOUTH 00°08'05" EAST, ALONG THE EAST LINE OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 24, A DISTANCE OF 98.77 FEET TO THE SOUTHEAST CORNER OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 24; THENCE NORTH 89°57'34" EAST, ALONG THE NORTH LINE OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 24, A DISTANCE OF 1322.99 FEET TO THE POINT OF BEGINNING.



AGENDA ITEM NO: CCF6

City Manager: [Signature]

- CITY OF CLOVIS - REPORT TO THE CITY COUNCIL

TO: Mayor and City Council

FROM: Planning and Development Services

DATE: June 6, 2016

SUBJECT: Approval – Res. 16- _____, Final Map for Tract 6114, located in the southwest area of Ashlan and Leonard Avenues. (Wilson Homes).

ATTACHMENTS: Res. 16- _____

(A) Copy of Final Map

CONFLICT OF INTEREST

None

RECOMMENDATION

For the City Council to approve Res. 16- _____, which will:

1. Accept the offer of dedication of street and public utility easements within Tract 6114, and;
2. Authorize recording of the final map.

EXECUTIVE SUMMARY

The owner, Two Creeks South, LP (Wilson Homes), acting as the subdivider, has submitted a final map. The improvement plans are being processed by City staff. The improvements to be installed include curb, gutter, sidewalk, street paving, sanitary sewers, water mains, paseos, mini-parks and trails. The subject tract is located in the southwest area of Ashlan and Leonard Avenues. It contains approximately 29.5 acres

and consists of 151 units, zoned R-1 (Single-Family Residential – 6,000 sq. ft. min. lot size).

FISCAL IMPACT

The subdivider will be installing curb, gutter, sidewalk, street paving, sanitary sewers, water mains, a concrete box culvert, landscaping and irrigation, which will be perpetually maintained by the City of Clovis.

REASON FOR RECOMMENDATION

The subdivider has met all conditions of the tentative map. The developer is Wilson Homes and improvement plans are being processed by City staff. The development fees have since been paid or deferred in accordance with Municipal Code.

ACTIONS FOLLOWING APPROVAL

The final map will be filed with the Fresno County Recorder's office for recording.

Prepared by: Nicholas Torstensen, Junior Engineer

Submitted by:


Michael Harrison
Interim City Engineer

Recommended by:


Dwight Kroll, AICP
Director of Planning and
Development Services

RESOLUTION 16-

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CLOVIS APPROVING FINAL SUBDIVISION MAP FOR TRACT NO. 6114

WHEREAS, a final map has been presented to the City Council of the City of Clovis for Tract 6114, by The City of Clovis, a Municipal Corporation, and

WHEREAS, said final tract conforms to the requirements of Chapter 2, Part 2, of Division 4 of the Business and Professions Code and to local ordinances;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Clovis as follows:

1. The final map of Tract 6114, consisting of four (4) sheets, a copy of which is on file with the City Clerk, be and the same is hereby approved.
2. Approval of the Subdivision improvement plans for said tract, consisting of thirty-nine (39) sheets are being completed by City Staff.
3. The preliminary Engineer's Cost Estimate of development cost of said tract, a copy of which is on file with the City Clerk, be and the same is hereby approved and adopted as the estimated cost of improvements for said subdivision in the sum of \$5,049,763.00.
4. The Subdivision Agreement between the City of Clovis and Subdivider, a copy of which is on file with the City Clerk, in connection with the installation and construction of improvements in said subdivision is hereby approved and adopted, and the City Engineer of the City of Clovis is directed to execute the same.
5. The offer and dedication for public use of the parcels, streets and easements specified on said map are accepted by the City of Clovis and the City Clerk is authorized and directed to execute said subdivision map.

6. This Council finds that the proposed subdivision, together with the provisions for its design and improvement, are consistent with applicable general and specific plans of the City of Clovis.

7. Improvement Security for On-site work and improvements, as provided hereunder and in said Subdivision Agreement, is fixed at one hundred percent (100%) or the sum of \$4,154,000 for guaranteeing specific performance of said agreement and fifty percent (50%) or the sum of \$2,077,000 for payment of labor and materials furnished by contractors, subcontractors, labormen and materialmen in connection with the improvements required to be made or constructed by said subdivider in conformity with said subdivision map or said agreement.

8. Improvement Security for Off-site work and improvements, as provided hereunder and in said Subdivision Agreement, is fixed at one hundred percent (125%) or the sum of \$896,000 for guaranteeing specific performance of said agreement and fifty percent (75%) or the sum of \$538,000 for payment of labor and materials furnished by contractors, subcontractors, labormen and materialmen in connection with the improvements required to be made or constructed by said subdivider in conformity with said subdivision map or said agreement.

9. Subdivider shall furnish a bond in the sum of \$415,400 being the amount determined by the City Council of the City as necessary for the guarantee and warranty of the On-Site work and improvements for a period of one year following the completion and acceptance of the tract against any defective work or labor done, or defective materials furnished. Said bond is required to be furnished prior to acceptance of the tract by the City Council.

10. Subdivider shall furnish a bond in the sum of \$71,700 being the amount determined by the City Council of the City as necessary for the guarantee and warranty

of the Off-Site work and improvements for a period of one year following the completion and acceptance of the tract against any defective work or labor done, or defective materials furnished. Said bond is required to be furnished prior to acceptance of the tract by the City Council.

* * * * *

The foregoing resolution was introduced and adopted at a regular meeting of the City Council of the City of Clovis held on June 6, 2016, by the following vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

DATED:

Mayor

City Clerk

SUBDIVISION MAP OF
TRACT NO. 6114
 IN THE CITY OF CLOVIS, FRESNO COUNTY, CALIFORNIA
 SURVEYED AND PLATTED IN AUGUST, 2015 BY HARBOUR & ASSOCIATES
 CONSISTING OF 4 SHEETS
 SHEET 1 OF 4

OWNER'S STATEMENT

THE UNDERSIGNED, BEING ALL PARTIES HAVING ANY RECORD TITLE INTEREST IN THE LAND WITHIN THIS SUBDIVISION, HEREBY CONSENT TO THE PREPARATION AND RECORDATION OF THIS MAP AND OFFER FOR DEDICATION FOR PUBLIC USE THE PARCELS AND EASEMENTS SPECIFIED ON SAID MAP AS INTENDED FOR PUBLIC USE FOR THE PURPOSES SPECIFIED THEREIN.

TWO CREEKS SOUTH, LP, A CALIFORNIA LIMITED PARTNERSHIP
 BY: LEO & WILSON
 ITS GENERAL PARTNER

U.S. BANK NATIONAL ASSOCIATION
 4/b/a/ HOUSING CAPITAL COMPANY,
 AS BENEFICIARY

NOTARY ACKNOWLEDGEMENTS

A NOTARY PUBLIC OR OTHER OFFICER COMPLETING THIS CERTIFICATE VERIFIES ONLY THE IDENTITY OF THE INDIVIDUAL WHO SIGNED THE DOCUMENT TO WHICH THIS CERTIFICATE IS ATTACHED, AND NOT THE TRUTHFULNESS, ACCURACY, OR VALIDITY OF THAT DOCUMENT.

STATE OF CALIFORNIA)
 COUNTY OF Fresno)

ON May 23, 2015, BEFORE ME Denise Melkonian, NOTARY PUBLIC, PERSONALLY APPEARED LEO & WILSON, WHO PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE PERSON(S) WHOSE NAME(S) IS/ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE/SHE/THEY EXECUTED THE SAME IN HIS/HER/THEIR AUTHORIZED CAPACITY(IES), AND THAT BY HIS/HER/THEIR SIGNATURE(S) ON THE INSTRUMENT THE PERSON(S), OR THE ENTITY UPON BEHALF OF WHICH THE PERSON(S) ACTED, EXECUTED THE INSTRUMENT.

I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOING PARAGRAPH IS TRUE AND CORRECT, WITNESS MY HAND.

NAME Denise Melkonian SIGNATURE [Signature]
 MY COMMISSION EXPIRES 2-12-2017 COUNTY OF Fresno
 COMMISSION NUMBER 2004183

A NOTARY PUBLIC OR OTHER OFFICER COMPLETING THIS CERTIFICATE VERIFIES ONLY THE IDENTITY OF THE INDIVIDUAL WHO SIGNED THE DOCUMENT TO WHICH THIS CERTIFICATE IS ATTACHED, AND NOT THE TRUTHFULNESS, ACCURACY, OR VALIDITY OF THAT DOCUMENT.

STATE OF CALIFORNIA)
 COUNTY OF Fresno)

ON May 23, 2015, BEFORE ME Rhonda Harold, NOTARY PUBLIC, PERSONALLY APPEARED CARL F. SWANSON, WHO PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE PERSON(S) WHOSE NAME(S) IS/ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE/SHE/THEY EXECUTED THE SAME IN HIS/HER/THEIR AUTHORIZED CAPACITY(IES), AND THAT BY HIS/HER/THEIR SIGNATURE(S) ON THE INSTRUMENT THE PERSON(S), OR THE ENTITY UPON BEHALF OF WHICH THE PERSON(S) ACTED, EXECUTED THE INSTRUMENT.

I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOING PARAGRAPH IS TRUE AND CORRECT, WITNESS MY HAND.

NAME Rhonda Harold SIGNATURE [Signature]
 MY COMMISSION EXPIRES Oct 28, 2016 COUNTY OF Serno
 COMMISSION NUMBER 2027673

LEGAL DESCRIPTION

THAT PORTION OF THE WEST HALF OF SECTION 24, TOWNSHIP 13 SOUTH, RANGE 21 EAST, MOUNT Diablo BASE AND MERIDIAN IN THE CITY OF CLOVIS, COUNTY OF FRESNO, STATE OF CALIFORNIA, ACCORDING TO THE UNITED STATES GOVERNMENT TOWNSHIP PLAT, DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHEAST CORNER OF THE SOUTHEAST QUARTER OF SAID SECTION 24; THENCE SOUTH 07°08'17" EAST, ALONG THE EAST LINE OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 24, A DISTANCE OF 187.58 FEET; THENCE SOUTH 89°57'34" WEST, PARALLEL WITH AND 557.58 FEET SOUTH OF THE NORTH LINE OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 24, A DISTANCE OF 642.63 FEET TO A POINT BEING 681.00 FEET EAST OF THE WEST LINE OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 24; THENCE SOUTH 00°08'05" EAST, PARALLEL WITH AND 681.00 FEET EAST OF THE WEST LINE OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 24 AND THE SOUTHERLY PROLONGATION THEREOF, A DISTANCE OF 740.83 FEET TO THE BEGINNING OF A 230.00 FOOT RADIUS NON-TANGENT CURVE, CONCAVE TO THE SOUTH, A RADIAL TO SAID BEGINNING BEARS NORTH 07°22'48" EAST; THENCE WESTERLY, ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF 13°56'41" AN ARC DISTANCE OF 55.59 FEET; THENCE TANGENT TO SAID CURVE, SOUTH 89°20'00" WEST, A DISTANCE OF 211.88 FEET TO THE BEGINNING OF A 78.00 FOOT RADIUS TANGENT CURVE, CONCAVE TO THE NORTHEAST; THENCE NORTHWESTERLY, ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF 67°18'48" AN ARC DISTANCE OF 82.24 FEET; THENCE TANGENT TO SAID CURVE, NORTH 29°15'09" WEST, A DISTANCE OF 224.59 FEET; THENCE NORTH 30°48'09" WEST, A DISTANCE OF 57.58 FEET; THENCE NORTH 30°03'06" WEST, A DISTANCE OF 53.92 FEET; THENCE NORTH 37°52'24" WEST, A DISTANCE OF 81.85 FEET; THENCE NORTH 44°40'18" WEST, A DISTANCE OF 101.71 FEET; THENCE NORTH 52°18'48" WEST, A DISTANCE OF 50.34 FEET TO THE BEGINNING OF A 310.00 FOOT RADIUS TANGENT CURVE, CONCAVE TO THE SOUTHWEST; THENCE NORTHWESTERLY, ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF 12°17'08" AN ARC DISTANCE OF 86.46 FEET TO THE SOUTHEAST CORNER OF OUTLOT E OF TRACT NO. 6069, RECORDED IN VOLUME 85 OF PLATS AT PAGES 32 THROUGH 34, FRESNO COUNTY RECORDS; THENCE, ALONG THE EASTERLY BOUNDARY OF SAID TRACT NO. 6069, THE FOLLOWING 19 COURSES: (1) NORTH 22°21'41" EAST, A DISTANCE OF 40.96 FEET; THENCE (2) NORTH 21°56'15" WEST, A DISTANCE OF 20.84 FEET; THENCE (3) NORTH 20°59'57" EAST, A DISTANCE OF 152.81 FEET; THENCE (4) NORTH 61°36'30" EAST, A DISTANCE OF 20.65 FEET; THENCE (5) NORTH 20°18'38" EAST, A DISTANCE OF 50.12 FEET; THENCE (6) NORTH 22°32'44" WEST, A DISTANCE OF 20.91 FEET; THENCE (7) NORTH 20°58'57" EAST, A DISTANCE OF 154.73 FEET; THENCE (8) NORTH 61°12'48" EAST, A DISTANCE OF 20.64 FEET; THENCE (9) NORTH 23°30'20" EAST, A DISTANCE OF 50.50 FEET TO THE BEGINNING OF A 1009.00 FOOT RADIUS NON-TANGENT CURVE, CONCAVE TO THE SOUTHWEST, A RADIAL TO SAID BEGINNING BEARS NORTH 23°30'20" EAST; THENCE (10) NORTHWESTERLY, ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF 09°00'00" AN ARC DISTANCE OF 3.54 FEET; THENCE NORTHWESTERLY, ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF 12°17'08" WEST, A DISTANCE OF 30.88 FEET; THENCE (12) NORTH 60°52'41" WEST, A DISTANCE OF 54.04 FEET; THENCE (13) SOUTH 84°52'48" WEST, A DISTANCE OF 20.84 FEET TO THE BEGINNING OF A 1011.00 FOOT RADIUS NON-TANGENT CURVE, CONCAVE TO THE SOUTH, A RADIAL TO SAID BEGINNING BEARS NORTH 19°30'56" EAST; THENCE (14) WESTERLY, ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF 08°43'03" AN ARC DISTANCE OF 153.84 FEET; THENCE NORTHWESTERLY, ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF 11°72' FEET; THENCE (16) NORTH 89°57'41" EAST, A DISTANCE OF 83.78 FEET; THENCE (17) NORTH 00°02'19" WEST, A DISTANCE OF 308.03 FEET; THENCE (18) THENCE NORTH 28°18'02" WEST, A DISTANCE OF 12.56 FEET; THENCE (19) NORTH 00°08'05" WEST, A DISTANCE OF 151.94 FEET TO A POINT BEING 98.77 FEET NORTH OF THE SOUTH LINE OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 24; THENCE, LEAVING THE EASTERLY BOUNDARY OF SAID TRACT NO. 6069, NORTH 89°57'34" EAST, PARALLEL WITH AND 98.77 FEET NORTH OF THE SOUTH LINE OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 24, A DISTANCE OF 10.30 FEET TO A POINT ON THE EAST LINE OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 24; THENCE SOUTH 00°08'05" EAST, ALONG THE EAST LINE OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 24, A DISTANCE OF 86.77 FEET TO THE SOUTHEAST CORNER OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 24; THENCE NORTH 89°57'34" EAST, ALONG THE NORTH LINE OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 24, A DISTANCE OF 1322.99 FEET TO THE POINT OF BEGINNING.

THIS LAND IS SUBJECT TO THE FOLLOWING:

1. THE EFFECT OF AN INSTRUMENT ENTITLED "BEFORE THE BOARD OF DIRECTORS OF THE FRESNO METROPOLITAN FLOOD CONTROL DISTRICT RESOLUTION PROVIDING FOR THE RECONSTRUCTION OF A MAP IDENTIFYING AREAS SUBJECT TO PAYMENT OF DRAINAGE FEES AND/OR REQUIREMENTS TO CONSTRUCT PLANNED LOCAL DRAINAGE FACILITIES", EXECUTED BY FRESNO METROPOLITAN FLOOD CONTROL DISTRICT, CITY OF FRESNO, COUNTY OF FRESNO AND THE CITY OF CLOVIS, PER RESOLUTION NO. 1818, RECORDED JULY 31, 1995 AS INSTRUMENT NO. 95092128, D.R.F.C.
2. ANY SPECIAL TAX WHICH IS NOW A LIEN AND THAT MAY BE LEVIED WITHIN THE CITY OF CLOVIS, COMMUNITY FACILITIES DISTRICT NO. 2004-1, A NOTICE OF WHICH WAS RECORDED AS FOLLOWS: AMENDMENT NOTICE OF SPECIAL TAX LIEN, RECORDED OCTOBER 14, 2010 IN OFFICIAL RECORDS UNDER RECORDER'S SERIAL NUMBER 2010-010702.
3. AN EASEMENT GRANTED TO FRESNO CANAL AND IRRIGATION COMPANY FOR CANAL AND EMBANKMENTS, RECORDED AUGUST 13, 1973 IN BOOK 3 OF DEEDS, PAGE 38, D.R.F.C. THE EXACT LOCATION IS NOT DISCLOSED OF RECORD.

SURVEYOR'S STATEMENT

THE SURVEY FOR THIS MAP WAS MADE BY ME OR UNDER MY DIRECTION AND IS TRUE AND COMPLETE AS SHOWN.

THIS MAP WAS PREPARED BY ME OR UNDER MY DIRECTION AND IS BASED UPON A FIELD SURVEY IN CONFORMANCE WITH THE REQUIREMENTS OF THE SUBDIVISION MAP ACT AND LOCAL ORDINANCE AT THE REQUEST OF TWO CREEKS SOUTH, LP, ON AUGUST 18, 2015. I HEREBY STATE THAT ALL MONUMENTS ARE OF THE CHARACTER AND OCCUPY THE POSITIONS INDICATED, OR THAT THEY WILL BE SET IN THOSE POSITIONS ON OR BEFORE ONE YEAR AFTER THE DATE THIS MAP IS RECORDED, OR ANY TIME EXTENSION APPROVED BY THE CITY ENGINEER. THE MONUMENTS ARE, OR WILL BE, SUFFICIENT TO ENABLE THE SURVEY TO BE RETRACED, AND THAT THIS FINAL MAP SUBSTANTIALLY CONFORMS TO THE CONDITIONALLY APPROVED TENTATIVE MAP.



GARY J. DIXON, L.S. 5277

5-23-16
DATE

CITY ENGINEER'S STATEMENT

I, MICHAEL J. HARRISON, CITY ENGINEER OF THE CITY OF CLOVIS, HEREBY STATE THAT I HAVE EXAMINED THIS MAP, THAT THE SUBDIVISION SHOWN IS SUBSTANTIALLY THE SAME AS IT APPEARED ON THE TENTATIVE MAP, AND ANY APPROVED ALTERATIONS THEREOF, THAT ALL PROVISIONS OF THE SUBDIVISION MAP ACT AND OF ANY LOCAL ORDINANCES APPLICABLE AT THE TIME OF APPROVAL OF THE TENTATIVE MAP HAVE BEEN COMPLIED WITH, AND THAT I AM SATISFIED THAT THE MAP IS TECHNICALLY CORRECT.

MICHAEL J. HARRISON, P.L.S. 8088
 CITY ENGINEER

CITY CLERK'S STATEMENT

I HEREBY STATE THAT THE CITY COUNCIL OF THE CITY OF CLOVIS, BY RESOLUTION ADOPTED _____, APPROVED THE WITHIN MAP AND ACCEPTED, SUBJECT TO IMPROVEMENT, ON BEHALF OF THE PUBLIC, ANY REAL PROPERTY AND EASEMENTS OFFERED FOR DEDICATION FOR PUBLIC USE IN CONFORMITY WITH THE TERMS OF THE OFFER OF DEDICATION.

DATED _____
 JOHN HOLT, CITY CLERK

RECORDER'S CERTIFICATE

DOCUMENT NO. _____ FEE PAID \$ _____
 FILED THIS _____ DAY OF _____, 2015, AT _____ M. IN VOLUME _____
 OF PLATS, AT PAGE(S) _____, FRESNO COUNTY RECORDS, AT THE REQUEST OF OLD REPUBLIC TITLE COMPANY.

PAUL A. DICTOS, CPA
 FRESNO COUNTY ASSESSOR-RECORDER

BY: _____
 DEPUTY



Harbour & Associates
 Civil Engineers
 309 Clovis Avenue, Suite 300 • Clovis, California 93612
 (509) 325-7075 • Fax (509) 325-7099

W.D. #10-058

TRACT NO. 6114

PHASE 3 OF TENTATIVE TRACT NO. 5605
IN THE CITY OF CLOVIS
FRESNO COUNTY, CALIFORNIA
SURVEYED AND PLATTED IN AUGUST, 2015
BY HARBOUR AND ASSOCIATES
CONSISTING OF 4 SHEETS
SHEET 2 OF 4

LEGEND FOR SHEET 2 OF 4 ONLY:

- ◆ SECTION CORNER FOUND AS NOTED.
- INDICATES FOUND AND ACCEPTED 3/4" IRON PIPE, DOWN 8", TAGGED DUXIN LS 5277, UNLESS OTHERWISE NOTED.
- (R1) RECORD DATA PER RECORD OF SURVEY RECORDED IN BOOK 43 OF RECORD OF SURVEYS AT PAGE 5, FRESNO COUNTY RECORDS.
- (R2) RECORD DATA PER TRACT NO. 2143, SAKEN OAKS COUNTRY ESTATES, RECORDED IN VOLUME 23 OF PLATS AT PAGES 50 AND 56, FRESNO COUNTY RECORDS.
- (R3) RECORD DATA PER PARCEL MAP NO. 5731 RECORDED IN BOOK 36 OF PARCEL MAPS AT PAGE 74, FRESNO COUNTY RECORDS.
- (R4) RECORD DATA PER PARCEL MAP NO. 4192 RECORDED IN BOOK 27 OF PARCEL MAPS AT PAGES 76 AND 77, FRESNO COUNTY RECORDS.
- (R5) RECORD DATA PER PARCEL MAP NO. 7825 RECORDED IN BOOK 56 OF PARCEL MAPS AT PAGES 76 AND 77, FRESNO COUNTY RECORDS.
- (R6) RECORD DATA PER TRACT NO. 5254, THE SUMMIT XV, RECORDED IN VOLUME 73 OF PLATS AT PAGES 47, 48, AND 49, FRESNO COUNTY RECORDS.
- (R7) RECORD DATA PER GRANT DEED RECORDED DECEMBER 31, 2008 AS DOCUMENT NO. 3008-017470, OFFICIAL RECORDS OF FRESNO COUNTY.
- (R8) RECORD DATA PER TRACT NO. 5691A2 RECORDED IN VOLUME 82 OF PLATS AT PAGES 18 THROUGH 19, FRESNO COUNTY RECORDS.
- (R9) INDICATES RECORD DATA PER TRACT NO. 5605, RECORDED IN VOLUME 84 OF PLATS AT PAGES 22 THROUGH 24, FRESNO COUNTY RECORDS, UNLESS OTHERWISE NOTED.
- [] INDICATES RECORD AND MEASURED DATA PER TRACT NO. 6089, RECORDED IN VOLUME 85 OF PLATS AT PAGES 22 THROUGH 24, FRESNO COUNTY RECORDS, UNLESS OTHERWISE NOTED.
- MR INDICATES MEASURED DATA ALSO.

INDICATES PUBLIC UTILITY EASEMENT GRANTED TO THE CITY OF CLOVIS PER DOCUMENT RECORDED JULY 23, 2014 AS DOCUMENT NO. 2014-0080648, OFFICIAL RECORDS OF FRESNO COUNTY.

PREVIOUSLY DEDICATED FOR PUBLIC ROAD PER PARCEL MAP NO. 6088, RECORDED IN VOLUME 85 OF PLATS AT PAGES 22 THROUGH 24, FRESNO COUNTY RECORDS.

F.C.R. FRESNO COUNTY RECORDS

PUBLIC STREET AND UTILITY EASEMENT NOW OFFERED FOR DEDICATION.

INDICATES THE LIMITS OF THIS SUBDIVISION.

NOTES:

1. 3/4" X 30" IRON PIPE, DOWN 0.5', TAGGED LS 5277 SET AT ALL LOT CORNERS, BLOCK CORNERS AND BEGINNING AND ENDING OF ALL CURVES, OR WILL BE SET WITHIN ONE YEAR OR ANY APPROVED EXTENSION THEREOF.
2. DISTANCES NOT MONUMENTED ARE CALCULATED.

BASES OF BEARINGS:

THE WEST LINE OF THE SECTION 24, T. 13 N., R. 21 E., M.D.B. & M., WAS TAKEN TO BE NORTH 09°07'53" WEST AS SHOWN ON TRACT NO. 5254, RECORDED ON SEPTEMBER 15, 2005 IN VOLUME 73 OF PLATS AT PAGES 47, 48 AND 49, FRESNO COUNTY RECORDS.

FOUND SECTION CORNER DESCRIPTIONS:

M1: NORTHWEST CORNER OF SECTION 24, T. 13 N., R. 21 E., M.D.B. & M., FOUND 3" CITY OF CLOVIS BRASS CAP MONUMENT, DOWN 12", IN WELL, STAMPED LS 7800. VERIFIED PER COUNTY RECORD #7054.

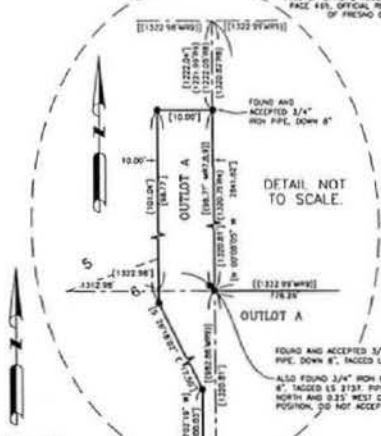
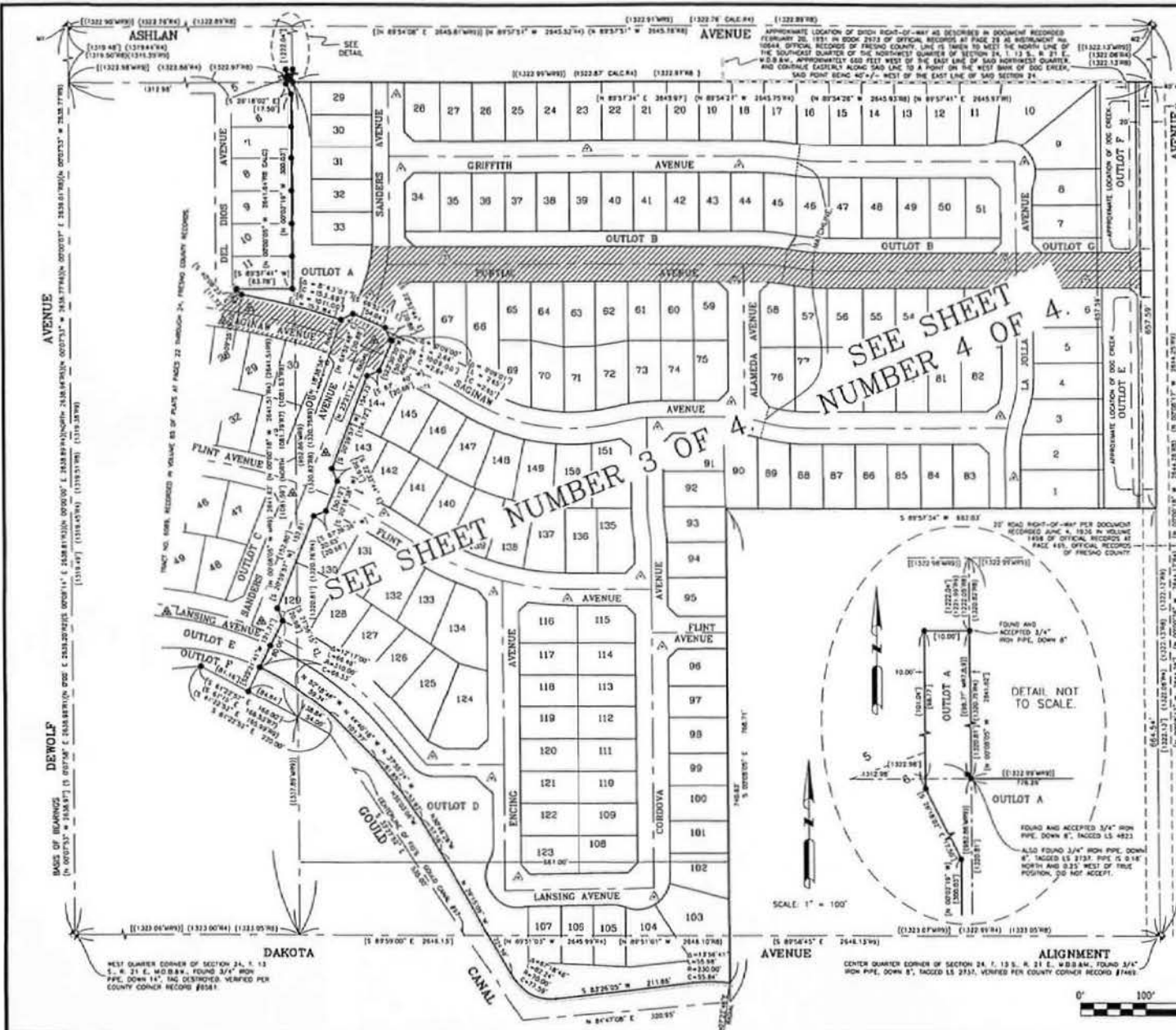
M2: NORTH QUARTER CORNER OF SECTION 24, T. 13 N., R. 21 E., M.D.B. & M., FOUND 3" CITY OF CLOVIS BRASS CAP MONUMENT, DOWN 12", IN WELL, STAMPED LS 7800. PER COUNTY RECORD #7054. ALSO FOUND SWING TIES AS DESCRIBED PER CORNER RECORD #7081. I ESTABLISHED THE POSITION BY THE SWING TIES PER CORNER RECORD #7081 WHICH DIFFERS FROM THE POSITION OF THE FOUND BRASS CAP. THE FOUND BRASS CAP IS 0.24' WEST OF THE POSITION ESTABLISHED BY THE CORNER RECORD #7081 SWING TIES.

ALIGNMENT
CENTER QUARTER CORNER OF SECTION 24, T. 13 N., R. 21 E., M.D.B. & M., FOUND 3/4" IRON PIPE, DOWN 8", TAGGED LS 2737, VERIFIED PER COUNTY CORNER RECORD #7465.

0' 100' 200' 300'



Harbour & Associates
Civil Engineers
369 Clovis Avenue, Suite 300 • Clovis, California 93612
(559) 325-7878 • Fax (559) 325-7808



LINE DATA:

LINE NUMBER	LINE BEARING	LENGTH
1.1	N 89°37'41" E	10.77
1.2	S 00°02'30" E	86.00
1.3	S 00°02'30" E	86.08
1.4	S 00°02'30" E	86.08
1.5	S 00°02'30" E	86.08
1.6	S 00°02'30" E	86.08
1.7	S 00°02'30" E	86.08
1.8	S 00°02'30" E	86.08
1.9	S 00°02'30" E	86.08
2.1	S 00°02'30" E	86.08
2.2	S 00°02'30" E	86.08
2.3	S 00°02'30" E	86.08
2.4	S 00°02'30" E	86.08
2.5	S 00°02'30" E	86.08
2.6	S 00°02'30" E	86.08
2.7	S 00°02'30" E	86.08
2.8	S 00°02'30" E	86.08
2.9	S 00°02'30" E	86.08
3.1	S 00°02'30" E	86.08
3.2	S 00°02'30" E	86.08
3.3	S 00°02'30" E	86.08
3.4	S 00°02'30" E	86.08
3.5	S 00°02'30" E	86.08
3.6	S 00°02'30" E	86.08
3.7	S 00°02'30" E	86.08
3.8	S 00°02'30" E	86.08
3.9	S 00°02'30" E	86.08
4.1	S 00°02'30" E	86.08
4.2	S 00°02'30" E	86.08
4.3	S 00°02'30" E	86.08
4.4	S 00°02'30" E	86.08
4.5	S 00°02'30" E	86.08
4.6	S 00°02'30" E	86.08
4.7	S 00°02'30" E	86.08
4.8	S 00°02'30" E	86.08
4.9	S 00°02'30" E	86.08
5.1	S 00°02'30" E	86.08
5.2	S 00°02'30" E	86.08
5.3	S 00°02'30" E	86.08
5.4	S 00°02'30" E	86.08
5.5	S 00°02'30" E	86.08
5.6	S 00°02'30" E	86.08
5.7	S 00°02'30" E	86.08
5.8	S 00°02'30" E	86.08
5.9	S 00°02'30" E	86.08
6.1	S 00°02'30" E	86.08
6.2	S 00°02'30" E	86.08
6.3	S 00°02'30" E	86.08
6.4	S 00°02'30" E	86.08
6.5	S 00°02'30" E	86.08
6.6	S 00°02'30" E	86.08
6.7	S 00°02'30" E	86.08
6.8	S 00°02'30" E	86.08
6.9	S 00°02'30" E	86.08
7.1	S 00°02'30" E	86.08
7.2	S 00°02'30" E	86.08
7.3	S 00°02'30" E	86.08
7.4	S 00°02'30" E	86.08
7.5	S 00°02'30" E	86.08
7.6	S 00°02'30" E	86.08
7.7	S 00°02'30" E	86.08
7.8	S 00°02'30" E	86.08
7.9	S 00°02'30" E	86.08
8.1	S 00°02'30" E	86.08
8.2	S 00°02'30" E	86.08
8.3	S 00°02'30" E	86.08
8.4	S 00°02'30" E	86.08
8.5	S 00°02'30" E	86.08

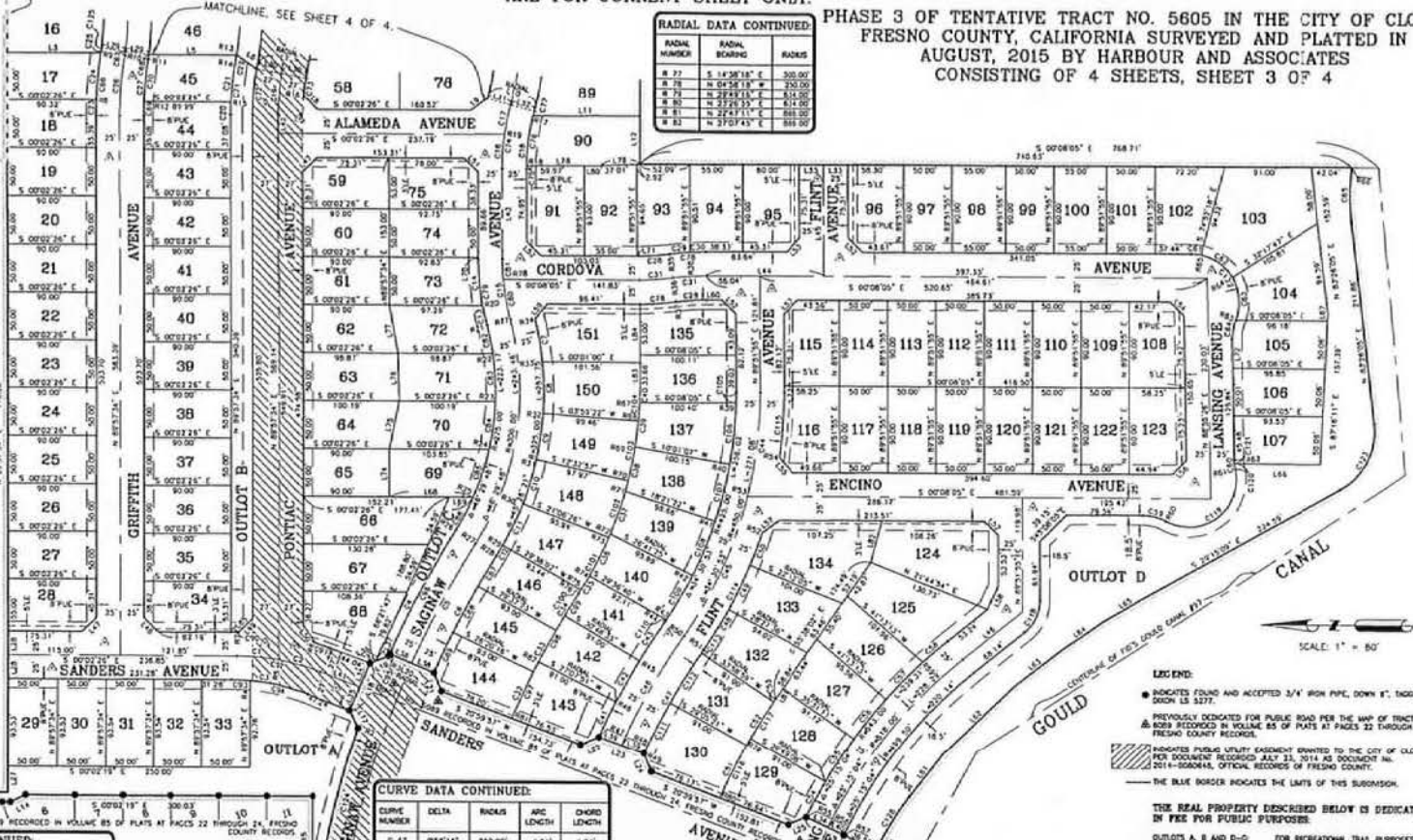
RADIAL DATA:

SPIN NUMBER	RAIUS RADIUS	RADIUS
0.1	0.0037347	501.136
0.2	0.0037347	501.136
0.3	0.2327118	1009.208
0.4	0.2327118	1123.520
0.5	0.2327118	1243.000
0.6	0.2327118	1377.000
0.7	0.2327118	1525.000
0.8	0.2327118	1697.000
0.9	0.2327118	1893.000
1.0	0.2327118	2113.000
1.1	0.2327118	2357.000
1.2	0.2327118	2625.000
1.3	0.2327118	2917.000
1.4	0.2327118	3233.000
1.5	0.2327118	3573.000
1.6	0.2327118	3937.000
1.7	0.2327118	4325.000
1.8	0.2327118	4737.000
1.9	0.2327118	5173.000
2.0	0.2327118	5633.000
2.1	0.2327118	6117.000
2.2	0.2327118	6625.000
2.3	0.2327118	7157.000
2.4	0.2327118	7713.000
2.5	0.2327118	8293.000
2.6	0.2327118	8897.000
2.7	0.2327118	9525.000
2.8	0.2327118	10177.000
2.9	0.2327118	10853.000
3.0	0.2327118	11553.000
3.1	0.2327118	12277.000
3.2	0.2327118	13025.000
3.3	0.2327118	13797.000
3.4	0.2327118	14593.000
3.5	0.2327118	15413.000
3.6	0.2327118	16257.000
3.7	0.2327118	17125.000
3.8	0.2327118	18017.000
3.9	0.2327118	18933.000
4.0	0.2327118	19873.000
4.1	0.2327118	20837.000
4.2	0.2327118	21825.000
4.3	0.2327118	22837.000
4.4	0.2327118	23873.000
4.5	0.2327118	24933.000
4.6	0.2327118	26017.000
4.7	0.2327118	27125.000
4.8	0.2327118	28257.000
4.9	0.2327118	29413.000
5.0	0.2327118	30593.000
5.1	0.2327118	31797.000
5.2	0.2327118	32925.000
5.3	0.2327118	34077.000
5.4	0.2327118	35253.000
5.5	0.2327118	36453.000
5.6	0.2327118	37677.000
5.7	0.2327118	38925.000
5.8	0.2327118	40197.000
5.9	0.2327118	41493.000
6.0	0.2327118	42813.000
6.1	0.2327118	43957.000
6.2	0.2327118	45125.000
6.3	0.2327118	46317.000
6.4	0.2327118	47533.000
6.5	0.2327118	48773.000
6.6	0.2327118	50037.000
6.7	0.2327118	51325.000
6.8	0.2327118	52637.000
6.9	0.2327118	53973.000
7.0	0.2327118	55333.000
7.1	0.2327118	56717.000
7.2	0.2327118	58125.000
7.3	0.2327118	59557.000
7.4	0.2327118	61013.000
7.5	0.2327118	62493.000
7.6	0.2327118	64000.000

APPROXIMATE LOCATION OF DITCH RIGHT-OF-WAY AS DESCRIBED IN DOCUMENT RECORDED FEBRUARY 20, 1951 IN BOOK 2915 OF OFFICIAL RECORDS AT PAGE 29 AS INSTRUMENT NO. 10844, OFFICIAL RECORDS OF FRESNO COUNTY, LINE IS TAKEN TO MEET THE NORTH LINE OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 24, T. 13 S., R. 21 E., M.D.B.M., APPROXIMATELY 660 FEET WEST OF THE EAST LINE OF SAID NORTHWEST QUARTER, AND CONTINUE EASTERLY ALONG SAID LINE TO A POINT ON THE WEST BANK OF DOG CREEK.

SEE SHEET 2 OF 4 FOR OVERALL
BOUNDARY DETAILS.
LINE, CURVE AND RADIAL TABLES
ARE FOR CURRENT SHEET ONLY

RADIAL NUMBER	RADIAL BEARING	RADIUS
R 77	S 14°58'18" E	500.00
R 78	N 04°58'18" W	250.00
R 79	N 22°49'15" E	634.00
R 80	N 23°26'53" E	634.00
R 81	N 22°47'11" E	665.00
R 82	N 23°03'43" E	665.00



CURVE DATA CONTINUED:

CURVE NUMBER	DELTA	RADIUS	AREA
C 47	0°58'16"	250.00'	4
C 48	0°58'16"	275.00'	4
C 49	2°11'54"	390.00'	14
C 70	8°42'13"	500.00'	87
C 71	10°56'13"	500.00'	9

CURVE DATA CONTINUED:

CURVE NUMBER	DELTA	RADIUS	ARC LENGTH
C 97	4°20'34"	888.00'	61.57'
C 98	3°40'43"	888.00'	51.57'
C 99	1°52'28"	888.00'	28.57'
C 100	0°32'58"	400.00'	3.57'
C 101	0°32'58"	400.00'	3.57'

CURVE DATA CONTINUED:

CURVE NUMBER	DELTA	RADIUS	AV. LEAD
C 116	8°22'41"	634.00'	70
C 117	8°32'42"	634.00'	50
C 118	50°44'50"	43.50'	36
C 119	130°10'06"	50.00'	113
C 120	43°39'45"	63.60'	

CURVE DATA:

CURVE NUMBER	DELTA	RAO'S	ALPHA
C 1	736.19	250.00	43
C 2	1105.04	250.00	48
C 3	2102.23	275.00	82
C 4	4302.31	300.00	149
C 5	8711.10	325.00	183
C 6	13711.10	350.00	139
C 7	25714.4	325.00	45
C 8	43819.9	325.00	54
C 9	83315.5	325.00	48
C 10	133319.9	325.00	48
C 11	213319.9	325.00	48
C 12	313319.9	325.00	48
C 13	418319.9	275.00	20
C 14	139174.4	275.00	48
C 15	148071.3	250.00	83
C 16	161719.9	250.00	83
C 17	213519.9	250.00	31
C 18	152819.9	250.00	80
C 19	150081.3	250.00	44
C 20	221801.3	300.00	72
C 21	240010.5	300.00	80
C 22	275308.3	365.00	70

CURVE DATA CONTINUED

CURVE RANKING	DELTA	RANKING
C 23	2'09.43"	440.00
C 24	1'12.20"	440.00
C 25	0'11.31"	440.00
C 26	8'53.43"	415.00
C 27	8'53.47"	390.00
C 28	2'55.12"	440.00
C 29	4'37.69"	245.00
C 30	2'18.35"	275.00
C 31	7'35.31"	250.00
C 32	3'13.05"	864.00
C 33	1'17.67"	864.00
C 34	3'03.31"	420.00
C 35	3'00.41"	420.00
C 36	7'35.08"	420.00
C 37	8'30.13"	420.00
C 38	6'47.50"	420.00
C 39	8'40.03"	420.00
C 40	2'59.31"	420.00
C 41	3'03.59"	775.00
C 42	3'40.49"	775.00
C 43	3'14.35"	775.00
C 44	1'34.44"	450.00
C 45	2'18.59"	450.00
C 46	1'11.25"	750.00
C 47	0'26.25"	725.00

CURVE DATA CONTINUED			
TIME	TEMP	WATER	WATER
MIN	°C	IN	IN
10	100	0.00	0.00
20	100	0.00	0.00
30	100	0.00	0.00
40	100	0.00	0.00
50	100	0.00	0.00
60	100	0.00	0.00
70	100	0.00	0.00
80	100	0.00	0.00
90	100	0.00	0.00
100	100	0.00	0.00

CURVE NUMBER	DELTA	RADIUS
C 48	0°55'13"	475.00'
C 49	0°55'21"	475.00'
C 50	0°55'34"	475.00'
C 51	0°55'48"	634.00'
C 52	0°55'58"	634.00'
C 53	0°57'59"	634.00'
C 54	0°57'23"	543.00'
C 55	0°42'03"	543.00'
C 56	0°42'02"	543.00'
C 57	0°44'48"	543.00'
C 58	0°44'44"	543.00'
C 59	0°44'55"	50.00'
C 60	1°08'43"	50.00'
C 61	1°27'28"	50.00'
C 62	0°49'22"	50.00'
C 63	52°31'07"	50.00'
C 64	23°04'26"	50.00'
C 65	13°56'41"	230.00'
C 66	0°53'43"	840.00'

LEGEND:

- INDICATES FOUND AND ACCEPTED 3/4" IRON PIPE, DOWN 8", EXPOSED DOWEL LB 5277.
- ▲ PREVIOUSLY DEDICATED FOR PUBLIC ROAD PER THE MAP OF TRACT No. 8289 RECORDED IN VOLUME 85 OF PLATS AT PAGES 22 THROUGH 24, FRESNO COUNTY RECORDS.
- ▨ INDICATES PUBLIC UTILITY EASEMENT GRANTED TO THE CITY OF CLAYTON PER DOCUMENT RECORDED JULY 23, 2014 AS DOCUMENT No. 2014-0206446, OFFICIAL RECORDS OF FRESNO COUNTY.
- THE BLUE BORDER INDICATES THE LIMITS OF THIS SUBDIVISION.

THE REAL PROPERTY DESCRIBED BELOW IS DEDICATED
IN FEE FOR PUBLIC PURPOSES.

OUTLOTS A, B AND D-D: FOR RECREATIONAL TRAIL PURPOSES.

OUTLOT C: FOR OPEN SPACE PURPOSES.

NOTES:

1. 3/4" X 30" IRON PIPE, DOWN 05'. TAGGED LS 5277 SET AT ALL

LOT CORNERS, BLOCK CORNERS AND BEGINNING AND ENDING OF ALL CURVES, OR WILL BE SET WITHIN ONE YEAR OR ANY APPROVED EXTENSION THEREOF.

2. DISTANCES NOT MONUMENTED ARE CALCULATED.

THE REAL PROPERTY DESCRIBED BELOW IS DEDICATED
AS AN EASEMENT FOR UTILITIES PURPOSES.

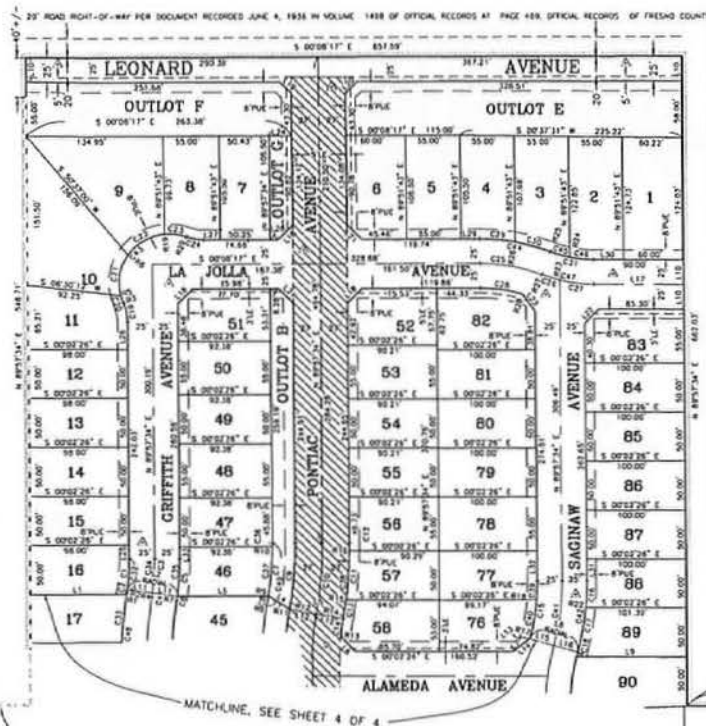
PUC PUBLIC UTILITY EASEMENT NOW OFFERED FOR DEDICATION.



TRACT NO. 6114

PHASE 3 OF TENTATIVE TRACT NO. 5605 IN THE CITY OF CLOVIS
FRESNO COUNTY, CALIFORNIA SURVEYED AND PLATTED IN
AUGUST, 2015 BY HARBOUR AND ASSOCIATES
CONSISTING OF 4 SHEETS, SHEET 4 OF 4

SEE SHEET 2 OF 4 FOR OVERALL
BOUNDARY DETAILS.
LINE, CURVE AND RADIAL TABLES
ARE FOR CURRENT SHEET ONLY.



CURVE NUMBER	DELTA	RADIUS	ARC LENGTH	CHORD LENGTH
C. 1	75.53.31"	225.00'	51.12'	51.10'
C. 2	75.58.18"	225.00'	51.81'	51.81'
C. 3	75.55.31"	225.00'	51.58'	51.55'
C. 4	75.58.18"	225.00'	51.81'	51.81'
C. 5	75.55.31"	225.00'	51.58'	51.55'
C. 6	75.58.18"	225.00'	51.81'	51.81'
C. 7	75.55.31"	225.00'	51.58'	51.55'
C. 8	75.58.18"	225.00'	51.81'	51.81'
C. 9	107.08.12"	388.00'	68.64'	66.55'
C. 10	107.08.12"	415.00'	73.42'	73.33'
C. 11	83.52.13"	442.00'	80.17'	80.14'
C. 12	104.21.11"	442.00'	81.27'	81.27'
C. 13	23.53.58"	442.00'	19.75'	19.75'
C. 14	44.43.33"	223.00'	18.45'	18.45'
C. 15	15.11.13"	223.00'	53.84'	56.47'
C. 16	54.45.15"	223.00'	27.70'	27.68'
C. 17	95.56.54"	223.00'	41.12'	45.02'
C. 18	114.50.50"	223.00'	4.88'	4.88'
C. 19	27.04.26"	50.00'	20.14'	20.00'
C. 20	81.75.54"	50.00'	7.74'	7.74'
C. 21	49.23.17"	50.00'	41.28'	43.74'
C. 22	49.54.48"	50.00'	41.72'	41.93'
C. 23	25.27.05"	50.00'	27.21'	27.03'
C. 24	19.56.55"	50.00'	17.41'	17.32'
C. 25	20.55.51"	175.00'	63.83'	83.42'
C. 26	71.82.24"	150.00'	18.19'	19.11'
C. 27	17.29.36"	150.00'	35.33'	35.24'
C. 28	16.31.23"	150.00'	43.28'	43.11'
C. 29	10.17.18"	200.00'	35.91'	35.86'
C. 30	10.26.33"	200.00'	37.03'	36.98'
C. 31	20.48.05"	125.00'	45.38'	45.12'
C. 32	85.34.72"	225.00'	51.94'	54.90'
C. 33	01.11.21"	442.00'	1.45'	1.45'
C. 34	83.34.72"	250.00'	38.82'	38.78'
C. 35	83.34.72"	275.00'	41.70'	42.68'
C. 36	28.48.48"	365.00'	4.12'	4.12'
C. 37	75.24.48"	365.00'	50.20'	50.18'
C. 38	107.08.12"	442.00'	78.20'	78.10'
C. 39	49.55.13"	225.00'	19.32'	19.32'
C. 40	12.18.04"	225.00'	49.32'	49.27'
C. 41	15.22.49"	250.00'	40.11'	46.91'
C. 42	15.22.49"	275.00'	73.82'	73.60'
C. 43	13.25.30"	50.00'	116.00'	91.68'
C. 44	22.23.31"	200.00'	77.95'	77.54'
C. 45	9.15.31"	125.00'	23.21'	25.19'
C. 46	11.52.09"	125.00'	25.17'	25.12'
C. 47	27.48.00"	150.00'	34.45'	34.16'
C. 48	83.34.72"	442.00'	68.32'	68.23'
C. 49	12.08.12"	365.00'	54.58'	64.49'

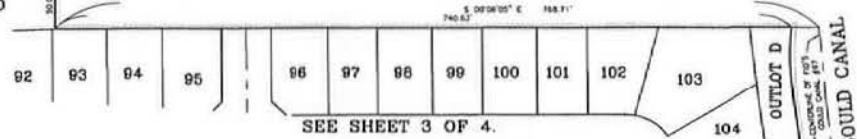
LINE NUMBER	LINE BEARING	LENGTH
L. 1	S 02°02'28" E	95.08'
L. 2	S 07°53'05" W	50.00'
L. 3	S 00°02'28" E	90.97'
L. 4	S 33°59'59" W	25.33'
L. 5	S 10°05'48" W	54.00'
L. 6	S 47°51'21" W	20.00'
L. 7	S 37°40'01" E	20.92'
L. 8	S 15°20'23" W	50.57'
L. 9	S 02°02'28" E	111.09'
L. 10	N 89°57'34" E	25.00'
L. 11	S 07°53'05" W	25.00'
L. 12	S 10°05'48" W	27.00'
L. 13	S 37°40'01" E	0.95'
L. 14	S 37°40'01" E	21.87'
L. 15	S 17°04'12" W	25.01'
L. 16	S 15°20'23" W	25.00'
L. 17	S 02°02'28" E	93.00'
L. 18	S 45°05'22" E	20.78'
L. 19	S 44°54'58" W	16.53'
L. 20	S 45°05'22" E	16.56'
L. 21	S 44°54'58" W	20.80'
L. 22	S 45°02'28" E	20.79'
L. 23	S 53°58'51" W	22.12'
L. 24	S 02°02'28" E	23.00'
L. 25	N 89°57'34" E	15.77'
L. 26	N 89°57'34" E	28.26'
L. 27	S 02°02'28" E	16.09'
L. 28	S 02°02'28" E	6.52'
L. 29	S 02°02'28" E	19.28'
L. 30	S 02°02'28" E	30.00'
L. 31	N 89°57'34" E	22.35'
L. 32	N 89°57'34" E	30.70'
L. 33	N 89°57'34" E	12.08'

RADIAL NUMBER	RADIAL BEARING	RADIUS
R. 1	N 08°40'00" E	442.00'
R. 2	N 08°51'21" E	440.00'
R. 3	N 23°05'52" W	50.00'
R. 4	S 08°51'21" W	250.00'
R. 5	N 14°48'58" W	50.00'
R. 6	N 34°48'45" E	50.00'
R. 7	S 08°51'21" W	275.00'
R. 8	S 10°05'48" W	255.00'
R. 9	S 08°23'08" W	265.00'
R. 10	S 02°56'20" W	265.00'
R. 11	S 10°05'48" W	388.00'
R. 12	S 10°05'48" W	415.00'
R. 13	N 02°21'13" E	223.00'
R. 14	S 10°05'48" W	442.00'
R. 15	S 07°32'08" W	442.00'
R. 16	S 01°01'55" W	442.00'
R. 17	S 15°08'51" W	225.00'
R. 18	S 04°52'43" W	225.00'
R. 19	N 84°21'55" E	50.00'
R. 20	N 14°05'55" E	225.00'
R. 21	N 15°20'23" E	225.00'
R. 22	S 05°43'49" W	275.00'
R. 23	N 70°32'50" W	150.00'
R. 24	N 78°50'17" W	125.00'
R. 25	N 69°14'26" W	125.00'
R. 26	S 79°56'58" E	200.00'
R. 27	S 69°14'26" E	175.00'
R. 28	S 12°26'34" E	150.00'
R. 29	S 70°11'22" E	50.00'

LEGEND:
 LE INDICATES LANDSCAPE EASEMENT NOW OFFERED FOR DEDICATION.
 ● INDICATES TURNS AND ACCEPTED 3/4" IRON PIPE, DOWN 6", TAPPED DOWN 15 1/2".
 PREVIOUSLY DEDICATED FOR PUBLIC ROAD PER THE MAP OF TRACT NO. 5605 RECORDED IN VOLUME 83 OF PLATS AT PAGES 21 THROUGH 24, FRESNO COUNTY RECORDS.
 INDICATES PUBLIC UTILITY EASEMENT GRANTED TO THE CITY OF CLOVIS BY DOCUMENT RECORDED JULY 23, 2014 AS DOCUMENT NO. 2014-000448, OFFICIAL RECORDS OF FRESNO COUNTY.
 THE BLUE BORDER INDICATES THE LIMITS OF THIS SUBDIVISION.

THIS REAL PROPERTY DESCRIBED BELOW IS DEDICATED IN FEE FOR PUBLIC PURPOSES:
 OUTLOTS A, B AND C- FOR RECREATIONAL TRAIL PURPOSES.
 OUTLOT D- FOR OPEN SPACE PURPOSES.
 A- PUBLIC STREET AND UTILITY PURPOSES.
NOTES:
 1. 3/4" x 30" IRON PIPE, DOWN 6", TAPPED 15 1/2" SET AT ALL LOT CORNERS, BLOCK CORNERS AND BEGINNING AND ENDING OF ALL CURVES, OR WILL BE SET WITHIN ONE YEAR OR ANY APPROVED EXTENSION THEREOF.
 2. DISTANCES NOT INDICATED ARE CALCULATED.

THIS REAL PROPERTY DESCRIBED BELOW IS DEDICATED AS AN EASEMENT FOR PUBLIC PURPOSES:
 PUE PUBLIC UTILITY EASEMENT NOW OFFERED FOR DEDICATION.
 LE LANDSCAPE EASEMENT NOW OFFERED FOR DEDICATION.



SCALE: 1" = 80'

0' 0' 160' 240'

Harbour & Associates
 Civil Engineers
 3800 CLOVIS AVENUE # 200 • Clovis, California 93611
 (559) 325-7078 • Fax: (559) 325-1000 • e-mail: h.a.associates@gmail.com



AGENDA ITEM NO:

CCF7

City Manager:

[Signature]

- CITY OF CLOVIS - REPORT TO THE CITY COUNCIL

TO: Mayor and City Council

FROM: Planning and Development Services

DATE: June 6, 2016

SUBJECT: Approval – Res. 16-_____, Annexation of Proposed Tract 6112, located at the northeast intersection of Temperance Avenue and the Gould Canal, to the Landscape Maintenance District No. 1 of the City of Clovis. (Wathen Castanos Homes).

ATTACHMENTS: Res. 16-_____

CONFLICT OF INTEREST

None

RECOMMENDATION

For the City Council to approve Res. 16-_____, that will annex proposed Tract 6112, which is located at the northeast intersection of Temperance Avenue and the Gould Canal, to the Landscape Maintenance District No. 1 of the City of Clovis.

EXECUTIVE SUMMARY

The owner, WC Clovis 6112, LLC (Wathen Castanos Homes), acting as the subdivider, has requested to be annexed to the Landscape Maintenance District No. 1 of the City of Clovis as set forth by the Conditions of Approval for Tentative Tract Map 6112.

BACKGROUND

Wathen Castanos Homes, the developer of Tract 6112, has executed a covenant that this development be annexed to the City of Clovis LMD No. 1. An executed copy can be provided on request. Council formed the original District on July 15, 1985, for the purpose of funding the maintenance of landscaped areas and parks. Each annexation to the District has a separate assessment so that the cost of landscape maintenance of this landscaped area will be borne entirely by the benefit area that includes this tract.

Under the provisions of the Landscaping and Lighting Act of 1972, and in accordance with Article XIII C and Article XIII D of Proposition 218, all the owners of property proposed for annexation have provided a written request and consent to annexation, and have executed a covenant (petition) indicating acceptance of the annual assessment.

FISCAL IMPACT

This project will add landscaping to the Landscape Maintenance District No. 1 of the City of Clovis shown as follows:

	<u>Tract 6112</u>	<u>Year to Date</u>
LMD Landscaping added:	0.595 acres	13.009 acres
Resource needs added:	0.059 person	1.300 person

The resource needs estimate is based on 1 person per 10 acres of landscaped area.



REASON FOR RECOMMENDATION

The property owners for the subject tract have requested annexation into the City of Clovis LMD No. 1.

ACTIONS FOLLOWING APPROVAL

Tract 6112 shall become a part of City of Clovis LMD No. 1 and will be assessed next year for maintenance costs.

Prepared by: Nicholas Torstensen, Junior Engineer

Submitted by:  Recommended by: 
Michael Harrison
Interim City Engineer
Dwight Kroll, AICP
Director of Planning
and Development
Services

RESOLUTION 16-

A RESOLUTION OF THE COUNCIL OF THE CITY OF CLOVIS, CALIFORNIA, APPROVING ANNEXATION TO LANDSCAPING MAINTENANCE DISTRICT NO. 1 OF THE CITY OF CLOVIS

WHEREAS, City of Clovis Landscape Maintenance District No. 1 ("District") was formed by Resolution No. 85-78, adopted July 15, 1985, pursuant to Part 2 of Division 15 of the Streets and Highways Code (Landscape and Lighting Act of 1972), herein the "Act"; and

WHEREAS, all of the owners of property proposed to be annexed to the District consisting of proposed Tract No. 6112, as described in Exhibit "A" attached hereto and incorporated herein by reference, have consented to said annexation and such annexation may be ordered without notice and hearing or filing of engineer's report, or both.

NOW, THEREFORE, IT IS RESOLVED AND ORDERED, as follows:

1. That the public interest and convenience require that certain property described in Exhibit "A" attached hereto and by reference incorporated herein be annexed into Landscape Maintenance District No. 1 of the City of Clovis for the maintenance and servicing of landscaping facilities.

2. The City Clerk shall receive and file the maps showing the boundaries of the areas annexed as set forth in Exhibit "A" which boundaries shall be used for assessment proceedings until and unless a change of organization is approved pursuant to the Act.

* * * * *

The foregoing resolution was introduced and adopted at a regular meeting of the City Council of the City of Clovis held on June 6, 2016, by the following vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

DATED:

Mayor

City Clerk

Exhibit "A"

THE REMAINDER AS SHOWN ON OF THAT CERTAIN PARCEL MAP NO. 2015-003, RECORDED
IN THE BOOK 73 OF PARCEL MAPS, AT PAGES 11 AND 12, FRESNO COUNTY RECORDS.



AGENDA ITEM NO: CCF8

City Manager: AA

- CITY OF CLOVIS - REPORT TO THE CITY COUNCIL

TO: Mayor and City Council

FROM: Planning and Development Services

DATE: June 6, 2016

SUBJECT: Approval – Res. 16- _____, Final Map for Tract 6112, located at the northeast intersection of Temperance Avenue and the Gould Canal. (Wathen Castanos Homes).

ATTACHMENTS: Res. 16- _____

(A) Copy of Final Map

CONFLICT OF INTEREST

None

RECOMMENDATION

For the City Council to approve Res. 16- _____, which will:

1. Accept the offer of dedication of street and public utility easements within Tract 6112, and;
2. Authorize recording of the final map.

EXECUTIVE SUMMARY

The owner, WC Clovis 6112, LLC (Wathen Castanos Homes), acting as the subdivider, has submitted a final map. The improvement plans have been approved by City staff. The improvements to be installed include curb, gutter, sidewalk, street paving, sanitary sewers, water mains, landscaping, irrigations and park improvements. The subject tract is located at the northeast intersection of Temperance Avenue and the Gould Canal. It

contains approximately 14.4 acres and consists of 77 units, zoned R-1 (Single-Family Residential – 6,000 sq. ft. min. lot size).

FISCAL IMPACT

The subdivider will be installing curb, gutter, sidewalk, street paving, sanitary sewers, water mains, landscaping and irrigation, which will be perpetually maintained by the City of Clovis.

REASON FOR RECOMMENDATION

The subdivider has met all conditions of the tentative map. The developer is Wathen Castanos Homes and improvement plans are being processed by City staff. The development fees have since been paid or deferred in accordance with Municipal Code.

ACTIONS FOLLOWING APPROVAL

The final map will be filed with the Fresno County Recorder's office for recording.

Prepared by: Nicholas Torstensen, Junior Engineer

Submitted by:


Michael Harrison
InterimCity Engineer

Recommended by:


Dwight Kroll, AICP
Director of Planning and
Development Services

RESOLUTION 16-

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CLOVIS APPROVING FINAL SUBDIVISION MAP FOR TRACT NO. 6112

WHEREAS, a final map has been presented to the City Council of the City of Clovis for Tract 6112, by The City of Clovis, a Municipal Corporation, and

WHEREAS, said final tract conforms to the requirements of Chapter 2, Part 2, of Division 4 of the Business and Professions Code and to local ordinances;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Clovis as follows:

1. The final map of Tract 6112, consisting of three (3) sheets, a copy of which is on file with the City Clerk, be and the same is hereby approved.

2. Approval of the Subdivision improvement plans for said tract, consisting of nineteen (19) sheets are being completed by City Staff.

3. The preliminary Engineer's Cost Estimate of development cost of said tract, a copy of which is on file with the City Clerk, be and the same is hereby approved and adopted as the estimated cost of improvements for said subdivision in the sum of \$1,172,185.00.

4. The Subdivision Agreement between the City of Clovis and Subdivider, a copy of which is on file with the City Clerk, in connection with the installation and construction of improvements in said subdivision is hereby approved and adopted, and the City Engineer of the City of Clovis is directed to execute the same.

5. The offer and dedication for public use of the parcels, streets and easements specified on said map are accepted by the City of Clovis and the City Clerk is authorized and directed to execute said subdivision map.

6. This Council finds that the proposed subdivision, together with the provisions for its design and improvement, are consistent with applicable general and specific plans of the City of Clovis.

7. Improvement Security, as provided hereunder and in said Subdivision Agreement, is fixed at one hundred percent (100%) or the sum of \$1,144,000 for guaranteeing specific performance of said agreement and fifty percent (50%) or the sum of \$572,000 for payment of labor and materials furnished by contractors, subcontractors, labormen and materialmen in connection with the improvements required to be made or constructed by said subdivider in conformity with said subdivision map or said agreement.

8. Subdivider shall furnish a bond in the sum of \$114,400 being the amount determined by the City Council of the City as necessary for the guarantee and warranty of the work for a period of one year following the completion and acceptance of the tract against any defective work or labor done, or defective materials furnished. Said bond is required to be furnished prior to acceptance of the tract by the City Council.

* * * * *

The foregoing resolution was introduced and adopted at a regular meeting of the City Council of the City of Clovis held on June 6, 2016, by the following vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

DATED:

Mayor

City Clerk

OWNER'S STATEMENT

THE UNDERSIGNED, BEING ALL PARTIES HAVING ANY RECORD TITLE INTEREST IN THE LAND WITHIN THIS SUBDIVISION, HEREBY CONSENT TO THE PREPARATION AND RECORDATION OF THIS MAP AND OFFER FOR PUBLIC USE THE PARCELS AND EASEMENTS SPECIFIED ON SAID MAP AS INTENDED FOR PUBLIC USE FOR THE PURPOSES SPECIFIED THEREIN.

MC CLOVIS #112, LLC, A CALIFORNIA LIMITED LIABILITY COMPANY

BY [Signature]
JOSHUA ELOF PETERSON, PRESIDENT

ASSEM BROTHERS, LLC, A CALIFORNIA LIMITED LIABILITY COMPANY, AS BENEFICIARY

BY [Signature]
FARID ASSEM, MANAGER

U.S. BANK NATIONAL ASSOCIATION, d/b/a HOUSING CAPITAL COMPANY, AS BENEFICIARY

BY [Signature]
THOMAS G. WALKER, SENIOR VICE PRESIDENT

FRESNO IRRIGATION DISTRICT CERTIFICATION:

A SEPARATE CONSENT TO FINAL MAP PURSUANT TO GOVERNMENT CODE SECTION 86435.1 FOR TRACT MAP NO. 6112, HAS BEEN EXECUTED BY THE FRESNO IRRIGATION DISTRICT, AS RECORDED 2018 AS DOCUMENT NO. 2018- FRESNO COUNTY RECORDS.

NOTARY ACKNOWLEDGMENT:

A NOTARY PUBLIC OR OTHER OFFICER COMPLETING THIS CERTIFICATE VERIFIES ONLY THE IDENTITY OF THE INDIVIDUAL WHO SIGNED THE DOCUMENT TO WHICH THIS CERTIFICATE IS ATTACHED, AND NOT THE TRUTHFULNESS, ACCURACY, OR VALIDITY OF THAT DOCUMENT.

STATE OF CALIFORNIA
COUNTY OF FRESNO

ON May 24, 2016 BEFORE ME, Kerry K. Caldwell, NOTARY PUBLIC PERSONALLY APPEARED Joshua E. Peterson, WHO PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE PERSON(S) WHOSE NAME(S) IS/ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE/SHE/IT/HEY EXECUTED THE SAME IN HIS/HER/THEIR AUTHORIZED CAPACITY(IES), AND THAT BY HIS/HER/THEIR SIGNATURE(S) ON THE INSTRUMENT THE PERSON(S), OR THE ENTITY UPON BEHALF OF WHICH THE PERSON(S) ACTED, EXECUTED THE INSTRUMENT.

I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOING PARAGRAPH IS TRUE AND CORRECT.

WITNESS MY HAND

SIGNATURE Kerry K. Caldwell
NAME Kerry K. Caldwell
COUNTY OF Fresno
MY COMMISSION EXPIRES March 16, 2018
MY COMMISSION NUMBER 2088249

NOTARY ACKNOWLEDGMENT:

A NOTARY PUBLIC OR OTHER OFFICER COMPLETING THIS CERTIFICATE VERIFIES ONLY THE IDENTITY OF THE INDIVIDUAL WHO SIGNED THE DOCUMENT TO WHICH THIS CERTIFICATE IS ATTACHED, AND NOT THE TRUTHFULNESS, ACCURACY, OR VALIDITY OF THAT DOCUMENT.

STATE OF CALIFORNIA
COUNTY OF FRESNO

ON May 24, 2016 BEFORE ME, Rhonda Harold, NOTARY PUBLIC PERSONALLY APPEARED Thomas G. Walker, WHO PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE PERSON(S) WHOSE NAME(S) IS/ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE/SHE/IT/HEY EXECUTED THE SAME IN HIS/HER/THEIR AUTHORIZED CAPACITY(IES), AND THAT BY HIS/HER/THEIR SIGNATURE(S) ON THE INSTRUMENT THE PERSON(S), OR THE ENTITY UPON BEHALF OF WHICH THE PERSON(S) ACTED, EXECUTED THE INSTRUMENT.

I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOING PARAGRAPH IS TRUE AND CORRECT.

WITNESS MY HAND

SIGNATURE Rhonda Harold
NAME Rhonda Harold
COUNTY OF Fresno
MY COMMISSION EXPIRES Oct. 28, 2018
MY COMMISSION NUMBER 2087673

TRACT NO. 6112

BEING A RE-SUBDIVISION OF THE REMAINDER OF PARCEL MAP NO. 2015-003, RECORDED IN BOOK 73 OF PARCEL MAPS, AT PAGES 11 & 12, FRESNO COUNTY RECORDS.

IN THE CITY OF CLOVIS, COUNTY OF FRESNO, STATE OF CALIFORNIA
SURVEYED AND PLATTED IN OCTOBER 2015, BY BRET A. GIANNETTA
CONSISTING OF THREE SHEETS
SHEET ONE OF THREE SHEETS

LEGAL DESCRIPTION

THE REMAINDER AS SHOWN ON OF THAT CERTAIN PARCEL MAP NO. 2015-003, RECORDED IN BOOK 73 OF PARCEL MAPS, AT PAGES 11 AND 12, FRESNO COUNTY RECORDS.

THIS PROPERTY IS SUBJECT TO THE FOLLOWING:

1. THE EFFECT OF AN INSTRUMENT ENTITLED "BEFORE THE BOARD OF DIRECTORS OF THE FRESNO METROPOLITAN FLOOD CONTROL DISTRICT RESOLUTION PROVIDING FOR THE RECORDATION OF A MAP IDENTIFYING AREAS SUBJECT TO PAYMENT OF DRAINAGE FEES AND/OR REQUIREMENTS TO CONSTRUCT PLANNED LOCAL DRAINAGE FACILITIES" EXECUTED BY FRESNO METROPOLITAN FLOOD CONTROL DISTRICT AND CITY OF FRESNO, RECORDED JULY 31, 1989 AS DOCUMENT NO. 85092128, OFFICIAL RECORDS, OFFICIAL RECORDS.
2. FRESNO CANAL AND IRRIGATION COMPANY EASEMENT, RECORDED AUGUST 13, 1873 IN BOOK 4, PAGE 38 OF DEEDS, FRESNO COUNTY RECORDS. (EXACT LOCATION NOT DISCLOSED OF RECORD)
3. FRESNO IRRIGATION DISTRICT RIGHT-OF-WAY FOR BROWN DITCH NO. 113, AS SHOWN ON THE PARCEL MAP NO. 3757, RECORDED IN BOOK 24 OF PARCEL MAPS, AT PAGE 100, FRESNO COUNTY RECORDS. (APPLICABLE EAST 20 FEET BEING GRANTED TO FRESNO IRRIGATION DISTRICT AS A PIPELINE EASEMENT AS SHOWN ON THIS MAP)
4. STATEMENT OF COVENANTS AND CREATION OF LIEN, RECORDED JANUARY 21, 2018 AS DOCUMENT NO. 2018-0008734, FRESNO COUNTY RECORDS.

NOTARY ACKNOWLEDGMENT:

A NOTARY PUBLIC OR OTHER OFFICER COMPLETING THIS CERTIFICATE VERIFIES ONLY THE IDENTITY OF THE INDIVIDUAL WHO SIGNED THE DOCUMENT TO WHICH THIS CERTIFICATE IS ATTACHED, AND NOT THE TRUTHFULNESS, ACCURACY, OR VALIDITY OF THAT DOCUMENT.

STATE OF CALIFORNIA
COUNTY OF FRESNO

ON May 25, 2016 BEFORE ME, Dana C. Chirvy, NOTARY PUBLIC PERSONALLY APPEARED FARID ASSEM, WHO PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE PERSON(S) WHOSE NAME(S) IS/ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE/SHE/IT/HEY EXECUTED THE SAME IN HIS/HER/THEIR AUTHORIZED CAPACITY(IES), AND THAT BY HIS/HER/THEIR SIGNATURE(S) ON THE INSTRUMENT THE PERSON(S), OR THE ENTITY UPON BEHALF OF WHICH THE PERSON(S) ACTED, EXECUTED THE INSTRUMENT.

I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOING PARAGRAPH IS TRUE AND CORRECT.

WITNESS MY HAND

SIGNATURE [Signature]
NAME Dana C. Chirvy
COUNTY OF Fresno
MY COMMISSION EXPIRES May 14, 2019
MY COMMISSION NUMBER 2111477

ENGINEER'S STATEMENT:

THE SURVEY FOR THIS MAP WAS MADE BY ME OR UNDER MY DIRECTION AND IS TRUE AND COMPLETE AS SHOWN.

THIS MAP WAS PREPARED BY ME OR UNDER MY DIRECTION AND IS BASED UPON A FIELD SURVEY IN CONFORMANCE WITH THE REQUIREMENTS OF THE SUBDIVISION MAP ACT AND LOCAL ORDINANCE AT THE REQUEST OF JOSHUA PETERSON ON OCTOBER 1, 2015. I HEREBY STATE THAT ALL THE MONUMENTS ARE OF THE CHARACTER AND OCCUPY THE POSITIONS INDICATED, OR THAT THEY WILL BE SET IN THOSE POSITIONS ON OR BEFORE ONE YEAR OF THE DATE THIS MAP IS RECORDED, OR ANY TIME EXTENSION APPROVED BY THE CITY ENGINEER. THE MONUMENTS ARE, OR WILL BE, SUFFICIENT TO ENABLE THE SURVEY TO BE RETRACED, AND THAT THIS FINAL MAP SUBSTANTIALLY CONFORMS TO THE CONDITIONALLY APPROVED TENTATIVE MAP.

BY [Signature]
BRET A. GIANNETTA, P.L.S. 8177 LIC. EXP. 12/31/16

DATE

CITY ENGINEER'S STATEMENT

I, MICHAEL J. HARRISON, CITY ENGINEER OF THE CITY OF CLOVIS, HEREBY STATE THAT I HAVE EXAMINED THIS MAP, THAT THE SUBDIVISION SHOWN IS SUBSTANTIALLY THE SAME AS IT APPEARED ON THE TENTATIVE MAP, AND ANY APPROVED ALTERATIONS THEREOF, THAT ALL PROVISIONS OF THE SUBDIVISION MAP ACT AND LOCAL ORDINANCES APPLICABLE AT THE TIME OF APPROVAL OF THE TENTATIVE MAP HAVE BEEN COMPLIED WITH, AND THAT I AM SATISFIED THAT THE MAP IS TECHNICALLY CORRECT.

MICHAEL J. HARRISON P.L.S. 8088 EXP. 3/31/18
CITY ENGINEER

DATE

CITY CLERK'S CERTIFICATE

I, JOHN HOLT, DO HEREBY CERTIFY THAT THE COUNCIL OF THE CITY OF CLOVIS BY RESOLUTION ADOPTED ON _____ 2018 APPROVED THE WITHIN MAP AND ACCEPTED SUBJECT TO IMPROVEMENT ON BEHALF OF THE PUBLIC ANY REAL PROPERTY AND EASEMENTS OFFERED FOR DEDICATION FOR PUBLIC USE IN CONFORMITY WITH THE TERMS OF THE OFFER OF DEDICATION.

DATE: _____ BY: JOHN HOLT, CITY CLERK

RECORDER'S CERTIFICATE:

DOCUMENT NO. _____ FEE PAID _____
FILED THIS _____ DAY OF _____ 2016, AT _____ M. BY VOLUME _____ OF PLATS AT PAGES _____ AND _____ FRESNO COUNTY RECORDS, AT THE REQUEST OF BRET A. GIANNETTA

PAUL A. ENOS, C.P.A., FRESNO COUNTY ASSESSOR-RECORDER

BY: DEPUTY

TRACT NO. 6112

BEING A RE-SUBDIVISION OF THE REMAINDER OF PARCEL MAP NO. 2015-003, RECORDED IN BOOK 73 OF PARCEL MAPS, AT PAGES 11 & 12, FRESNO COUNTY RECORDS.

**IN THE CITY OF CLOVIS, COUNTY OF FRESNO, STATE OF CALIFORNIA
SURVEYED AND PLATTED IN OCTOBER 2015, BY BRETT A. GIANNETTA**

**CONSISTING OF THREE SHEETS
SHEET TWO OF THREE SHEETS**

SCALE: 1" = 100'

NOTE:

- SET 3/4" IRON PIPE, 8" DOWN, TAGGED LS B177 AT ALL LOT CORNERS.
- OUTLOT A TO BE DECEDED TO THE OWNER OF PARCEL 1 OF PARCEL MAP NO. 3757.
- OUTLOT C TO BE DECEDED IN FEE TO THE FRESNO IRRIGATION DISTRICT.

THE REAL PROPERTY DESCRIBED BELOW IS DEDICATED IN FEE FOR PUBLIC PURPOSES.

▲ NOW OFFERED FOR PUBLIC STREET AND UTILITY PURPOSES TO THE CITY OF CLOVIS.
OUTLET B NOW OFFERED FOR RECREATIONAL TRAIL PURPOSES FOR PUBLIC USE TO THE CITY OF CLOVIS.

DETAIL C SCALE: 1"=50'

LEGEND:

- ▲ MOVEMENT FOUND AND ACCEPTED AS NOTED
- SET 3/4" IRON PIPE, 20' LONG, 8" DOWN, TAGGED LS B177 OR AS NOTED.
- [] RECORD DATA AS PER THE FINAL MAP OF TRACT NO. 4534A, RECORDED IN VOLUME 54 OF PLATS, AT PAGES 48 AND 49, FRESNO COUNTY RECORDS.
- [] RECORD DATA AS PER PARCEL MAP NO. 2011-003, RECORDED IN BOOK 73 OF PARCEL MAPS, AT PAGES 11 AND 12, FRESNO COUNTY RECORDS.
- < > RECORD DATA AS PER THE FINAL MAP OF TRACT NO. 4774, RECORDED IN VOLUME 61 OF PLATS, AT PAGES 52, 53 AND 54, FRESNO COUNTY RECORDS.
- (E) RECORD DATA AS PER PARCEL MAP NO. 3757, RECORDED IN BOOK 24 OF PARCEL MAPS, AT PAGE 100, FRESNO COUNTY RECORDS.
- | | RECORD DATA AS PER THE AGREEMENT FOR STREET PURPOSES PREVIOUSLY DECEDED TO THE CITY OF CLOVIS, RECORDED FEBRUARY 29, 1958 AS DOC. NO. 9402070, FRESNO COUNTY RECORDS.
- △ PROVISIONALLY GRANTED TO THE CITY OF CLOVIS FOR PUBLIC STREET EASEMENT PURPOSES AS PER ORDER OF EXEMPTION, RECORDED JANUARY 21, 2016, AS DOC. NO. 2016-0006330, FRESNO COUNTY RECORDS.
- △ EXEMPTION FOR STREET PURPOSES PREVIOUSLY DECEDED TO THE CITY OF CLOVIS, RECORDED FEBRUARY 29, 1958 AS DOC. NO. 9402070, FRESNO COUNTY RECORDS.
- △ IRRIGATION PRIORITY EASEMENT PREVIOUSLY GRANTED TO FRESNO IRRIGATION DISTRICT, RECORDED SEPTEMBER 28, 1993 AS DOC. NO. 9011918, FRESNO COUNTY RECORDS.
- △ PREVIOUSLY DECEDED TO THE CITY OF CLOVIS AS PER GRANT DEED, RECORDED OCTOBER 1, 2006 AS DOC. NO. 2006-214054A, FRESNO COUNTY RECORDS.
- △ PREVIOUSLY DECEDED TO THE COUNTY OF FRESNO AS PER GRANT DEED, RECORDED JULY 7, 1980 IN BOOK 7542, PAGE 811 AS DOC. NO. 82203, FRESNO COUNTY RECORDS.
- AAAAA INDICATES RELINQUISHMENT OF DIRECT ACCESS RIGHTS.
- V IRRIGATOR'S EASEMENT PREVIOUSLY GRANTED TO FRESNO IRRIGATION DISTRICT, RECORDED FEBRUARY 17, 2016 AS DOC. NO. 2016-0017624, FRESNO COUNTY RECORDS.
- CALC CALCULATED FROM RECORD DATA.
- F.C.R. FRESNO COUNTY RECORDS.
- L.E. LANDSCAPE EASEMENT NOW OFFERED FOR DEDICATION.
- (R) INDICATES RACIAL BEARING TO CURVE.

TRACT 4534A TRACT NO. 4534A, RECORDED IN VOLUME 54 OF PLATS, AT PAGES 48 AND 49, FRESNO COUNTY RECORDS.

TRACT 4774 TRACT NO. 4774, RECORDED IN VOLUME 61 OF PLATS, AT PAGES 52, 53 AND 54, FRESNO COUNTY RECORDS.

TRACT 4536A TRACT NO. 4536A, RECORDED IN VOLUME 61 OF PLATS, AT PAGES 52 AND 53, FRESNO COUNTY RECORDS.

INDICATES THE LIMITS OF THIS SURVEYSION.

THE REAL PROPERTY DESCRIBED BELOW IS DEDICATED AS AN EASEMENT FOR PUBLIC PURPOSES:

P.U.E. PUBLIC UTILITY EASEMENT NOW OFFERED FOR DEDICATION FOR PUBLIC USE.

MONUMENTS:

- 3/4" IRON PIPE, 1" DOWN, TAGGED REC 3050A, AS BEING THE SOUTHWEST CORNER OF LOT 2 OF TRACT NO. 4534A, AND AS BEING ON THE NORTH LINE OF PARCEL MAP NO. 3757.
- 3/4" IRON PIPE, 1" DOWN, TAGGED REC 3050B, AS BEING THE SOUTHWEST CORNER OF LOT 2 OF TRACT NO. 4534A, AND AS BEING ON THE NORTH LINE OF PARCEL MAP NO. 3757.
- 3/4" IRON PIPE, 1" DOWN, TAGGED REC 3050C, AS BEING THE SOUTHWEST CORNER OF LOT 11 OF TRACT NO. 4534A, AND AS BEING ON THE NORTH LINE OF PARCEL MAP NO. 3757.
- 3/4" IRON PIPE, 1" DOWN, TAGGED REC 3050D, AS BEING THE SOUTHWEST CORNER OF LOT 11 OF TRACT NO. 4534A, AND AS BEING ON THE NORTH LINE OF PARCEL MAP NO. 3757.
- 3/4" IRON PIPE, 1" DOWN, TAGGED REC 1878A, AS BEING THE WESTERLY SOUTHWEST CORNER OF LOT 17 OF TRACT 4774, AND AS BEING ON THE EAST LINE OF THE CARSON AVENUE RIGHT OF WAY.
- 3/4" IRON PIPE, 1" DOWN, TAGGED REC 1878B, AS BEING THE MOST WESTERLY SOUTHWEST CORNER OF LOT 63 OF TRACT 4774, AND AS BEING ON THE EAST LINE OF THE CARSON AVENUE RIGHT OF WAY.
- 3/4" IRON PIPE, 1" DOWN, TAGGED REC 1878C, AS BEING THE NORTHWEST CORNER OF LOT 70 OF TRACT 4774, AND AS BEING ON THE EAST LINE OF THE CARSON AVENUE RIGHT OF WAY.
- 3/4" IRON PIPE, 1" DOWN, TAGGED REC 1878D, AS BEING THE POINT OF REVERSE CURVATURE ON CARSON AVENUE.
- 3/4" IRON PIPE, 1" DOWN, TAGGED REC 1878E, AS BEING THE BEGINNING OF CURVATURE ON THE WEST END OF THE CARSON AVENUE RIGHT OF WAY.

FRESNO COUNTY BRASS CAP MONUMENT, 11.511 WITH AC STAMPED PLS 1878A, AS BEING THE CENTER QUARTER OF SECTION 23, T 13 S, R 21 E, M.D.B.A.M.

THE SOUTH LINE OF THE NORTHWEST QUARTER OF SECTION 22, TOWNSHIP 13 SOUTH, RANGE 21 EAST, MOUNT Diablo BASE AND MERIDIAN, TAKEN AS BEARING NORTH 89°58'32" EAST AS PER THE FINAL MAP OF "TRACT NO. 4563A, RECORDED IN VOLUME 84 OF PLATS, AT PAGES 48 AND 49, FRESNO COUNTY RECORDS.

* MONUMENT FOUND AND ACCEPTED AS NOTED

- 1 SET 3/4" IRON PIPE, 30' LONG, 1" DIA., TAGGED 15 8177, OR AS NOTED.
 () RECORD DATA AS PER THE FIRM, MAP OF PLATS NO. 4583A, RECORDED IN VOLUME 84 OF
 PLATS, AT PAGES 48 AND 49, FRESNO COUNTY RECORDS.
 () RECORD DATA AS PER THE FIRM, MAP OF PLATS NO. 4774, RECORDED IN VOLUME 85 OF PLATS,
 AT PAGES 11 AND 12, FRESNO COUNTY RECORDS.
 < > RECORD DATA AS PER THE FIRM, MAP OF PLATS NO. 4774, RECORDED IN VOLUME 85 OF PLATS,
 AT PAGES 82, 83 AND 84, FRESNO COUNTY RECORDS.
 () RECORD DATA AS PER PARCEL MAP NO. 1757, RECORDED IN BOOK 24 OF PARCEL MAPS, AT
 PAGE 106, FRESNO COUNTY RECORDS.
 () RECORD DATA AS PER THE AGREEMENT FOR STREET PURPOSES PREVIOUSLY DEEDED TO THE CITY
 OF CLONAL, RECORDED FEBRUARY 29, 1986 AS DOC. NO. 00020789, FRESNO COUNTY RECORDS.
 Δ PROXIMATELY GRANTED TO THE CITY OF CLONAL FOR PUBLIC STREET EASEMENT PURPOSES AS PER
 GRANT OF EASEMENT, RECORDED JANUARY 21, 2016, AS DOC. NO. 2016-000533, FRESNO
 COUNTY RECORDS.
 Δ EASEMENT FOR STREET PURPOSES PREVIOUSLY DEEDED TO THE CITY OF CLONAL, RECORDED
 FEBRUARY 29, 1986 AS DOC. NO. 00020789, FRESNO COUNTY RECORDS.
 Δ IRRIGATION PIPELINE EASEMENT PREVIOUSLY GRANTED TO FRESNO IRRIGATION DISTRICT, RECORDED
 SEPTEMBER 20, 1983 AS DOC. NO. 00119104, FRESNO COUNTY RECORDS.
 Δ PROXIMATELY DEEDED TO THE CITY OF CLONAL AS PER GRANT DEED, RECORDED OCTOBER 1, 2006
 AS DOC. NO. 2006-014084, FRESNO COUNTY RECORDS.
 Δ PROXIMATELY DEEDED TO THE COUNTY OF FRESNO AS PER GRANT DEED, RECORDED JULY 7,
 1982 IN BOOK 7542, PAGE 871 AS DOC. NO. 82205, FRESNO COUNTY RECORDS.
 ##### INDICATES RELINQUISHMENT OF DIRECT ACCESS RIGHTS.
 ∇ IRRIGATION EASEMENT PREVIOUSLY GRANTED TO FRESNO IRRIGATION DISTRICT, IN GRANT OF
 FEBRUARY 17, 2016 AS DOC. NO. 2016-001782, FRESNO COUNTY RECORDS.
 CALC. CALCULATED FROM RECORD DATA.
 F.C.R. FRESNO COUNTY RECORDS.
 LE LANDSCAPE EASEMENT NOW OFFERED FOR DONATION.
 (M) INDICATES RACIAL HOUSING TO CURVE.
 TRACT 4583A TRACT NO. 4583A, RECORDED IN VOLUME 84 OF PLATS, AT PAGES 48 AND 49, FRESNO COUNTY
 RECORDS.
 TRACT 4774 TRACT NO. 4774, RECORDED IN VOLUME 85 OF PLATS, AT PAGES 82, 83 AND 84, FRESNO
 COUNTY RECORDS.
 TRACT 4880 TRACT NO. 4880, RECORDED IN VOLUME 85 OF PLATS, AT PAGES 51 AND 53, FRESNO COUNTY
 RECORDS.
 () INDICATES THE LIMITS OF THIS SURVEY.

PUBLIC UTILITY EASEMENT NOW OFFERED FOR DEDICATION FOR PUBLIC USE.

2/4" IRON PIPE, 1" DOWN, TAGGED RICE 30501, AS BEING THE SOUTHWEST CORNER OF LOT 2 OF TRACT NO. 4353A, AND AS BEING ON THE NORTH LINE OF PARCEL MAP NO. 3757.

3/4" IRON PIPE, 1" DOWN, TAGGED RICE 30501, AS BEING THE SOUTHWEST CORNER OF LOT 2 OF TRACT NO. 4353A, AND AS BEING 60' NORTH OF THE NORTH END OF PARCEL MAP NO. 3757.

3/4" IRON PIPE, 1" DOWN, TAGGED RICE 30501, AS BEING THE SOUTHWEST CORNER OF LOT 11 OF TRACT NO. 4353A, AND AS BEING ON THE NORTH LINE OF PARCEL MAP NO. 3757.

3/4" IRON PIPE, 1" DOWN, TAGGED RICE 30501, AS BEING THE SOUTHWEST CORNER OF LOT 17 OF TRACT NO. 4353A, AND AS BEING ON THE NORTH LINE OF PARCEL MAP NO. 3757.

3/4" IRON PIPE, 4" DOWN, TAGGED RICE 32272, AS BEING THE NORTHWEST CORNER OF LOT 44 OF TRACT NO. 4353A, AND AS BEING 3' EAST OF THE EAST LINE OF THE CARSON AVENUE RIGHT OF WAY.

3/4" IRON PIPE, 3" DOWN, TAGGED RICE 19785, AS BEING THE NORTHWEST CORNER OF LOT 1 OF TRACT 4774, AND AS BEING 0.12 WEST OF THE EAST END OF THE CARSON AVENUE RIGHT OF WAY, AND AS BEING 231' SOUTH OF THE SOUTH LINE OF TRACT NO. 4353A.

3/4" IRON PIPE, 3" DOWN, TAGGED RICE 19785, AS BEING THE WEST END OF THE MOST WESTERLY SOUTHWEST CORNER OF LOT 17 OF TRACT 4774, AND AS BEING ON THE EAST LINE OF THE CARSON AVENUE RIGHT OF WAY.

3/4" IRON PIPE, 8" DOWN, TAGGED RICE 19789, AS BEING THE MOST WESTERLY NORTHWEST CORNER OF LOT 80 OF TRACT 4774, AND AS BEING ON THE EAST LINE OF THE CARSON AVENUE RIGHT OF WAY.

3/4" IRON PIPE, 3" DOWN, TAGGED RICE 19789, AS BEING THE NORTHWEST CORNER OF LOT 70 OF TRACT 4774, AND AS BEING ON THE EAST LINE OF THE CARSON AVENUE RIGHT OF WAY.

3/4" IRON PIPE, 3" DOWN, TAGGED RICE 19789, AS BEING THE POINT OF BEGINNING OF CURVE 104 ON CARSON AVENUE.

3/4" IRON PIPE, 3" DOWN, TAGGED RICE 19789, AS BEING THE BEGINNING OF CURVE 104 ON THE WEST SIDE OF CARSON AVENUE.

TRACT NO. 6112

BEING A RE-SUBDIVISION OF THE REMAINDER OF PARCEL MAP NO. 2015-003, RECORDED IN
BOOK 73 OF PARCEL MAPS, AT PAGES 11 & 12, FRESNO COUNTY RECORDS.

IN THE CITY OF CLOVIS, COUNTY OF FRESNO, STATE OF CALIFORNIA
SURVEYED AND PLATTED IN OCTOBER 2015, BY BRET A. GIANNETTA

CONSISTING OF THREE SHEETS
SHEET THREE OF THREE SHEETS

LINE	DIRECTION	DISTANCE
L1	N 89°37'00" E	20.00
L2	N 00°06'30" W	14.90
L3	N 00°06'30" W	14.90
L4	N 00°06'30" W	14.90
L5	N 00°06'30" W	14.90
L6	N 00°06'30" W	14.90
L7	N 00°06'30" W	14.90
L8	N 00°06'30" W	14.90
L9	N 00°06'30" W	14.90
L10	N 00°06'30" W	14.90
L11	N 00°06'30" W	14.90
L12	N 00°06'30" W	14.90
L13	N 00°06'30" W	14.90
L14	N 00°06'30" W	14.90
L15	N 00°06'30" W	14.90
L16	N 00°06'30" W	14.90
L17	N 00°06'30" W	14.90
L18	N 00°06'30" W	14.90
L19	N 00°06'30" W	14.90
L20	N 00°06'30" W	14.90
L21	N 00°06'30" W	14.90
L22	N 00°06'30" W	14.90
L23	N 00°06'30" W	14.90
L24	N 00°06'30" W	14.90
L25	N 00°06'30" W	14.90
L26	N 00°06'30" W	14.90
L27	N 00°06'30" W	14.90
L28	N 00°06'30" W	14.90
L29	N 00°06'30" W	14.90
L30	N 00°06'30" W	14.90
L31	N 00°06'30" W	14.90
L32	N 00°06'30" W	14.90
L33	N 00°06'30" W	14.90
L34	N 00°06'30" W	14.90
L35	N 00°06'30" W	14.90

RADIUS	DIRECTION
R1	S 71°56'00" W
R2	N 71°56'00" E
R3	S 81°24'00" W
R4	N 81°24'00" E
R5	S 81°24'00" W
R6	N 81°24'00" E
R7	S 81°24'00" W
R8	N 81°24'00" E
R9	S 81°24'00" W
R10	N 81°24'00" E
R11	S 81°24'00" W
R12	N 81°24'00" E
R13	S 81°24'00" W
R14	N 81°24'00" E
R15	S 81°24'00" W
R16	N 81°24'00" E
R17	S 81°24'00" W
R18	N 81°24'00" E
R19	S 81°24'00" W
R20	N 81°24'00" E
R21	S 81°24'00" W
R22	N 81°24'00" E
R23	S 81°24'00" W
R24	N 81°24'00" E
R25	S 81°24'00" W
R26	N 81°24'00" E
R27	S 81°24'00" W
R28	N 81°24'00" E
R29	S 81°24'00" W
R30	N 81°24'00" E
R31	S 81°24'00" W
R32	N 81°24'00" E
R33	S 81°24'00" W
R34	N 81°24'00" E

CURVE	DELTA	RADIUS	LENGTH
C1	44°30'00"	50.00	40.48
C2	18°00'00"	50.00	15.71
C3	11°30'00"	400.00	82.63
C4	11°30'00"	250.00	51.64
C5	12°11'33"	250.00	51.19
C6	11°30'00"	375.00	77.47
C7	00°11'33"	375.00	2.30
C8	11°28'11"	375.00	75.00
C9	11°30'00"	425.00	87.79
C10	00°22'33"	425.00	41.12
C11	00°11'33"	425.00	48.87
C12	12°11'33"	225.00	43.81
C13	02°28'30"	225.00	9.72
C14	05°42'33"	225.00	36.15
C15	12°11'33"	275.00	56.51
C16	00°39'11"	275.00	3.13
C17	00°11'33"	275.00	43.79
C18	01°34'52"	275.00	7.59
C19	18°00'45"	50.00	15.71
C20	11°14'44"	50.00	103.76
C21	14°44'45"	50.00	22.46
C22	47°26'12"	50.00	42.86
C23	41°41'43"	50.00	30.84
C24	18°00'48"	50.00	15.72
C25	05°49'36"	50.00	4.65
C26	12°20'12"	50.00	10.77
C27	21°11'01"	50.00	18.63
C28	128°21'53"	50.00	113.41
C29	35°41'53"	50.00	23.37
C30	55°03'34"	50.00	58.61
C31	18°00'51"	50.00	15.72
C32	11°12'43"	50.00	106.35

CURVE	DELTA	RADIUS	LENGTH
C33	48°43'28"	50.00	42.41
C34	40°43'26"	50.00	42.41
C35	25°55'43"	50.00	23.53
C36	11°21'54"	50.00	8.97
C37	18°00'51"	50.00	15.72
C38	125°58'22"	50.00	114.33
C39	01°15'35"	50.00	1.14
C40	48°25'20"	50.00	43.85
C41	48°25'22"	50.00	43.85
C42	27°52'07"	50.00	25.79
C43	21°02'58"	50.00	18.58
C44	17°51'35"	50.00	15.87
C45	11°05'20"	50.00	9.83
C46	28°52'25"	50.00	24.40
C47	51°30'22"	50.00	46.72
C48	31°42'45"	50.00	28.78
C49	15°55'50"	50.00	12.18
C50	21°02'22"	330.00	191.18
C51	01°02'12"	1330.00	191.18
C52	08°24'34"	330.00	58.14
C53	06°41'22"	330.00	50.00
C54	21°02'22"	330.00	208.21
C55	02°44'55"	570.00	7.54
C56	09°48'10"	570.00	57.73
C57	06°02'14"	570.00	62.04
C58	06°02'02"	570.00	62.04
C59	02°25'03"	570.00	4.13
C60	02°04'15"	225.00	8.13
C61	04°07'10"	275.00	18.77



AGENDA ITEM NO:

CCF9

City Manager:

[Signature]

- CITY OF CLOVIS - REPORT TO THE CITY COUNCIL

TO: Mayor and City Council

FROM: Planning and Development Services

DATE: June 6, 2016

SUBJECT: Approval – Res. 16-_____, Annexation of Proposed Tract 6105, located northeast of Pollasky and Sierra Avenues, to the Landscape Maintenance District No. 1 of The City of Clovis (Reagan K. Bauer & Janet L. Bauer)

ATTACHMENTS: Res. 16-_____

CONFLICT OF INTEREST

None

RECOMMENDATION

For the City Council to approve Res. 16-_____, that will annex proposed Tract 6105, which is located at the northeast corner of Pollasky and Sierra Avenues, to the Landscape Maintenance District No. 1 of the City of Clovis.

EXECUTIVE SUMMARY

The owners, Reagan K. Bauer and Janet L. Bauer, acting as the subdividers, have requested to be annexed to the Landscape Maintenance District No. 1 of the City of Clovis as set forth by the Conditions of Approval for Tract 6105.

BACKGROUND

Reagan K. Bauer and Janet L. Bauer, the developers of Tract 6105, have executed a covenant that this development be annexed to the City of Clovis LMD No. 1. An executed copy can be provided on request. Council formed the original District on July

15, 1985, for the purpose of funding the maintenance of landscaped areas and parks. Each annexation to the District has a separate assessment so that the cost of landscape maintenance of this landscaped area will be borne entirely by the benefit area that includes this tract.

Under the provisions of the Landscaping and Lighting Act of 1972, and in accordance with Article XIII C and Article XIII D of Proposition 218, all the owners of property proposed for annexation have provided a written request and consent to annexation, and have executed a covenant (petition) indicating acceptance of the annual assessment.

FISCAL IMPACT

This project will add landscaping to the Landscape Maintenance District No. 1 of the City of Clovis shown as follows:

	<u>Tract 6105</u>	<u>Year to Date</u>
LMD Landscaping added:	0.0 acres	10.939 acres
Resource needs added:	0.018 person	1.094 person

The resource needs estimate is based on 1 person per 10 acres of landscaped area.

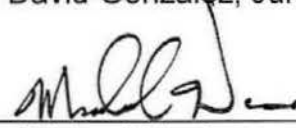
REASON FOR RECOMMENDATION

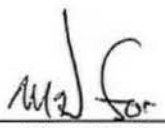
The property owners for the subject tract have requested annexation into the City of Clovis LMD No. 1.

ACTIONS FOLLOWING APPROVAL

Tract 6105 shall become a part of City of Clovis LMD No. 1 and will be assessed next year for maintenance costs.

Prepared by: David Gonzalez, Junior Engineer

Submitted by: 
Michael Harrison
City Engineer

Recommended by: 
Dwight Kroll, AICP
Director of Planning
and Development
Services

RESOLUTION 16-

A RESOLUTION OF THE COUNCIL OF THE CITY OF CLOVIS, CALIFORNIA, APPROVING ANNEXATION TO LANDSCAPING MAINTENANCE DISTRICT NO. 1 OF THE CITY OF CLOVIS

WHEREAS, City of Clovis Landscape Maintenance District No. 1 ("District") was formed by Resolution No. 85-78, adopted July 15, 1985, pursuant to Part 2 of Division 15 of the Streets and Highways Code (Landscape and Lighting Act of 1972), herein the "Act"; and

WHEREAS, all of the owners of property proposed to be annexed to the District consisting of proposed Tract No. 6105, as described in Exhibit "A" attached hereto and incorporated herein by reference, have consented to said annexation and such annexation may be ordered without notice and hearing or filing of engineer's report, or both.

NOW, THEREFORE, IT IS RESOLVED AND ORDERED, as follows:

1. That the public interest and convenience require that certain property described in Exhibit "A" attached hereto and by reference incorporated herein be annexed into Landscape Maintenance District No. 1 of the City of Clovis for the maintenance and servicing of landscaping facilities.

2. The City Clerk shall receive and file the maps showing the boundaries of the areas annexed as set forth in Exhibit "A" which boundaries shall be used for assessment proceedings until and unless a change of organization is approved pursuant to the Act.

* * * * *

The foregoing resolution was introduced and adopted at a regular meeting of the City Council of the City of Clovis held on June 6, 2016, by the following vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

DATED:

Mayor

City Clerk

Exhibit "A"

LOTS 1 THROUGH 11, INCLUSIVE, OF TRACT NO. 6105, RECORDED IN VOLUME
____ OF PLATS AT PAGES ____ THROUGH ____, FRESNO COUNTY
RECORDS.



AGENDA ITEM NO: CCF10

City Manager: PA

- CITY OF CLOVIS - REPORT TO THE CITY COUNCIL

TO: Mayor and City Council

FROM: Planning and Development Services

DATE: June 6, 2016

SUBJECT: Approval – Res. 16-_____, Final Map for Tract 6105, located northeast of Pollasky and Sierra Avenues (Reagan K. Bauer & Janet L. Bauer)

ATTACHMENTS: Res. 16-_____

(A) Copy of Final Map

CONFLICT OF INTEREST

None

RECOMMENDATION

For the City Council to approve Res. 16-_____, which will:

1. Accept the offer of dedication of street and public utility easements within 6105, and;
2. Authorize recording of the final map.

EXECUTIVE SUMMARY

The owners, Reagan K. Bauer and Janet L. Bauer, acting as the subdividers, have submitted a final map. The improvement plans are currently being processed for final approval. The improvements to be installed include curb, gutter, sidewalk, street paving, sanitary sewers, and water mains. The subject tract is located at the northeast corner of Pollasky and Sierra Avenues. It contains 2.64 acres and consists of 11 units, zoned R-1 (Medium Density Residential).

FISCAL IMPACT

The subdivider will be installing curb, gutter, sidewalk, street paving, sanitary sewers, and water mains, which will be perpetually maintained by the City of Clovis.

REASON FOR RECOMMENDATION

The subdivider has met all conditions of the tentative map. The developers are Reagan K. Bauer and Janet L. Bauer and improvement plans are being processed by City staff. The development fees have since been paid or deferred in accordance with Municipal Code.

ACTIONS FOLLOWING APPROVAL

The final map will be filed with the Fresno County Recorder's office for recording.

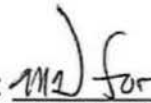
Prepared by: David Gonzalez, Junior Engineer

Submitted by:



Michael Harrison
City Engineer

Recommended by:



Dwight Kroll, AICP
Director of Planning and
Development Services

RESOLUTION 16-

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CLOVIS APPROVING FINAL SUBDIVISION MAP FOR TRACT NO. 6105

WHEREAS, a final map has been presented to the City Council of the City of Clovis for Tract 6105, by The City of Clovis, a Municipal Corporation, and

WHEREAS, said final tract conforms to the requirements of Chapter 2, Part 2, of Division 4 of the Business and Professions Code and to local ordinances;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Clovis as follows:

1. The final map of Tract 6105, consisting of two (2) sheets, a copy of which is on file with the City Clerk, be and the same is hereby approved.
2. Approval of the Subdivision improvement plans for said tract, consisting of multiple sheets are being completed by City Staff.
3. The preliminary Engineer's Cost Estimate of development cost of said tract, a copy of which is on file with the City Clerk, be and the same is hereby approved and adopted as the estimated cost of improvements for said subdivision in the sum of \$73,499.50.
4. The offer and dedication for public use of the parcels, streets and easements specified on said map are accepted by the City of Clovis and the City Clerk is authorized and directed to execute said subdivision map.
5. This Council finds that the proposed subdivision, together with the provisions for its design and improvement, are consistent with applicable general and specific plans of the City of Clovis.

6. Improvement Security, as provided hereunder and in said Subdivision Agreement, is fixed at one hundred and ten percent (110%) or the sum of \$80,300.00 for guaranteeing specific performance of said agreement and for payment of labor and materials furnished by contractors, subcontractors, labormen and materialmen in connection with the improvements required to be made or constructed by said subdivider in conformity with said subdivision map or said agreement.

7. Subdivider shall furnish a bond in the sum of \$8030.00 being the amount determined by the City Council of the City as necessary for the guarantee and warranty of the work for a period of one year following the completion and acceptance of the tract against any defective work or labor done, or defective materials furnished. Said bond is required to be furnished prior to acceptance of the tract by the City Council.

* * * * *

The foregoing resolution was introduced and adopted at a regular meeting of the City Council of the City of Clovis held on June 6, 2016, by the following vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

DATED:

Mayor

City Clerk

MAP OF TRACT NO. 6105

SHEET ONE OF TWO SHEETS
IN THE CITY OF CLOVIS,
COUNTY OF FRESNO, STATE OF CALIFORNIA

PREPARED BY

MCPHEETERS & ASSOCIATES

1486 TOLLHOUSE ROAD, SUITE 107, CLOVIS, CALIFORNIA, (559) 299-9098
www.mcpheeters.com

OWNER'S STATEMENT

THE UNDERSIGNED, BEING ALL PARTIES HAVING ANY RECORD TITLE INTEREST IN THE LAND WITHIN THIS SUBDIVISION, HEREBY CONSENT IN THE PREPARATION AND RECORDATION OF THIS MAP AND OFFER FOR DEDICATION FOR PUBLIC USE THE PARCELS AND EASEMENTS SPECIFIED ON SAID MAP AS INTENDED FOR PUBLIC USE FOR THE PURPOSES STATED THEREON.

REAGAN K. BAUER AND JANET L. BAUER REVOCABLE FAMILY TRUST

REAGAN K. BAUER, TRUSTEE

JANET L. BAUER, TRUSTEE

NOTARY ACKNOWLEDGMENT

A NOTARY PUBLIC OR OTHER OFFICER COMPLETING THIS CERTIFICATE VERIFIES ONLY THE IDENTITY OF THE INDIVIDUAL WHO SIGNED THE DOCUMENT TO WHICH THIS CERTIFICATE IS ATTACHED, AND NOT THE TRUTHFULNESS, ACCURACY, OR VALIDITY OF THAT DOCUMENT.

STATE OF CALIFORNIA } s.s.
COUNTY OF FRESNO }

ON _____, BEFORE ME,

NOTARY PUBLIC, PERSONALLY APPEARED,

WHO PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE PERSON(S) WHOSE NAME(S) IS/ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE/SHE/IT/HEY EXECUTED THE SAME IN HIS/HER/THEIR AUTHORIZED CAPACITIES, AND THAT BY HIS/HER/THEIR SIGNATURE(S) ON THE INSTRUMENT THE PERSON(S), OR THE ENTITY UPON BEHALF OF WHICH THE PERSON(S) ACTED, EXECUTED THE INSTRUMENT.

I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOING PARAGRAPH IS TRUE AND CORRECT.

WITNESS MY HAND.

NAME _____ COUNTY OF _____

MY COMMISSION EXPIRES _____ COMMISSION NUMBER _____

CITY CLERK'S CERTIFICATE

I, JOHN HOLT, DO HEREBY CERTIFY THAT THE COUNCIL OF THE CITY OF CLOVIS BY RESOLUTION ADOPTED ON _____, 2016 APPROVED THE WITHIN MAP AND ACCEPTED SUBJECT TO IMPROVEMENTS ON BEHALF OF THE PUBLIC ANY REAL PROPERTY AND EASEMENTS OFFERED FOR DEDICATION FOR PUBLIC USE IN CONFORMITY WITH THE TERMS OF THE OFFER OF DEDICATION.

JOHN HOLT
CITY CLERK OF THE CITY OF CLOVIS

DATE

THIS PROPERTY IS SUBJECT TO THE FOLLOWING:

- THE EFFECT OF AN INSTRUMENT ENTITLED "BEFORE THE BOARD OF DIRECTORS OF THE FRESNO METROPOLITAN FLOOD CONTROL DISTRICT RESOLUTION PROVIDING FOR THE RECORDATION OF A MAP IDENTIFYING AREAS SUBJECT TO PAYMENT OF DRAINAGE FEES AND FOR REQUIREMENTS TO CONSTRUCT PLANNED LOCAL DRAINAGE FACILITIES", RECORDED JULY 31, 1995 AS DOCUMENT NO. 95092128, OFFICIAL RECORDS FRESNO COUNTY.
- AN EASEMENT FOR THE RIGHT OF WAY FOR A PUBLIC ROAD AND INCIDENTAL PURPOSES IN THE DOCUMENT RECORDED JANUARY 9, 1911 IN VOLUME 345 OF DEEDS AT PAGE 249, FRESNO COUNTY RECORDS.
- AN EASEMENT FOR THE RIGHT OF WAY FOR A PUBLIC ROAD AND INCIDENTAL PURPOSES IN THE DOCUMENT RECORDED APRIL 13, 1954 IN BOOK 3431 AT PAGE 470, OFFICIAL RECORDS FRESNO COUNTY.
- AN EASEMENT FOR ALLEY AND PUBLIC UTILITY PURPOSES AND INCIDENTAL PURPOSES IN THE DOCUMENT RECORDED APRIL 13, 1954 IN BOOK 3431 AT PAGE 472, OFFICIAL RECORDS FRESNO COUNTY.

LEGAL DESCRIPTION

ALL THAT PORTION OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 5, TOWNSHIP 13 SOUTH, RANGE 21 EAST, M.D.M., IN THE CITY OF CLOVIS, COUNTY OF FRESNO, STATE OF CALIFORNIA, AS PER THE OFFICIAL PLAT THEREOF, LYING SOUTHWESTERLY OF THE SOUTHWESTERLY RIGHT OF WAY LINE OF THE SOUTHERN PACIFIC RAILROAD COMPANY, DESCRIBE AS FOLLOWS:

COMMENCING AT A POINT ON THE SOUTH LINE OF SAID NORTHEAST QUARTER, 552.41 FEET WEST OF THE SOUTHWEST CORNER OF THE NORTHEAST QUARTER OF SAID SECTION, THENCE NORTH 180 FEET TO A POINT; THENCE ALONG A CURVE TO THE LEFT, HAVING A RADIUS OF 331.41 FEET, AN ARC DISTANCE OF 306.33 FEET TO A POINT; THENCE NORTH 87°43'30" EAST, 128.07 FEET TO A POINT ON THE SOUTHWESTERLY RIGHT OF WAY LINE OF THE SOUTHERN PACIFIC RAILROAD COMPANY; THENCE SOUTHEASTERLY ALONG THE SAID RIGHT OF WAY LINE AS FOLLOWS SOUTH 43°17'30" EAST, 60.57 FEET TO A POINT; THENCE ON A COMPOUND CURVE TO THE RIGHT AS FOLLOWS: AN ARC DISTANCE OF 28.74 FEET HAVING A RADIUS OF 5878.60 FEET, AN ARC DISTANCE OF 28.48 FEET, HAVING A RADIUS OF 2811.82 FEET, AN ARC DISTANCE OF 28.21 FEET HAVING A RADIUS OF 1858.91 FEET, AN ARC DISTANCE OF 39.13 FEET HAVING A RADIUS OF 1382.47 FEET TO A POINT ON THE SOUTH LINE OF THE NORTHEAST QUARTER OF SAID SECTION; THENCE WEST ALONG SAID SOUTH LINE, A DISTANCE OF 359.73 FEET, A LITTLE MORE OR LESS, TO THE POINT OF COMMENCEMENT.

TOGETHER WITH

COMMENCING AT the Southeast Corner of the Northeast Quarter of said Section 5, thence North 89°59'06" West along the South Line of the Northeast Quarter of said Section 5, a distance of 552.31 feet to the Southwest Corner of the property deeded to Reagan K. Bauer and Janet Bauer recorded May 2, 2014 as Document No. 2014-0049535; thence North 00°00'21" West along the West Line of said property, a distance of 60.00 feet to the Northwest Corner of the Right of Way described in the deed to the City of Clovis recorded April 13, 1954 as Instrument No. 23149 in Book 3431 at page 470, Official Records Fresno County, being the TRUE POINT OF BEGINNING; thence continuing North 00°00'21" West along the Easterly Line of Polokay Avenue offered for dedication on the Map of Tract No. 1307 Fourth View, recorded in Volume 18 of Plats at page 88, Fresno County Records, a distance of 120.01 feet to a point on a non-tangent curve concave to the Southwest having a radius 321.41 feet and from which point a radial line bears North 89°59'06" East, thence North along said 321.41 foot radius curve through a central angle of 34°37'49" and an arc length of 200.31 feet to the Southeasterly Corner of Lot 54 as shown on said map of Tract No. 1307; thence South 53°37'48" West along the extension of the Southeasterly Line of said Lot 54, a distance of 10.01 feet to a point on a 321.41 foot radius curve concave to the Southwest from which point a radial line bears North 55°17'15" East, thence parallel with and 10.00 feet distant from the Easterly Line of said Polokay Avenue, along said curve to the right having a radius of 320.41 feet, a central angle of 34°42'03" and an arc length of 184.68 feet; thence South 00°00'21" East, a distance of 120.01 feet to a point lying 60.00 feet north of the South Line of said Northeast Quarter; thence South 89°59'06" East, a distance of 10.00 feet to the Point of Beginning.

ALSO TOGETHER WITH

COMMENCING AT the Southeast Corner of the Northeast Quarter of said Section 5, thence North 89°59'06" West along the South Line of the Northeast Quarter of said Section 5, a distance of 552.31 feet to the Southwest Corner of the property deeded to Reagan K. Bauer and Janet Bauer recorded May 2, 2014 as Document No. 2014-0049535; thence North 00°00'21" West along the West Line of said property, a distance of 60.00 feet to the Northwest Corner of the Right of Way described in the deed to the City of Clovis recorded April 13, 1954 as Instrument No. 23149 in Book 3431 at page 470, Official Records Fresno County, being the TRUE POINT OF BEGINNING; thence continuing North 00°00'21" West along the Easterly Line of Polokay Avenue offered for dedication on the Map of Tract No. 1307 Fourth View, recorded in Volume 18 of Plats at page 88, Fresno County Records, a distance of 120.01 feet to a point on a non-tangent curve concave to the Southwest having a radius 321.41 feet and from which point a radial line bears North 89°59'06" East, thence North along said 321.41 foot radius curve through a central angle of 34°37'49" and an arc length of 200.31 feet to the Southeasterly Corner of Lot 54 as shown on said map of Tract No. 1307; thence South 53°37'48" West along the extension of the Southeasterly Line of said Lot 54, a distance of 10.01 feet to a point on a 321.41 foot radius curve concave to the Southwest from which point a radial line bears North 55°17'15" East, thence parallel with and 10.00 feet distant from the Easterly Line of said Polokay Avenue, along said curve to the right having a radius of 320.41 feet, a central angle of 34°42'03" and an arc length of 184.68 feet; thence South 00°00'21" East, a distance of 120.01 feet to a point lying 60.00 feet north of the South Line of said Northeast Quarter; thence South 89°59'06" East, a distance of 10.00 feet to the Point of Beginning.

EXCEPTING THEREFROM

COMMENCING AT the Southeast Corner of the Northeast Quarter of said Section 5, thence North 89°59'06" West along the South Line of the Northeast Quarter of said Section 5, a distance of 552.31 feet to the Southwest Corner of the property deeded to Reagan K. Bauer and Janet Bauer recorded May 2, 2014 as Document No. 2014-0049535; thence North 00°00'21" West along the West Line of said property, a distance of 60.00 feet to the Northwest Corner of the Right of Way described in the deed to the City of Clovis recorded April 13, 1954 as Instrument No. 23149 in Book 3431 at page 470, Official Records Fresno County, being the TRUE POINT OF BEGINNING; thence continuing North 00°00'21" West along the Easterly Line of Polokay Avenue offered for dedication on the Map of Tract No. 1307 Fourth View, recorded in Volume 18 of Plats at page 88, Fresno County Records, a distance of 120.01 feet to a point on a non-tangent curve concave to the Southwest having a radius 321.41 feet and from which point a radial line bears North 89°59'06" East, thence North along said 321.41 foot radius curve through a central angle of 34°37'49" and an arc length of 200.31 feet to the Southeasterly Corner of Lot 54 as shown on said map of Tract No. 1307; thence South 53°37'48" West along the extension of the Southeasterly Line of said Lot 54, a distance of 10.01 feet to a point on a 321.41 foot radius curve concave to the Southwest from which point a radial line bears North 55°17'15" East, thence parallel with and 10.00 feet distant from the Easterly Line of said Polokay Avenue, along said curve to the right having a radius of 320.41 feet, a central angle of 34°42'03" and an arc length of 184.68 feet; thence South 00°00'21" East, a distance of 120.01 feet to a point lying 60.00 feet north of the South Line of said Northeast Quarter; thence South 89°59'06" East, a distance of 10.00 feet to the Point of Beginning.

SURVEYOR'S STATEMENT

THIS MAP WAS PREPARED BY ME OR UNDER MY DIRECTION AND IS BASED UPON A FIELD SURVEY IN CONFORMANCE WITH THE REQUIREMENTS OF THE SUBDIVISION MAP ACT AND LOCAL ORDINANCES AT THE REQUEST OF THE REAGAN K. BAUER AND JANET L. BAUER REVOCABLE LIVING TRUST. IN JANUARY OF 2015, I HEREBY STATE THAT THIS MAP SUBSTANTIALLY CONFORMS TO THE APPROVED OR CONDITIONALLY APPROVED TENTATIVE MAP, IF ANY, AND THAT THE MONUMENTS ARE OF THE CHARACTER AND IN THE LOCATIONS SHOWN HEREON OR WILL BE SET IN THE LOCATIONS SHOWN HEREON WITHIN ONE YEAR OF ANY APPROVED EXTENSION THEREOF, AND THAT SAID MONUMENTS ARE SUFFICIENT TO ENABLE THE SURVEY TO BE RETRACED.

KATRINA M. OLSEN P.L.S. 7058

DATE

CITY ENGINEER'S STATEMENT

I, MICHAEL J. HARRISON, CITY ENGINEER OF THE CITY OF CLOVIS, HEREBY STATE THAT I HAVE EXAMINED THIS MAP, THAT THE SUBDIVISION SHOWN IS SUBSTANTIALLY THE SAME AS IT APPEARED ON THE TENTATIVE MAP, AND ANY APPROVED ALTERATIONS THEREOF, THAT ALL PROVISIONS OF THE SUBDIVISION MAP ACT AND OF ANY LOCAL ORDINANCES APPLICABLE AT TIME OF APPROVAL OF THE TENTATIVE MAP HAVE BEEN COMPLIED WITH, AND THAT I AM SATISFIED THAT THE MAP IS TECHNICALLY CORRECT.

MICHAEL J. HARRISON, P.L.S. 8088
CITY ENGINEER

DATE

RECORDER'S CERTIFICATE

DOCUMENT NO. _____

FILED THIS _____ DAY OF _____, 2016, AT _____, CA.

IN VOLUME _____ OF PLATS, AT PAGES _____, FRESNO

COUNTY RECORDS, AT THE REQUEST OF FIRST AMERICAN TITLE COMPANY.

FILED _____

PAUL DICTOS, C.P.A.
COUNTY RECORDER

BY: _____
DEPUTY



MCPHEETERS & ASSOCIATES
1486 TOLLHOUSE ROAD, SUITE 107
CLOVIS, CA 93611
(559) 299-9098
www.mcpheeters.com

14153 TRACT MAPS
8-1-2018

MAP OF TRACT NO. 6105

SHEET TWO OF TWO SHEETS
IN THE CITY OF CLOVIS,
COUNTY OF FRESNO, STATE OF CALIFORNIA

PREPARED BY
MCPHEETERS & ASSOCIATES
1485 TOLLHOUSE ROAD, SUITE 107, CLOVIS, CALIFORNIA, (559) 299-9098
www.mcpheeters.com

CURVE DATA TABLE

NO.	RADIUS	ARC LENGTH	DELTA
(1)	R=321.41'	L=48.32'	Δ=8°36'50"
(2)	R=321.41'	L=44.63'	Δ=7°57'20"
(3)	R=321.41'	L=50.30'	Δ=8°58'38"
(4)	R=321.41'	L=51.35'	Δ=9°09'15"
(5)	R=399.23'	L=57.48'	Δ=8°14'57"
(6)	R=399.23'	L=63.02'	Δ=9°02'39"
(7)	R=399.23'	L=4.44'	Δ=0°38'14"
(8)	R=5679.60'	L=29.74'	Δ=0°18'00"
(9)	R=2814.82'	L=29.48'	Δ=0°36'00"
(10)	R=1859.91'	L=29.21'	Δ=0°54'00"
(11)	R=1909.91'	L=30.00'	Δ=0°54'00"
(12)	R=2864.82'	L=30.00'	Δ=0°36'00"
(13)	R=5729.60'	L=30.00'	Δ=0°18'00"

RECORD

(R=5679.60' R1)	(L=29.74' R1)
(R=2814.82' R1)	(L=29.48' R1)
(R=1859.91' R1)	(L=29.21' R1)
(R=1859.91' R1)	(L=29.21' R1)

LEGEND

- MONUMENT FOUND AND ACCEPTED AS NOTED.
- CALC. CALCULATED FROM RECORD SOURCE INDICATED.
- (R1) RECORD DATA PER MAP OF TRACT 1307, Foothill View, RECORDED IN VOLUME 16 OF PLATS AT PAGE 86, FRESNO COUNTY RECORDS.
- (R2) RECORD DATA PER RECORD OF SURVEY MAP RECORDED IN BOOK 33 OF RECORD OF SURVEYS AT PAGE 61, FRESNO COUNTY RECORDS.
- INDICATES LIMITS OF SUBDIVISION.
- INDICATES EASEMENT LINES.

THE REAL PROPERTY DESCRIBED BELOW IS DEDICATED AS AN EASEMENT FOR PUBLIC PURPOSES:

PUE TO THE CITY OF CLOVIS FOR PUBLIC UTILITY EASEMENT PURPOSES.

NOTE

SET 3/4" X 30" IP, TAGGED LS 7058, DOWN 6", AT ALL LOT CORNERS, ANGLE POINTS AND THE BEGINNING AND END OF CURVES UNLESS NOTED OTHERWISE.

BASIS OF BEARINGS

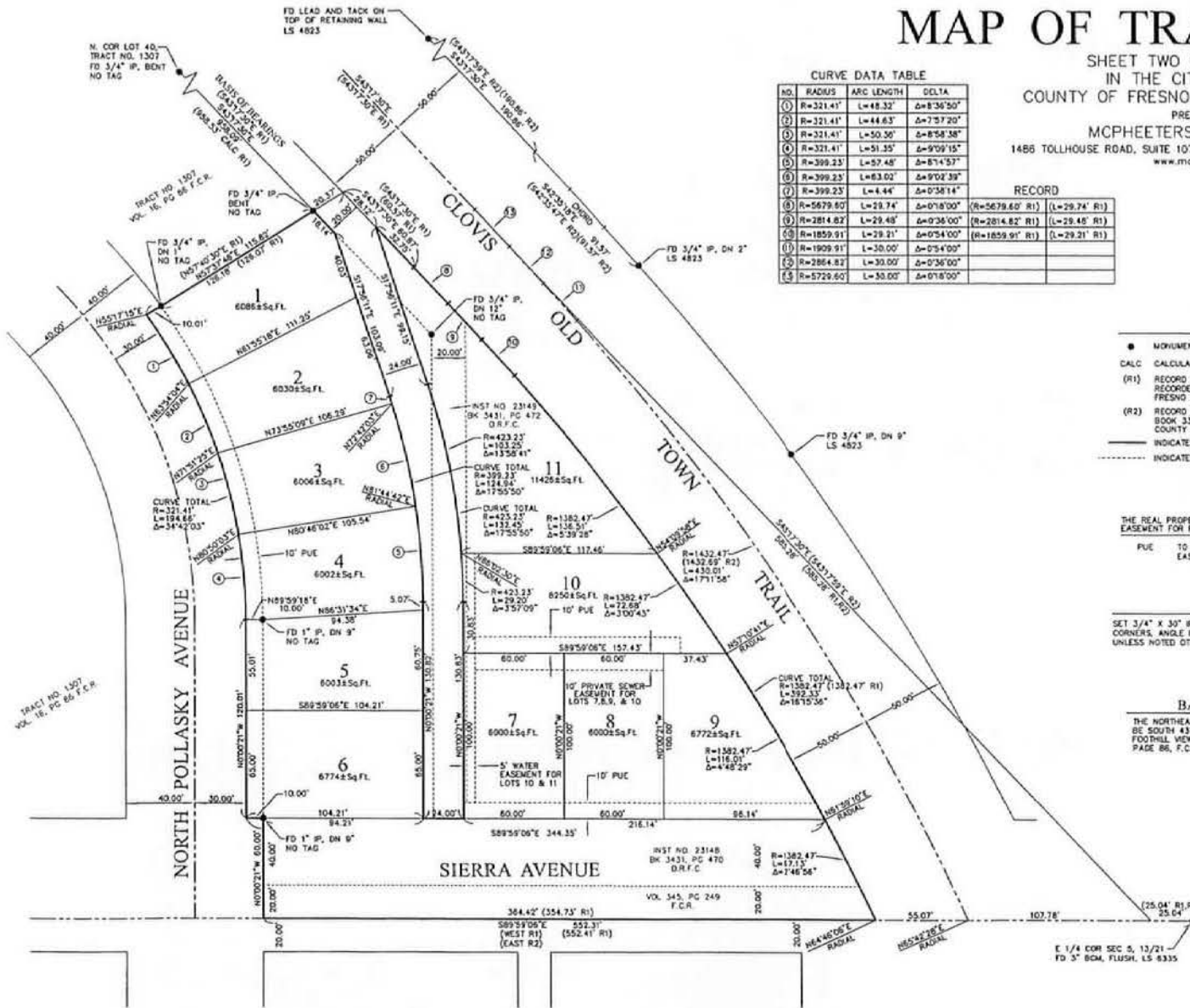
THE NORTHEAST LINE OF LOTS 40 THROUGH 54, TAKEN TO BE SOUTH 43°17'30" EAST AS SHOWN ON TRACT NO. 1307 Foothill View RECORDED IN VOLUME 16 OF PLATS AT PAGE 86, F.C.R.



SCALE 1" = 40'
0 20 40 80

MCPHEETERS & ASSOCIATES
1485 TOLLHOUSE ROAD, SUITE 107
CLOVIS, CA 93611
(559) 299-9098
www.mcpheeters.com

114153 TRACT MAPING
4-11-2018





AGENDA ITEM NO: **CC-61**

City Manager: *pm*

- CITY OF CLOVIS - REPORT TO THE CITY COUNCIL

TO: Mayor and City Council
FROM: Police Department
DATE: June 6, 2016
SUBJECT: Monthly Report to Council, April 2016

CONFLICT OF INTEREST

None

RECOMMENDATION

Receive and file April 2016 Police Department Monthly Report to City Council.

EXECUTIVE SUMMARY

The Police Department provides monthly updates to City Council Members on department activities.

BACKGROUND

The Police Department Monthly Report contains statistical data along with timely articles.

Clovis Police Department

Monthly Report to Council, April 2016

CLOVIS POLICE OFFICER/STAFF ACCOMPLISHMENTS

FBI Crime Index Statistics for April

Homicide	0	Burglary	25
Vehicle Theft	27	Forcible Rape	6
Robbery	5	Larceny Theft	217
Arson	1	Aggravated Assault	11

Clovis Police Department Statistics for April:

Calls for Service: Public: 4,411 Officer Initiated: 3,019 Total: 7,430

(Average Calls for Service per Day: 247.66)

Arrests: Adults: 353 Juveniles: 37 Total: 390

Traffic Accidents: Fatal: 2 Injury: 15 Non-Injury: 55 DUI: 8 Hit & Run: 23

DUI Arrests: 36 Traffic Cites: 393 Parking Cites: 104

Municipal Citations: 131 Priority One Response Time: 3.52 min.

Citizen Surveys of Service: Feb. Mar. April

(Above average or excellent) **100% 100% 100%**

Volunteer Hours for April (@ \$22.14 per hour)

Volunteers: 73 Hours Served: 1050.4 Total Savings: \$23,255.86

Explorer Hours for April (@ \$11.50 per hour):

Explorers: 24 Hours Served: 703.3 Hours Served Total Savings: \$8,087.95



- For all those who drove the Clovis Police vehicles in the Rodeo Parade, Congratulations! The Rodeo Association Judges awarded the entire Police Department entry "First Place" in the Specialized Vehicle — Motorized Vehicle Division. Cpl. John Weaver congratulated our volunteers and let them know that not only did our department earn a plaque, but also \$100 for the winning entry.

- Congratulations to Ty Wood on his second place award at the Government Social media

Conference! Ty won the "Top Social Media Advocate in Government" award at this national conference. Sgt. Munro asks that you tell him congrats and thank you for all of his work and dedication with our Social Media program. Jim Munro says Clovis PD is becoming very well known because of Ty and the great work you all do everyday!



- Clovis East High School Students Learned from **"Every 15 Minutes."** Clovis Police, CHP, Clovis Firefighters the Fresno County Coroner's Office and Skylife participated in the program as every 15 minutes a class lost a student. The "Every 15 Minutes" program gives students a real-life experience without the real-life risks on how drinking and driving can impact their lives and the lives of others.

- The Miss Winkles Pet Adoption Center hosted a "Bark Bash" on Saturday, May 7th from 10:00 a.m. to 1 p.m. at the Sierra Meadows Park adjacent to the Miss Winkles Pet Adoption Center.



- The Clovis Police Explorer Post sent a competition team of 8 Explorers to the annual Central Valley Law Enforcement Competition in Tulare. They received 1st place in Written Exam, 2nd place in CSI, 3rd place in CNT and Shooting Skills and 5th place in Hazardous Response. Congratulations to the team!



AGENDA ITEM NO: CC-G-2
City Manager: ms

- CITY OF CLOVIS - REPORT TO THE CITY COUNCIL

TO: Mayor and City Council

FROM: Fire Department

DATE: June 6, 2016

SUBJECT: Receive and File – Fire Department 2015 Annual Report.

ATTACHMENTS: Fire Department 2015 Annual Report

CONFLICT OF INTEREST

None

RECOMMENDATION

Receive and File the Fire Department 2015 Annual Report.

EXECUTIVE SUMMARY

See the attached report.

BACKGROUND

See the attached report.

FISCAL IMPACT

None

REASON FOR RECOMMENDATION

Fire annual report of Clovis Fire Department activity for 2015.

ACTIONS FOLLOWING APPROVAL

Receive and File.

Prepared by: Micheal Despain, Fire Chief

Submitted by: Micheal Despain, Fire Chief

Clovis Fire Department

ANNUAL REPORT

2015



CLOVIS
CALIFORNIA



CITY OFFICIALS

Nathan Magsig, Mayor

Bob Whalen, Mayor Pro Tem

Harry Armstrong, Council Member

Lynne Ashbeck, Council Member

Jose Flores, Council Member

Rob Woolley, City Manager

John Holt, Assistant City Manager/City Clerk

Andrew Haussler, Deputy City Manager

COMMAND STAFF

Micheal Despain, Fire Chief

John Binaski, Deputy Chief

Jim Damico, Battalion Chief

Jason Ralls, Battalion Chief

Richard Cadigan, Battalion Chief

Chad Fitzgerald, Life Safety Manager

PREPARED BY

Melinda Feist, Principal Office Assistant

Carol Guthrie, Principal Office Assistant

Katie Krahn, Office Assistant



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MESSAGE FROM THE CHIEF

The Annual Report is our way of communicating to our personnel, our elected officials, our cooperating fire agencies and, most importantly, our customers, the quantity and quality of service we provided during the prior year. The report is also a valuable historic record of our activities and accomplishments for future reference and comparison.

Our intent is to provide an executive summary of accomplishments up front to address key areas that might be of most interest to the taxpayer and elected officials. As you progress through the report, additional detail is added to help address key areas that will be of more interest to our neighboring fire agencies as well as fire agencies throughout the region and the State.

We have many great accomplishments to report and one of the primary reasons for such success is teamwork. Teamwork between the firefighters, city staff, our elected officials and, most importantly, our community members.



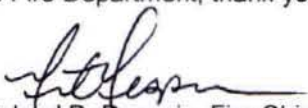
Accomplishments for 2015:

- ♦ Almost all response time categories saw measureable improvement, even in light of a 6% increase in call volume and population.
- ♦ Survival rates for patients suffering a heart attack improved from **9% to 40%** in part due to improved response times and CPR techniques by emergency responders and bystanders.
- ♦ Modified our Code 3 response protocols to improve unit availability for higher priority calls and lower our risk of accidents and injuries on lower priority calls.
- ♦ Assisted with an unprecedented amount of mutual aid support to State and Federal agencies due to the increased frequency and magnitude of wildland fires.
- ♦ Completed an update to the fire department Strategic Plan.
- ♦ Continued to see a lowering of our Workers' Compensation Claims Costs. Costs have **dropped 75%** since 2013.
- ♦ Reduced our "cost per capita" of providing service to **13% below** that of our comparable cities, while still improving service levels.
- ♦ Completed a number of capital investment projects that will save on ongoing operating expenses for many years into the future.
- ♦ Maintained a citizen satisfaction rating of 98%.

Challenges for 2016:

- ♦ Recruit, hire and train new firefighters in time for the higher service demand period of June to November 2016.
- ♦ Negotiate a new Advanced Life Support/Transport performance contract for the Exclusive Operating Area to improve ALS service to areas of the city south of Shaw Avenue.
- ♦ Coordinate the sale of Old Fire Station 1 and the transfer of logistical support functions to the Training Center.
- ♦ Negotiate a public/private partnership agreement with Pacific Gas & Electric for shared use of the Training Center.
- ♦ Maintain response time performance in the Loma Vista growth area (South of Bullard/East of Locan) and the existing area serviced by Station 4 (West of Locan).

On behalf of the men and women of the Clovis Fire Department, thank you for your support as we do our best to serve the community.


Micheal D. Despain, Fire Chief



MEASURING PERFORMANCE

The Clovis Fire Department recognizes that service to the community is sometimes difficult to measure and that the value of the services we provide must excel in contrast to the cost of operating. The Department relies on a number of data sources and indicators to measure performance. The following list of performance measures are only a sample of the high level indicators used to determine effectiveness and efficiency in a number of service delivery areas including emergency response. The data shows that the Department is meeting or exceeding our goals in all categories.

EMERGENCY RESPONSE SERVICE LEVEL GOALS

2015 PERFORMANCE

Response Goal 1: First Unit Arrival—Total Response Time - Fire
= 6 Minutes & 30 Seconds at 90%, and not less than 70%

89.3%



Response Goal 2: First Unit Arrival—Total Response Time - EMS
= 6 Minutes & 10 Seconds at 90%, and not less than 70%

90.9%



Response Goal 3: First Unit Arrival —Total Response Time - MVA/Rescue
= 6 Minutes & 30 Seconds at 90%, and not less than 70%

92.1%



Response Goal 4: Effective Response Force (16 to 19 firefighters)- Fire
= 10 Minutes & 30 Seconds at 90%, and not less than 70%

91.3%



SUPPORT ACTIVITIES SERVICE GOALS

2015 PERFORMANCE

Support Goal 1: Cost/Per Capita (Annual Budget÷Population Served– Revenue)
= **Below \$133** (City Comparison: Chico, Davis, Lodi, Manteca, Merced, Roseville, Turlock, Visalia = \$148 minus \$15 for estimated revenue)

\$112

Support Goal 2: Insurance Services Office Rating
= **Class 3 or Better** (Class 2 or 1)

Class 2

Support Goal 3: Property Loss
= **Keep property loss due to fire below 5-year average (\$2.4 Million)**

\$1.3 Million



FIRE DEPARTMENT ADMINISTRATION

ADMINISTRATION

MEASURING PERFORMANCE

SUPPORT ACTIVITIES SERVICE GOALS

2015 PERFORMANCE

Support Goal 4: Citizen Satisfaction Survey Score
= 90% or Better

98%

Support Goal 5: Firefighter Injury Rate
Less than 16 Reportable Injuries

13

Support Goal 6: Total Injury Claim Costs
= \$200,000 or Lower

\$55,520

Support Goal 7: Accreditation Status Through CPSE
= Maintain

Maintained

FIRE AND LIFE SAFETY BUREAU GOALS

2015 PERFORMANCE

Fire and Life Safety Goal 1:
= Return 100% of all fire protection system plans for permit issuance within 10 days of submittal and building plans for permit issuance within 10 days of submittal and provide inspections

Completed at
90%

Fire and Life Safety Goal 2:
= Ensure all plan checks are completed within 10 days 90% of the time.

Completed at
90%

Fire and Life Safety Goal 3:
= Approve 75% of projects within three (3) plan checks

Completed at
90%

Fire and Life Safety Goal 4:
= Investigate 100% of all fires reported

Completed at
100%

Fire and Life Safety Goal 5:
= Clear 90% of all fire investigation cases within 1 Year

Completed at
92%



COST OF SERVICE

How Much Does it Cost for Effective and Efficient Service

Throughout the City of Clovis, there is a shared recognition that one of the strengths of our City is the continuous effort to balance exceptional service levels against the cost for that service. Measuring effectiveness versus efficiency can be accomplished in a variety of ways. For example here are some interesting facts regarding the Clovis Fire Department as compared to industry standards and our usual eight (8) comparable cities:

- the Clovis Fire Department has some of the best response times;
- the City of Clovis has one of the lowest property/dollars lost due to fire;
- the Clovis Fire Department runs more calls for service per year and protects a larger population than average;
- the Clovis Fire Department has fewer personnel than average; and
- the Clovis Fire Department has a 98% citizen approval rate.

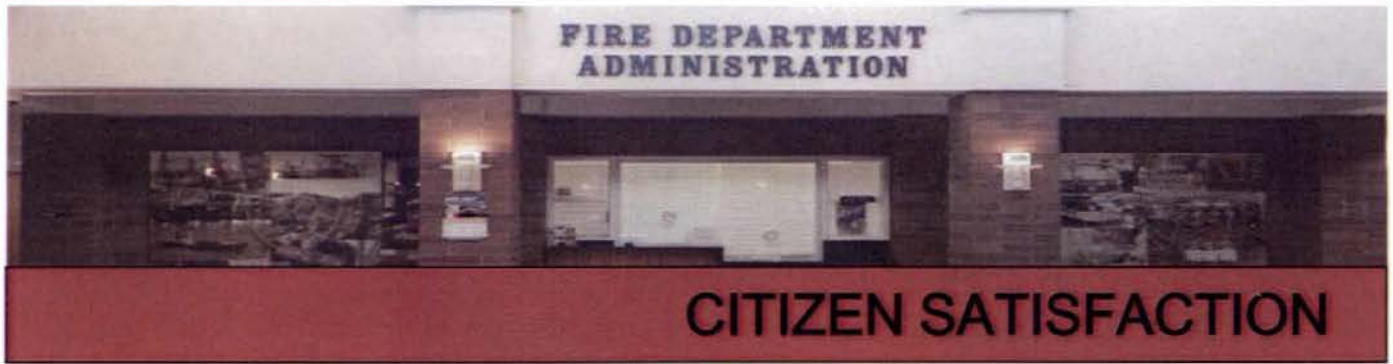
On their own, these facts show that our personnel are highly effective at their jobs. It would be reasonable to think that this level of service requires a larger than average budget, yet when compared to the per capita costs of the National Average and a Regional Average (8 comparable cities), the Clovis Fire Department is considerably more efficient.

National Average	Regional Average	Clovis Fire Department
\$163	\$133	\$112 (FY15/16)

So, what does a citizen get for \$112 per year?

- improved odds of survivability and quality of life due to sudden cardiac arrest, stroke, traumatic injury or other medical emergency;
- improved chance of surviving a fire and reduced fire loss in a home or business;
- a better than average chance of containing the fire to the room of origin and not being displaced for an extended period of time;
- a highly responsive hazard abatement program to protect your property and "quality of life" in your neighborhood;
- an improved rate on the 'fire' portion of your property insurance;
- a higher than average level of fire safety education for your children due to our safety programs within the local elementary schools; and
- a 100% chance that you will be treated with respect and professionalism by the men and women of the Clovis Fire Department.

(City Comparison: Chico, Davis, Lodi, Manteca, Merced, Roseville, Turlock, Visalia = \$148 minus \$15 for estimated revenue)



Customer service is a cornerstone of our organization. To ensure the services we provide are meeting the needs of our citizens, we provide customer satisfaction surveys to a random number of service recipients each day. The results are tabulated and tracked month by month. Our goal is to maintain a rating above 90%. **For 2015 our rating was 98%.**

Richard says, "he can't express the relief he feels each time the fire team arrives. The way they take control of his needs and listening to his concerns is most comforting. He is also impressed with their response only being minutes." Thank you all!!!

The crew sent to our house couldn't have been more calm, caring and professional. We were stressed but they were reassuring and wonderful. The Junior Firefighter stickers were a nice touch too.

I thank God for your agency! I believe in my spirit that you look at me as a human being. And you took care of me in order to get me to the care of the hospital.

The awesomeness of our emergency responders is one of the main reasons we live in Clovis California. Thank you very much :)

We were totally impressed with the response to our 911 call. The team that responded were professional, yet caring in their handling of our emergency. Thanks.

As an elderly widow, I feel very secure knowing help is a phone call away and I'm in the hands of very competent and caring professionals.





OPERATIONS

OVERVIEW

The Operations Division is responsible for delivering emergency services to those citizens who live, work and visit the City of Clovis. The Operations Division responds to all calls for emergency services, including incidents involving fires, emergency medical services, technical rescue and the release of hazardous materials. Mutual/Auto Aid responses are provided to surrounding fire departments via agreements. The Clovis Fire Department is staffed 24 hours per day 365 days per year. This is accomplished by a three shift schedule (A, B, C) spread amongst five fire stations strategically located throughout the City to provide the best service possible to the community. Each shift is comprised of 1 Battalion Chief, 5 Captains, 5 Engineers and 7 Firefighters.



2015 COMPLETED STRATEGIC GOALS

During 2015, the Clovis Fire Department completed several strategic goals in the area of improving firefighter health and safety. The Department saw a significant reduction in reported injuries, which will hopefully assist with the goal of reducing the costs for workers' compensation. All personnel were issued additional Personal Protective Equipment to reduce the potential of contamination from smoke byproducts, that have been shown to cause cancer. The Department provided additional training in risk management and the initial strategies to reduce risk on the fire ground. Lastly, after the completed evaluation of the Departments' facilities and fleet, improvements were made to existing facilities and station security.



OPERATIONS

60 W. 9th Street
March 22, 2015



- March 22, 2015 structure fire at 60 W. 9th Street, Clovis fire units arrived on scene to find a six-unit single story multi-family apartment. The fire was contained to the attic space above two units. As a result of meeting NFPA 1710 response times and quick action by fire crews, only the residents in two units were displaced.

Fire loss estimated at \$102,000

- September 13, 2015 structure fire at 850 San Jose. This fire was located in a single-story commercial warehouse with multiple tenants. This building was an unsprinklered building, but because of the good work by Clovis firefighters, the fire was contained to only one unit. This again highlights the importance of fire sprinklers and good fire prevention practices.

Fire loss estimated at \$120,000



Beverly Single Family Residence
September 13, 2015

- September 13, 2015 structure fire at 1415 Beverly. This fire occurred while Clovis Fire personnel were still completing extinguishing efforts at the fire above. This fire occurred in a single-family residence with 2 patients suffering burns. Significant damage to the garage and interior of the structure.

Fire loss estimated at \$195,000

SIGNIFICANT EVENTS

After reviewing fire incidents for 2015, fires in unsprinklered structures, still one of the biggest threats for significant fire loss and the potential for injuries of occupants.



HAZARDOUS MATERIALS

The Hazardous Materials Response Team (HMRT) is a 12-person team developed from fire department personnel that are highly specialized and trained in order to provide a high level of technical service to the community. Within the City of Clovis, reside many businesses that use or distribute very dangerous and toxic chemicals. These chemicals are transported throughout the City of Clovis on a daily basis, and therefore, travel throughout our roadways in placarded or unmarked transportation vehicles. The HMRT is not only trained to handle leaks and spills of known chemicals, but also handle the improper disposal and dumping of unknown materials. The HMRT trains with local businesses and other responding agencies on a regular basis preparing for the possibility of both large and small scale emergencies.

In 2015 the Hazardous Materials Unit (HM40) Team is primarily used for identifying substances that are improperly disposed of during the City's annual curbside drop off. This program, on average, generates three to five calls per year for the fire department. On occasion, these incidents require a complete hazardous materials response. During annual training for 2015, each team member completed over 40 hours of refresher training and the HMRT maintains a Type 1 Certification through the California Office of Emergency Services (OES).

Urban Search and Rescue (USAR) is a multi-hazard discipline, as it may be used for a variety of emergencies or disasters, requiring advanced rescue techniques. The Clovis Urban Search and Rescue team meets the standard for Type I USAR operational level. This Team represents the minimum capability to conduct safe and effective search and rescue operations at structural collapse incidents involving the collapse or failure of heavy floor, pre-cast concrete and steel frame construction.

USAR

The Clovis USAR Team is also capable of conducting high angle rope rescue, confined space rescue, swift water rescue, trench rescue and mass transportation rescue. During 2015, members responded to numerous motor vehicle accident calls where their training in vehicle extrication and stabilization were utilized.

In 2015, the Clovis USAR team performed over 400 hours training in all areas of specialized rescue operations. In addition, a new USAR apparatus has been ordered and should arrive in early 2017. This will replace a vehicle that was built in the 1970's.



TRAINING

The Clovis Fire Department's Training Division is responsible for entry-level training and job-specific continuing education. Various regulations, mandates and consensus standards are utilized to develop training curricula in order to maintain compliance with:



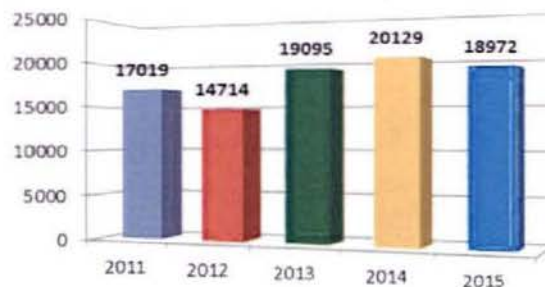
911 Memorial at the National Fire Academy in Emmitsburg, MD. These bronze statues are 20 feet tall.

- National Fire Protection Association
- CAL-OSHA
- National Incident Management System
- Central California Emergency Medical Services Agency
- Insurance Services Office
- California Incident Command Certification System
- California Vehicle Code
- California State Fire Marshal's Office
- International Society of Fire Service Instructors

TOTAL TRAINING FOR 2015 - 18,972 Hours

An average of 333 hours of training per employee was completed for 2015. State and national standards require a minimum of 240 hours. Additional responsibilities include promotional testing, managing the Training Center and regional training with local emergency service partners.

2011 ~ 2015 Training Hours



In recent years the Training Division has developed topic-specific training cadres that specialized in specific skills and competencies. Members of the training cadres, referred to as subject matter experts (SME's), support the Training Division in developing training that meets industry standards and mandates. The SME's have refined their focus and routinely collaborate with other industry experts from around the state to bring back the most current and relevant training to the Clovis Fire Department. Frequently these cadres collaborate with other regional partners to maximize the efficiency of curriculum delivery.



TRAINING



Clovis firefighters receiving hands-on training in modern fire attack practices.

Refresher Training (required for minimum qualifications)

Live Fire Training – Members of the Live Fire Cadre attended Train-the-Trainer workshops throughout California and delivered updated training utilizing NIST & UL to all personnel.

Emergency Medical Technician – In addition to the required subjects, Pit Crew CPR has been rolled out to all members. EMT and CPR renewal has also been completed.

OES and Single Resource Refresher Training – Two workshops taught that meet the CICCIS and NWCG requirements for supervision and deployment of resources for mutual aid. Some recent case studies, check-in procedures, and equipment needs were also reviewed.

Training Program Management NFA – The Training Officer attended a two-week course at NFA that encompassed various practices for training program management.

Utility Safety Workshop – 1.5 hour refresher training taught by PG&E. Topics reviewed were gas and electrical safety at emergency scenes. CAL-OSHA mandate.

High Rise Training – Multiple sessions that encompassed high-rise specific fire command, fire attack, hose handling, water delivery, RIC, lobby, staging and base management. Each member participated in over 12 hours of training.

Wildland Fire – All personnel completed mandated training relevant to wildfire tactics, strategies and general safety procedures. Mandated by OES, NWCG, CICCIS, FIREScope annually.

RIC Refresher Exercise - Deployment, command and control of the Mayday in the old UMC basement. A 3.5-hour class with various interagency partners. This training addresses various standards: OSHA 29CFR 1910 & 1926, NFPA 1500, 1710, 1407, IAFF, IAFC, CSFM.

Harassment Prevention & Risk Management – Guest speaker Gordon Graham delivered mandated training for supervisors (AB 1825 compliant) and provided some fundamental risk management practices.



Clovis firefighters participating in annual wild-fire training, extending hose lines to extinguish vegetation.



Course Delivery

The Training Division facilitates and/or delivers recognized courses that satisfy requirements for core competencies. In addition to required refresher training, 132 hours of recognized courses were offered for the professional development of all fire personnel in 2015.

ICS 300 – Training division taught State Fire Training (SFT) certified course that included pre-course material and online learning. Curriculum encompasses intermediate ICS, setting incident objectives, etc.

Prevention 1 - Fulfills prevention requirements for the company officer certification tract. 40-hour course taught by Code Compliance Officer Rick Fultz.

S203 Public Information Officer – Interagency class hosted by Clovis, taught by CAL FIRE.

Check-in/ Status Recorder – 16-hour interagency class hosted by Clovis, taught by CAL FIRE.

Command 1B – Taught by Training Division personnel and several company officers. 40-hour SFT course that meets requirements for Company Officer certification.

Training Center

The facility continues to see an increase in use from numerous agencies. Additional props have been added to deliver refresher training to fire department personnel; therefore, enhancing our ability to train in a realistic manner in a safe environment. Cost sharing for the project included the California Training Officer's Association.

Training Symposium: Each year in November, the Training Officer's Training Symposium uses the Clovis Fire Department Training Center, providing vital training that meets State and National standards. Annually, firefighters from across the country converge to attend the Training Symposium.

A Clovis Engine is supplying water to Fresno and CAL FIRE at the mandated training led by our wildfire SME's.

Annual wildland firefighter training is delivered in collaboration with CalFire and Fresno Fire Department's Training Divisions.



Clovis and other regional partners participating in High-Rise training developed in collaboration with our SME's. The scenario included a fire on the 9th floor of the Helm Building.

The training also included procedures for rescuing a downed firefighter, known as a MAYDAY.





RESPONSE STATISTICS

2015 Call Volume By Type

<u>Incident Type</u>	<u>2013</u>	<u>2014</u>	<u>2015</u>	<u>3-Year Average</u>
Emergency Medical	5,471	5,881	6,185	5,845
Good Intent/Service Call	2,292	2,235	2,406	2,311
Fire	369	373	388	376
Hazardous Materials/Condition	153	155	195	167
Rescues & Vehicle Accidents	408	461	518	462
False Alarm & False Call	612	514	560	562
TOTAL	9,305	9,619	10,252	9,725

There were 10,252 calls for service within the City of Clovis in 2015. This does not account for the calls where the Department assisted other agencies (see chart below); however, it does include incidents where other agencies came in to assist. The total number of calls were slightly lower than 2014 and slightly lower than the three-year average. This drop in call volume is partly due to the improvements made through our prevention and public education efforts. Less calls for service equate to lower risk and costs to the City, and lower risk of fire, injury and economic loss to the community.

Mutual Aid Incidents

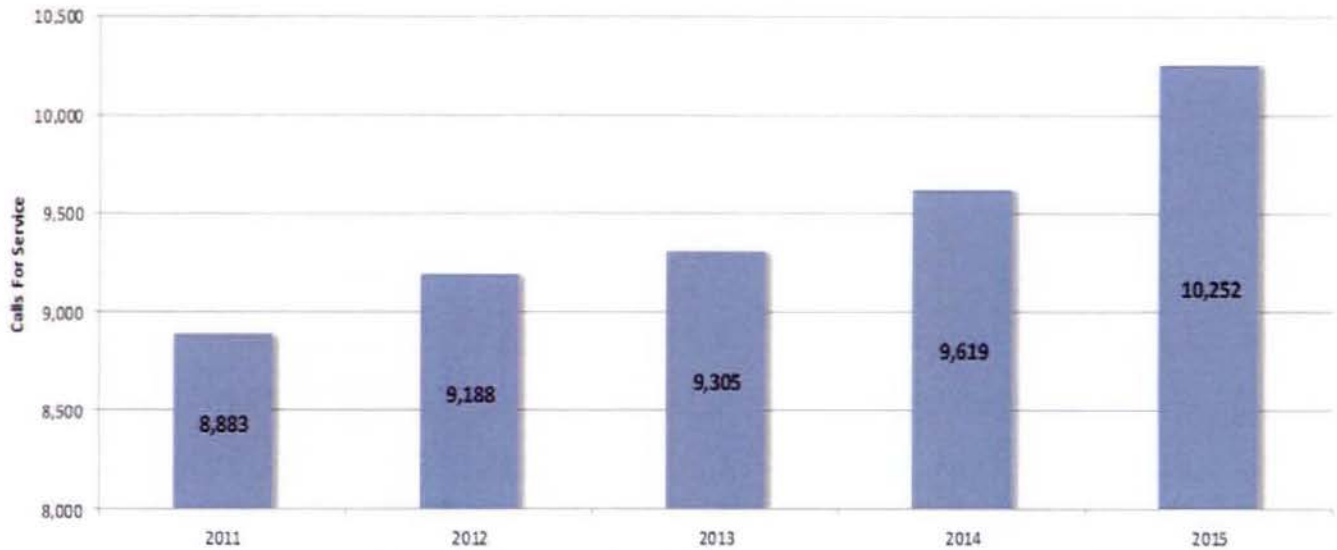
	<u>2013</u>	<u>2014</u>	<u>2015</u>	<u>3-Year Average</u>
Fresno County - Received	17	270	295	194
Fresno County - Provided	65	305	335	235
Fresno City - Received	395	300	271	322
Fresno City - Provided	709	735	808	750
OES - Provided	8	19	30	19

In December 2013, the City of Clovis entered into a new Auto Aid Agreement with the Fresno County Fire Protection District. As a result, the ratio of calls exchanged with Fresno County Fire increased significantly in 2014, but well within our anticipated range. Also significant was the increase in the number of requests for statewide mutual aid (OES).



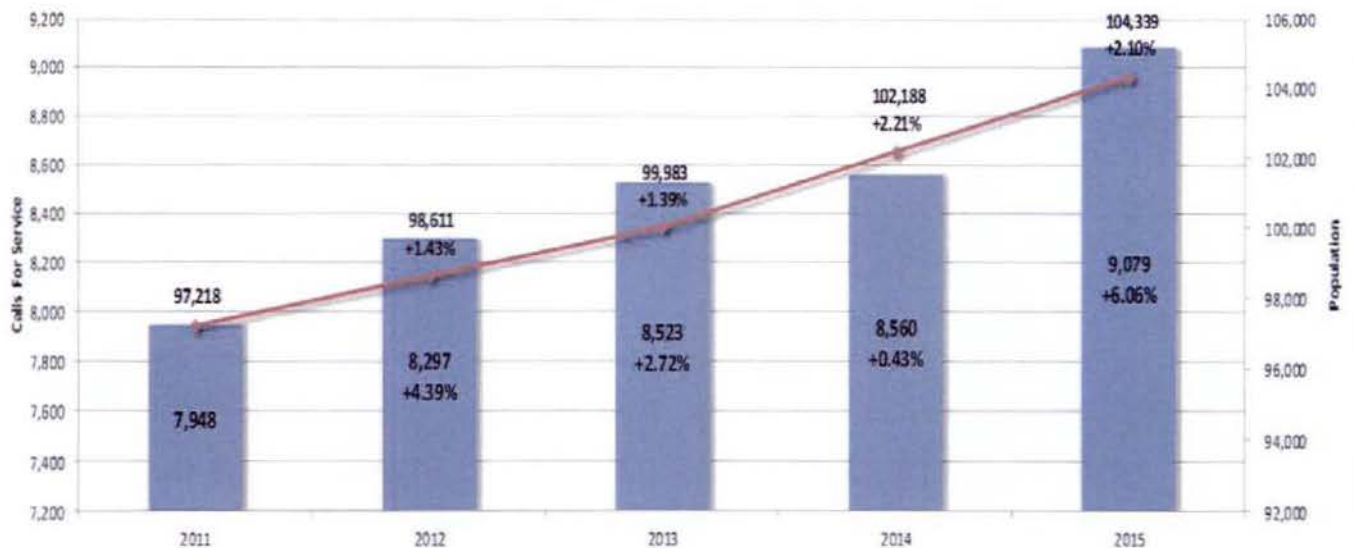
RESPONSE STATISTICS

CFD Calls For Service by Year



The chart above reflects call volume for the Clovis Fire Department. These calls include automatic aid responses into Fresno City and Fresno County. Call volume growth within this context can be affected as green space is annexed into the City or by unit availability as local automatic aid partners resources are stretched thin within their own boundaries.

Calls Within City Limits

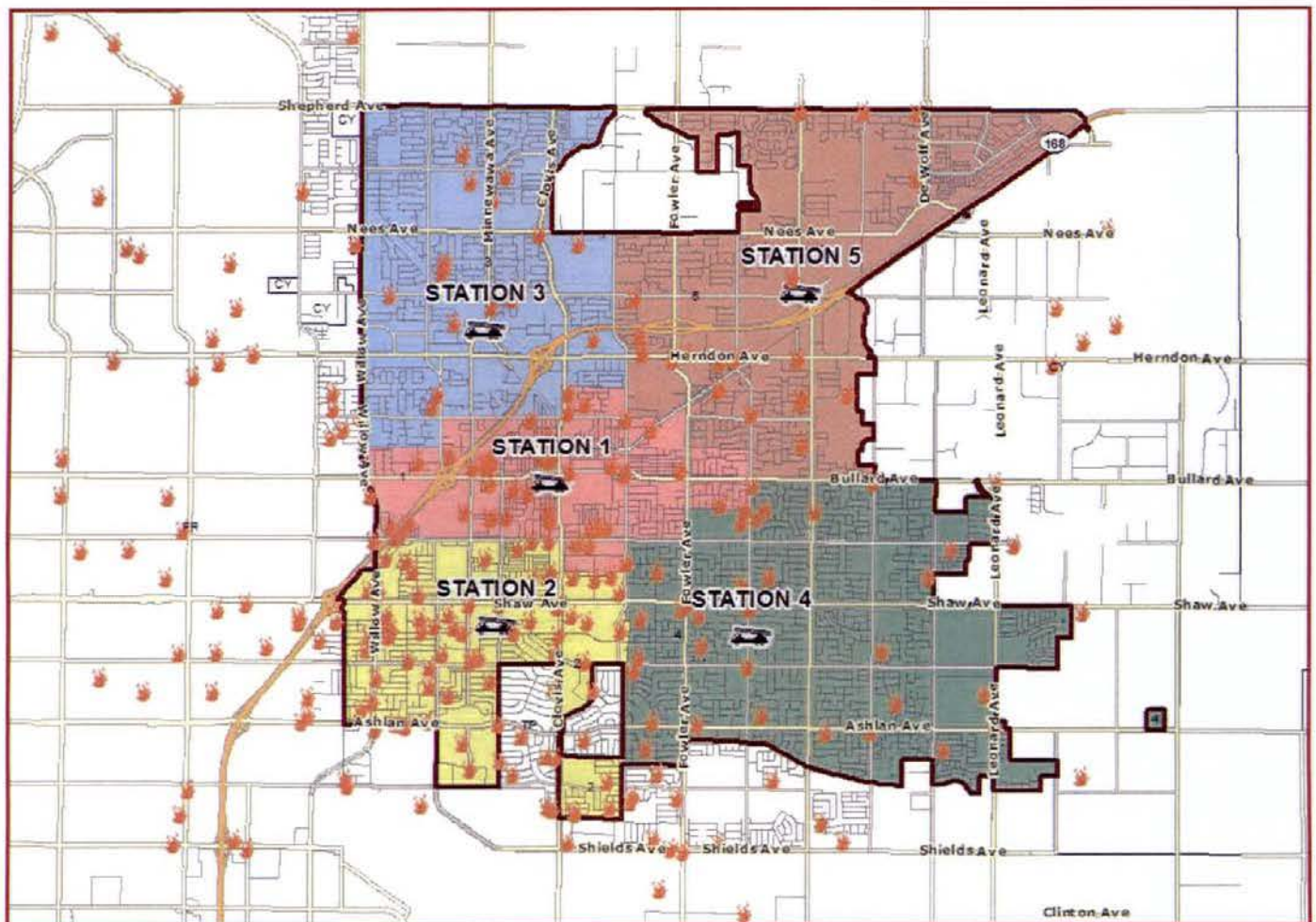


The graph above reflects call growth within the City Limits including automatic aid provided by other agencies as compared to population. While City population growth has only increased by 2%, emergency response calls have increased 6%. This trend can be affected by the aging Baby-Boomer Generation, changes in the health care industry and socioeconomic conditions.



RESPONSE STATISTICS

Fires

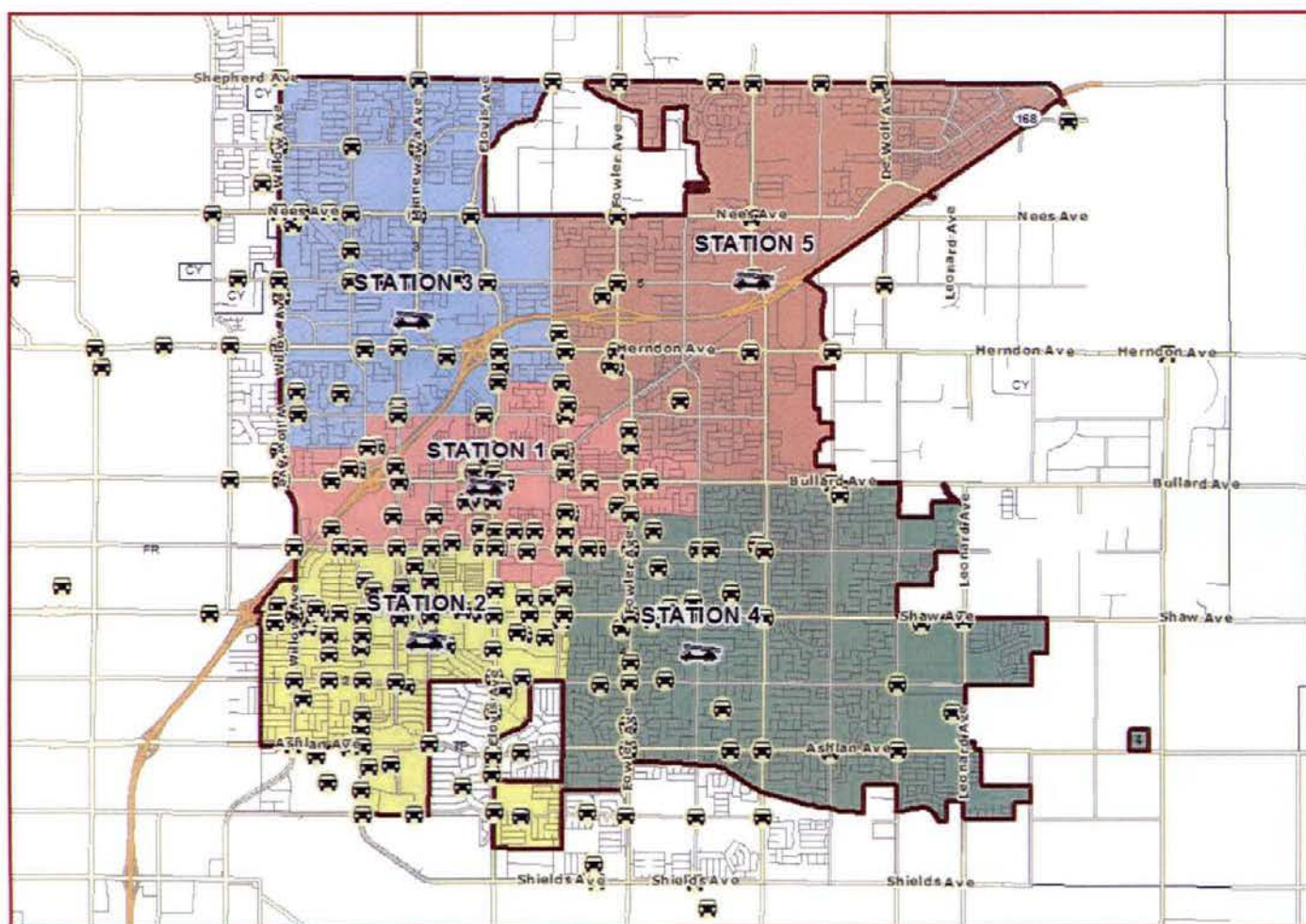


The Department responded to 388 fires (a 24% increase over 2014). Residential structure fires accounted for the majority of property loss for the year and highest risk for fire-related injury, though both statistics are lower than historical averages. Three incidents were multi-alarm fires requiring assistance from surrounding agencies. This map also reflects fires where the Department assisted other agencies along the city limits.



RESPONSE STATISTICS

Vehicle Accidents

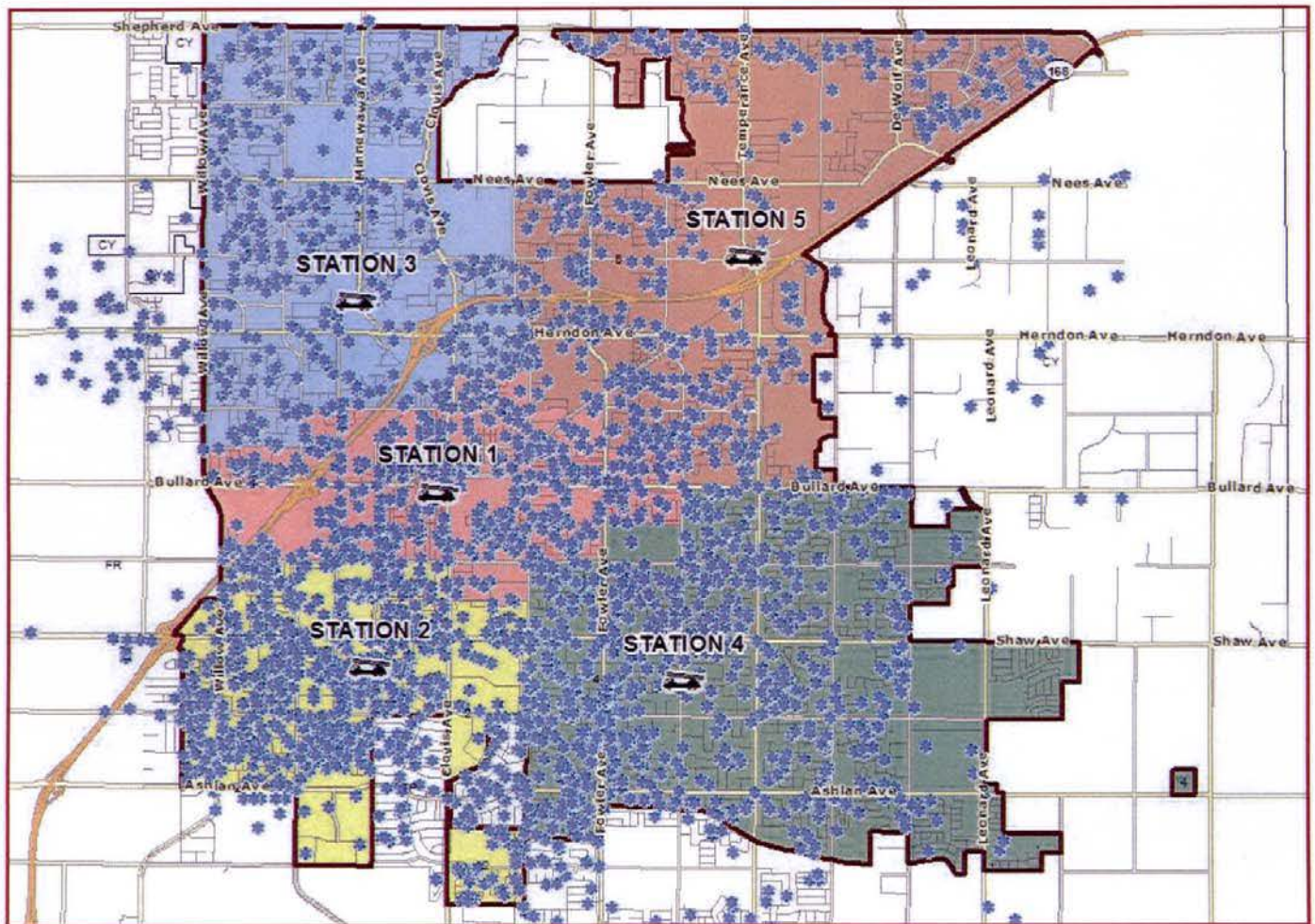


The Department responded to approximately 500 motor vehicle-related accidents (MVA). This incident category saw the second greatest increase as a percentage as compared to all other incident types. Fires accounted for the largest increase as a percentage for the first time in many years.



RESPONSE STATISTICS

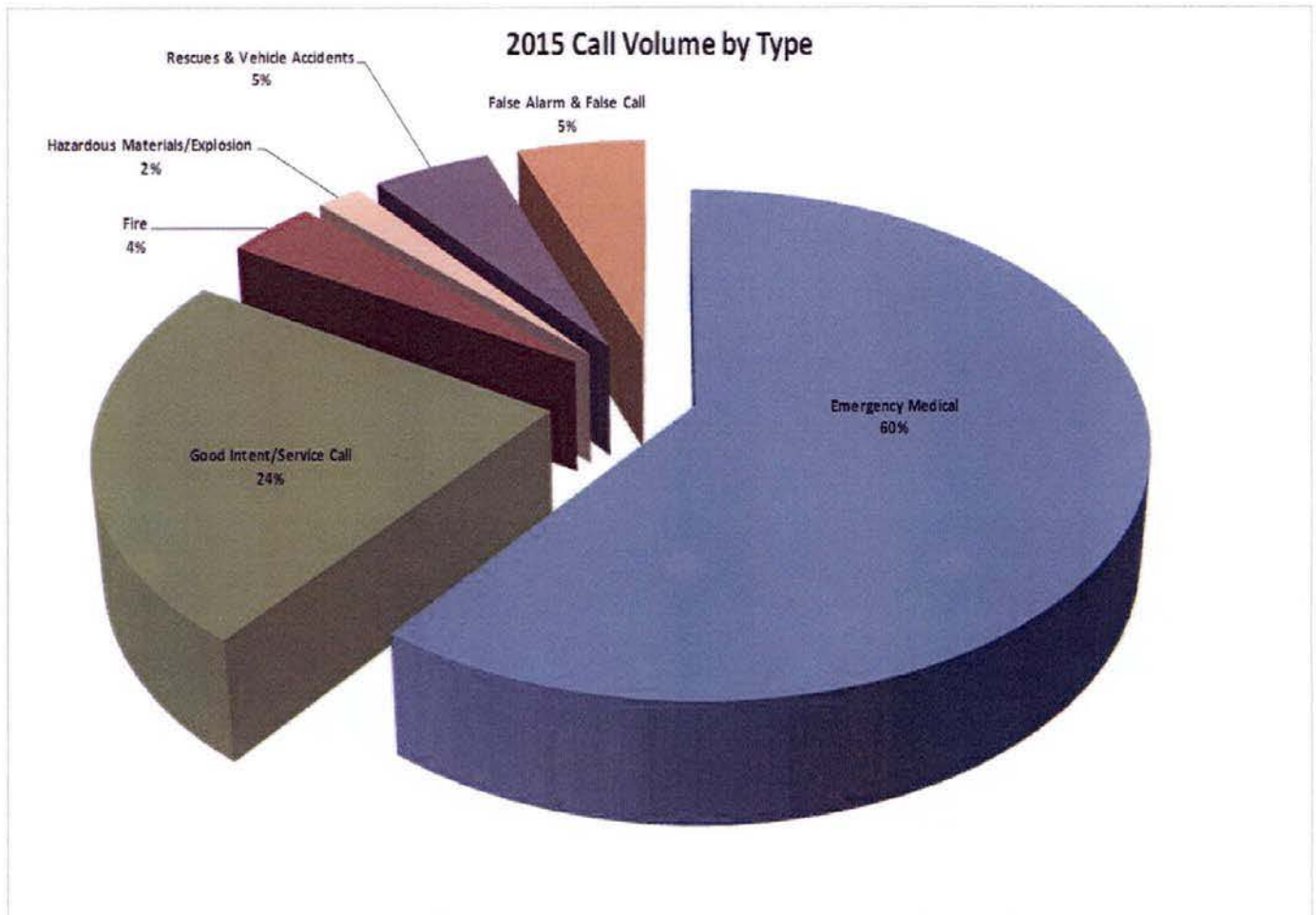
EMS



The Department responded to 6,185 emergency medical calls. EMS calls were well distributed throughout the City but higher concentrations of calls did occur in the southwest quadrant. **EMS calls account for 60% of our emergency response call types, but fortunately had the lowest increase as a percentage of calls (2%).**



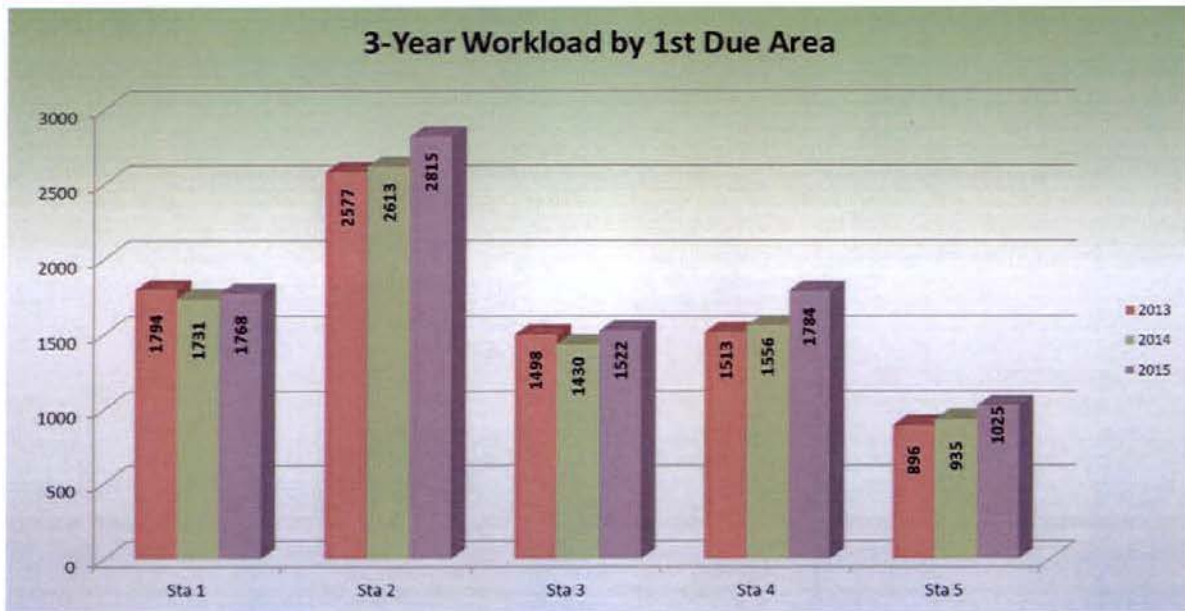
RESPONSE STATISTICS



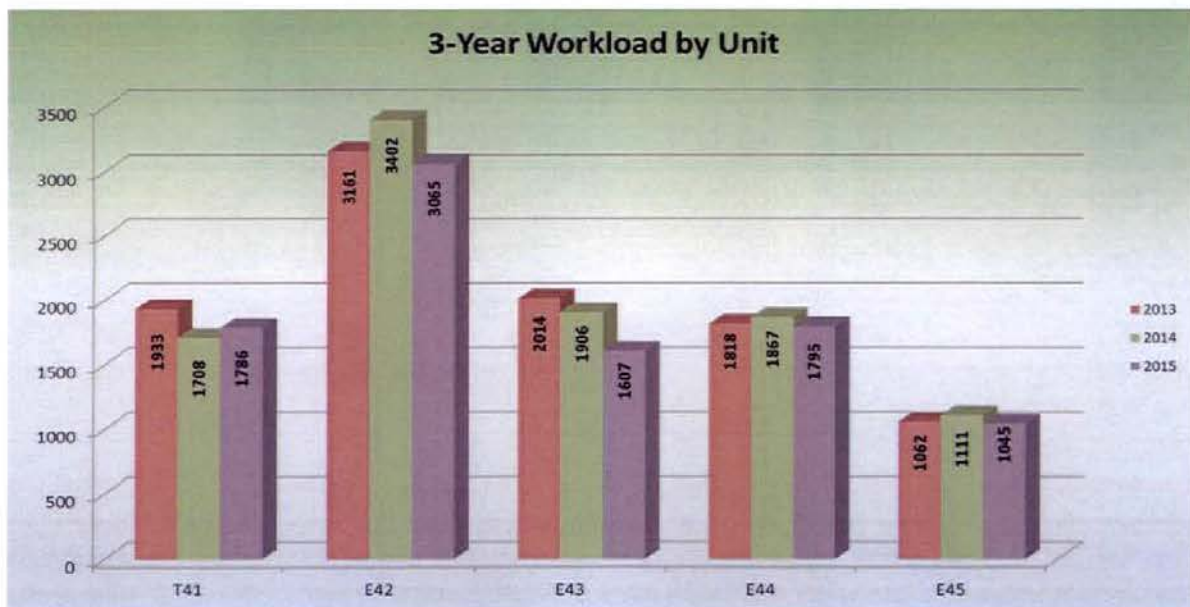
This chart illustrates the breakdown of call types for the year. **Emergency medical service calls make up approximately 60% of our call volume** when looking at call type. If we look at workload, EMS is closer to 50% of the workload, meaning how hours are spent on each type of emergency incident. When citizens run across a problem they don't inherently know how to solve or who else to call, they traditionally resort to calling the fire department. Good intent/service calls include minor emergencies such as a burst water pipe, perhaps smoke from an outdoor BBQ that is mistaken to be a structure fire, trees and/or power lines down due to storm damage, controlled and permitted agricultural burns that are mistaken for a grass fire, or even the proverbial cat in a tree.



RESPONSE STATISTICS



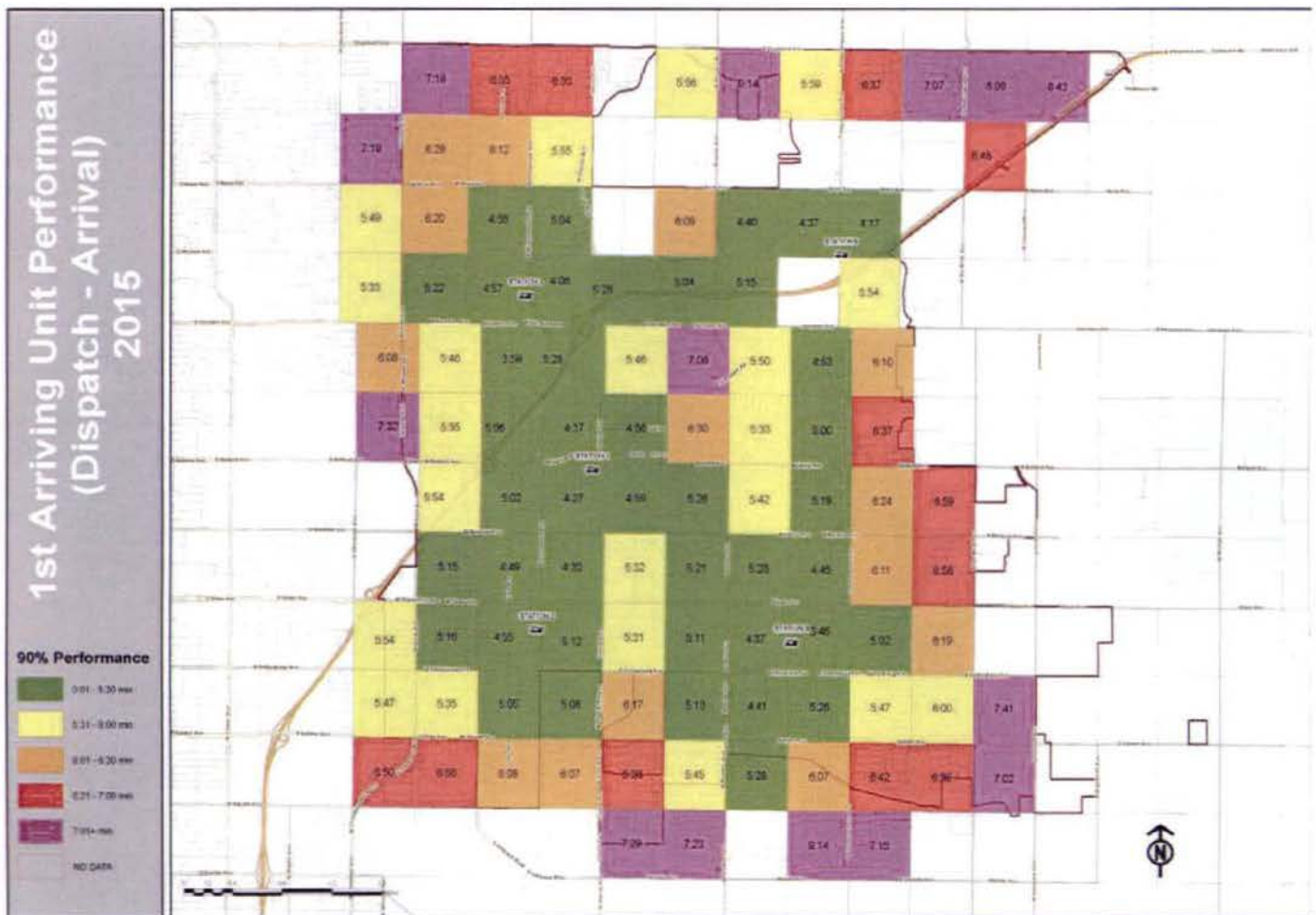
This graph illustrates the demand for emergency services by fire station district. See maps on pages 30 – 34 for the boundaries of these districts. Fire Station 2 in the southwest area of the City, is historically the most active.



In contrast to the number of calls for service received by each fire station district, this graph shows actual number of runs made by each unit because some types of calls require multiple units to respond, such as a structure fire. Reliability of units will drop noticeably once the workload reaches closer to 4,000 runs per year assuming they follow a normal distribution pattern. **Currently all fire stations are at least 93% reliable.** Meaning 93% of the time, the closest unit should be available to take the call and 7% of the time another unit will need to backfill with a potentially delayed response.



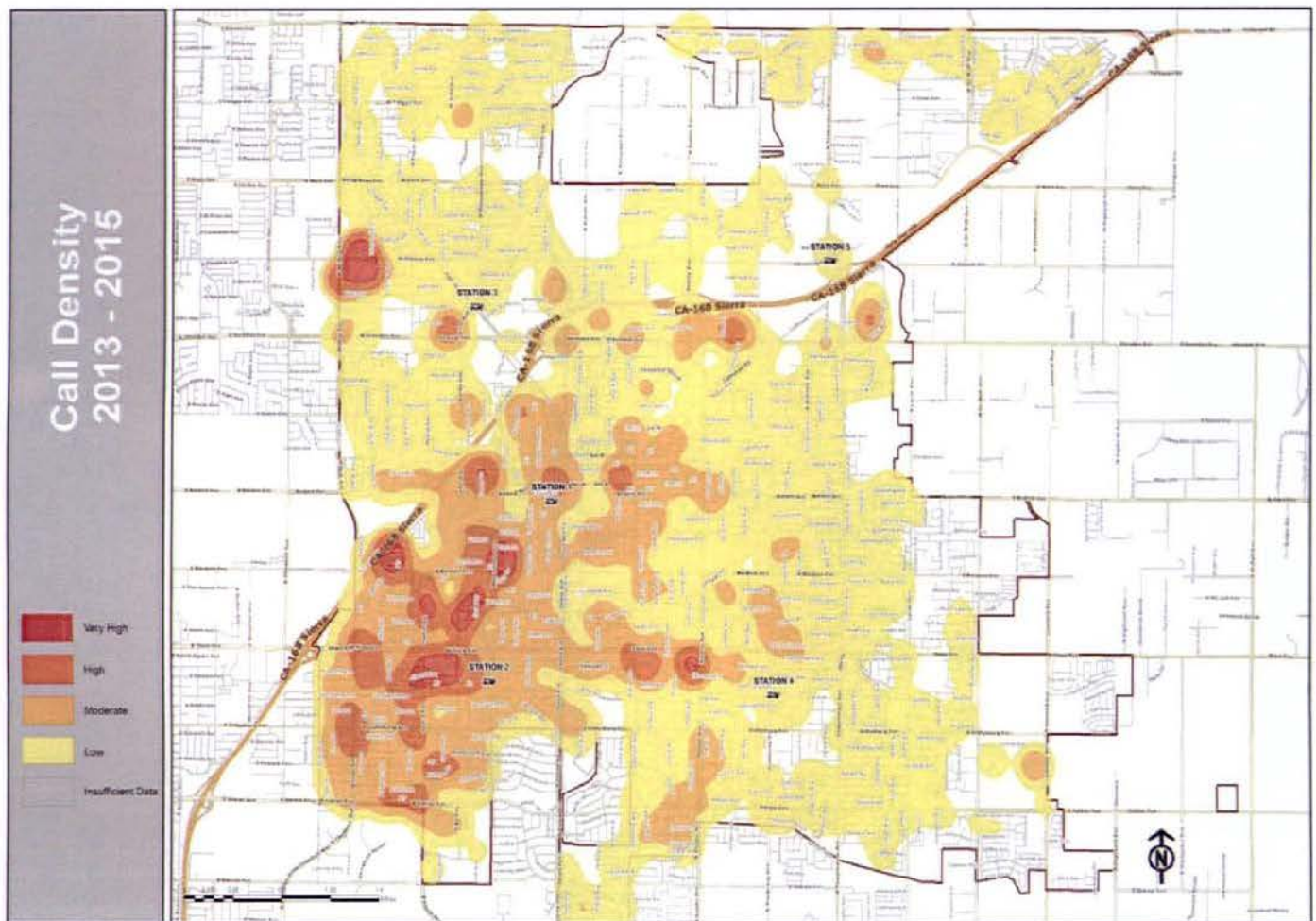
RESPONSE STATISTICS



Areas colored red and purple reflect areas where response times are the longest. This is primarily due to either travel distance from a fire station (i.e., Station 4 traveling to Clovis East High School), a street network not yet finished (Harlan Ranch), or narrow streets/access which lowers fire apparatus speed (i.e., mobile home parks, Deauville Estates, Barclay Estates, European Park, etc.). The outlying peripheral areas are the biggest challenge in terms of response time performance over time; however these areas also have the lowest number of calls for service. Almost all fire agencies will have peripheral areas with longer response times so the presence of red and purple is not uncommon.



RESPONSE STATISTICS

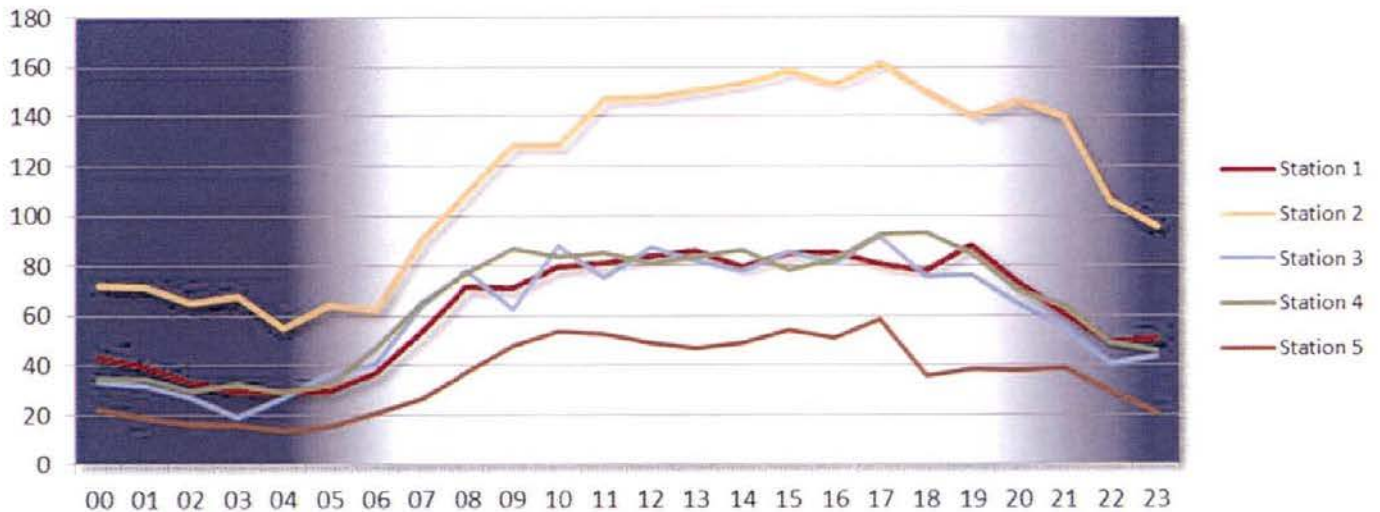


On this map, red and orange illustrate the highest call demand areas. Areas with the longest response times (see page 22) are generally yellow and white on this map, reflecting a much lower number of responses. **When comparing these two maps, we see the primary areas of concern are with any new developments that are far from a fire station and/or with diminished accessibility.**



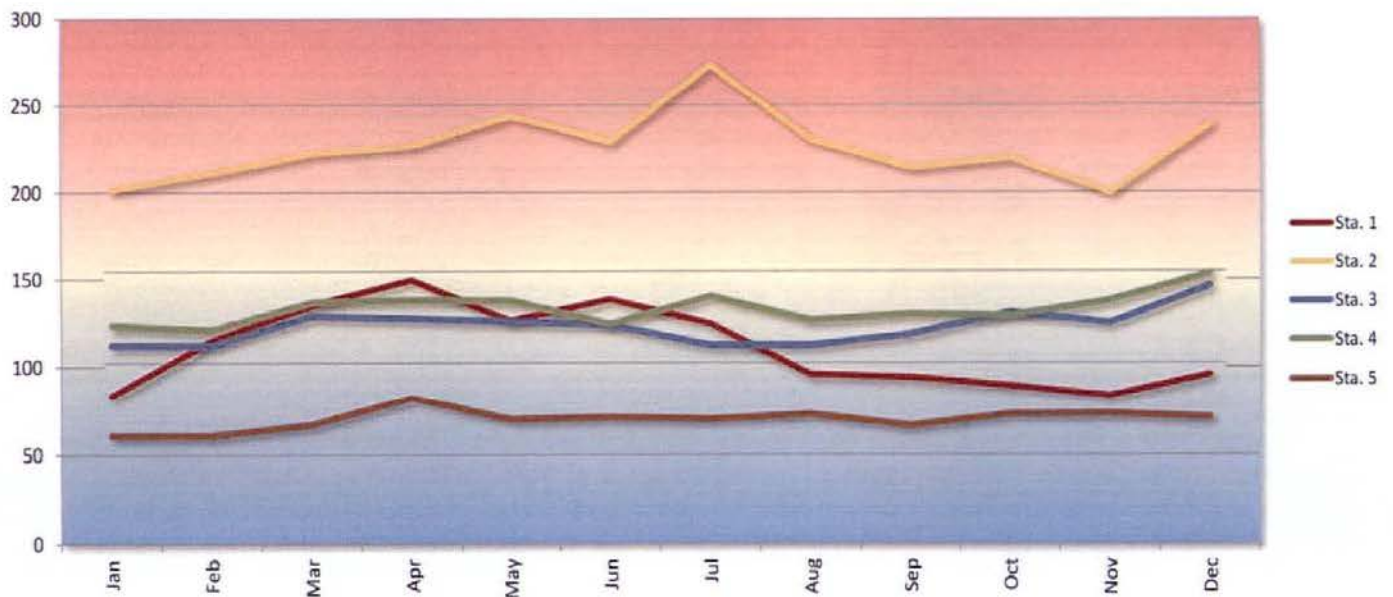
RESPONSE STATISTICS

3-Year Average Calls By Time of Day



This graph shows the significant increase in activity between the hours of 11 a.m. and 11 p.m., affecting Fire Station 2 in particular.

Calls Per Month 3-Year Average



From this graph, we can see that all the fire stations maintain a relatively stable call volume throughout the year, except for Fire Station 2, which experiences a spike in call volume during the summer months. This is primarily attributed to socioeconomic factors that also traditionally generate a greater workload for law enforcement as well.

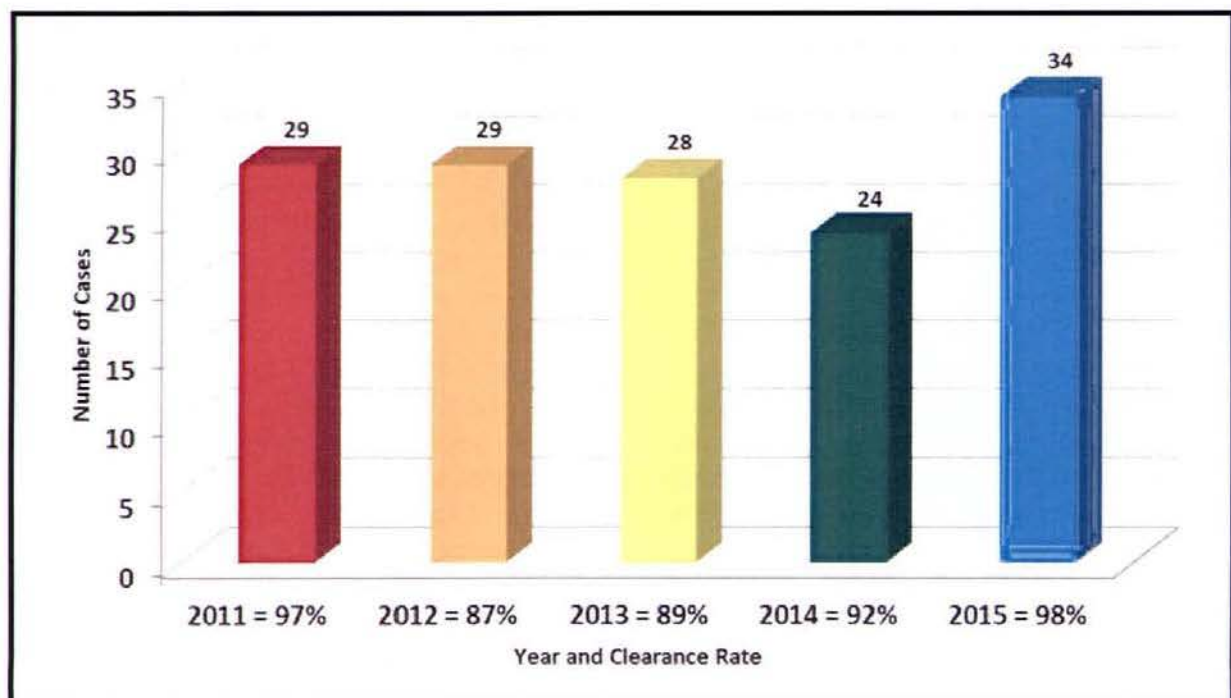


INVESTIGATIONS

The Clovis Fire Investigation Team (CFIT) is comprised of seven members specially trained in the investigation of fires. The Department is tasked by the fire code, municipal code and industry standards to investigate all fires. This is primarily to eliminate the instances of intentionally set fires (arson) as a component of other criminal activities. Arson fires put unnecessary demand on both fire and police services, cause insurance premiums to increase and also adversely impacts the quality of life for the rest of the community.

Prior investment in the fire investigation program has paid dividends in that our occurrences of arson are much lower than the State average, placing less demand on safety services than normal. In addition, the case clearance rate, currently at **98%**, is well above the State and National average.

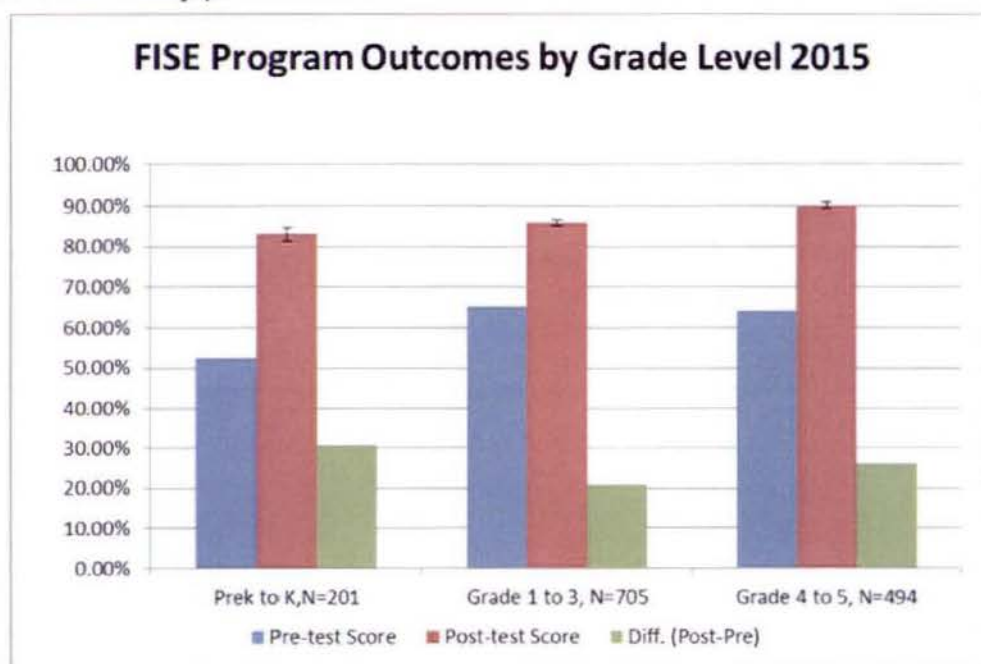
Clearance rate is the percentage of cases wherein origin and cause of the fire was determined and, if a suspect was identified, the case was turned over to the police department or district attorney.





PREVENTION

Public education is the cornerstone in reducing life/property loss from fire. In 2015, the Firefighters In Safety Education (FISE) Program targeted our sixteen elementary schools with fire safety curriculum developed by the Alisa Ann Ruch Burn Foundation (AARBF). Pre and post testing of students shows a clear impact these sessions have in improving students' fire safety and survivability in the event of a fire. Over the next two years, Clovis will be participating with other agencies to refine upper grade curriculum to include concepts such as first aid that would be appropriate for that grade level. The graph below demonstrates the improvement in students' understanding of basic life saving skills before and after a fire safety presentation.



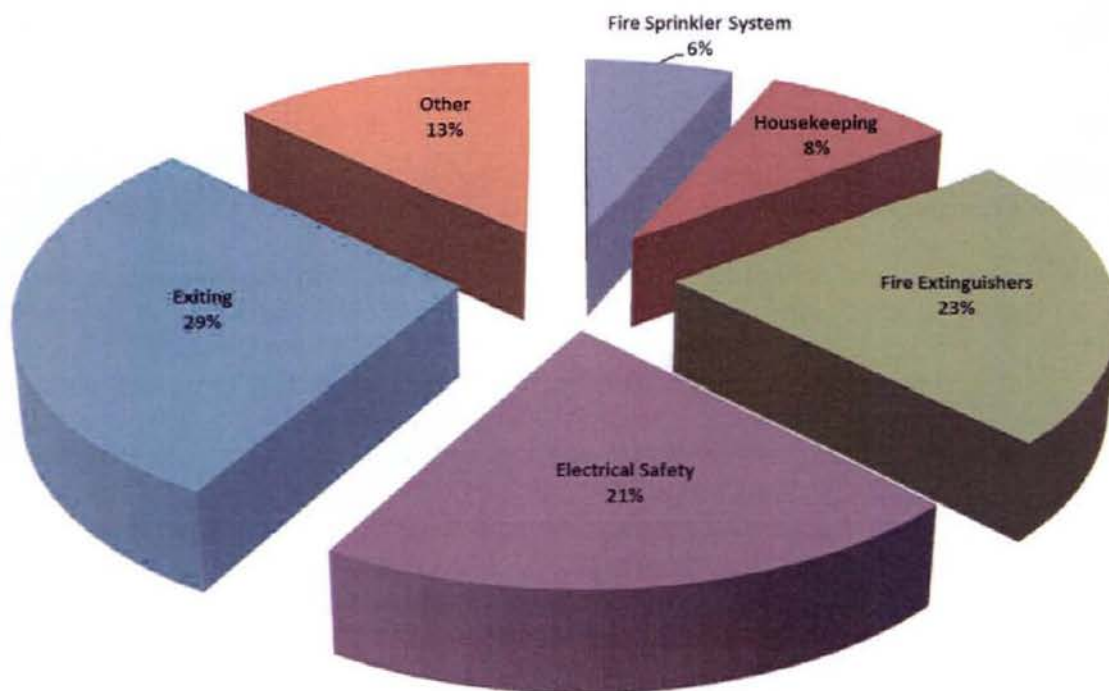
In addition to targeted outreach, Clovis Fire participated in the Clovis Night Out event with other City departments. Members of the Urban Search and Rescue Team conducted a rescue demonstration where they repelled and picked up a victim in a basket using Truck 41. Clovis Emergency Response Team (CERT) volunteers and Teen CERT volunteers staged a booth that taught kids how to use 9-1-1 using a simulated phone and dispatch operator. This exercise emphasized the importance of knowing their address, telephone number and being able to give information and follow directions during an emergency.





CODE ENFORCEMENT

Community Risk Reduction is the most effective means to prevent emergencies, save life/property and keep local businesses contributing to the economy. This effort is achieved primarily through inspections. Performed by engine companies and Bureau personnel, they represent not only enforcement, but education and the City's commitment to making Clovis a community of choice. With 2,300 businesses in Clovis, the Bureau must prioritize inspections based on risk. State-mandated inspections for assemblies (theaters, churches), educational facilities and institutional occupancies (hospitals) are generally considered most important due to risk and the importance they play in the community. Inspections of R1's and R2's such as hotels, apartment units and motels are considered a second level of risk requiring annual inspection. The final layer of inspections are sprinklered buildings and restaurants. In a given year, our engine companies complete 600 inspections with all assemblies, educational facilities and institutional occupancies being done by Bureau personnel due to the technical expertise required for those occupancies. The chart below represents the primary violations found during the first inspection. It should be noted that the vast majority of these violations were corrected on-site or at the time of re-inspection.

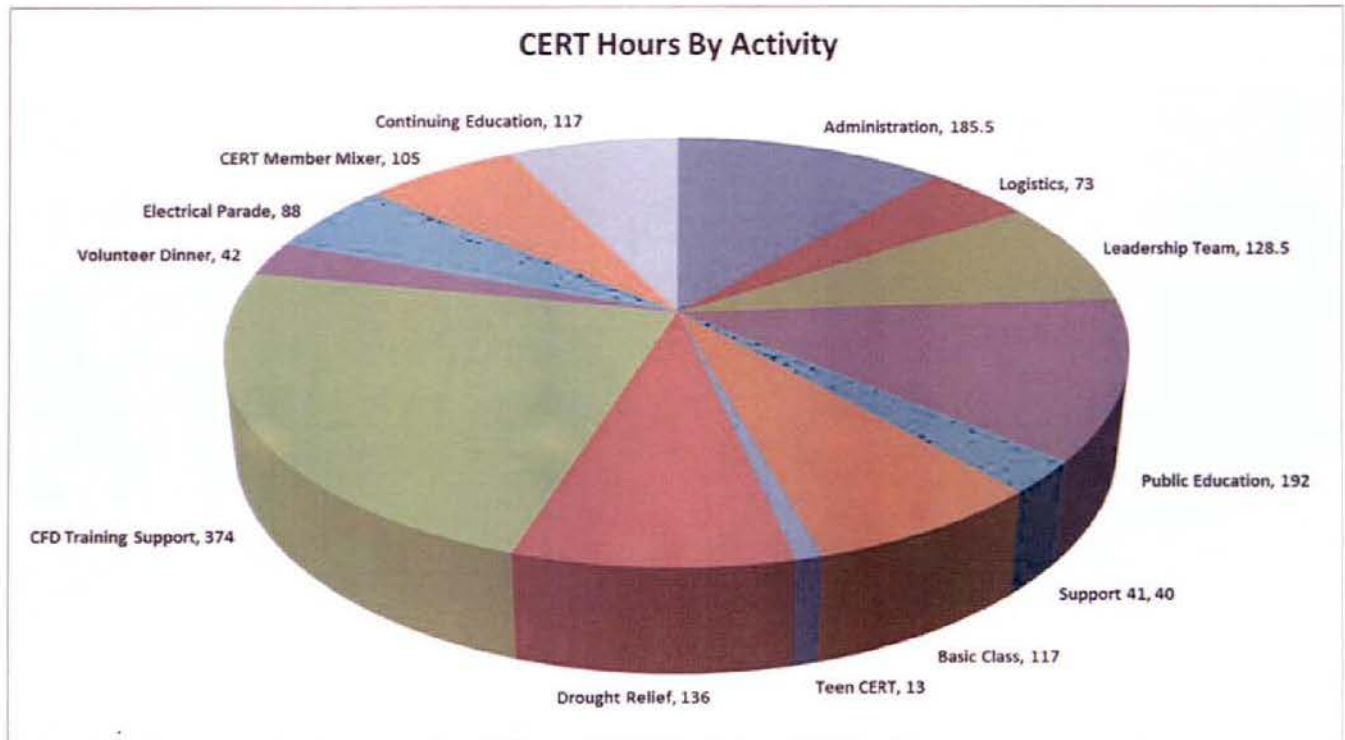


■ Fire Sprinkler System ■ Housekeeping ■ Fire Extinguishers ■ Electrical Safety ■ Exiting ■ Other



The California drought has forever changed Central Valley economies and disparately impacted low income families living in agrarian-based communities. As of April 2015, there were 975 dry wells in Tulare County alone.

This past year, seventeen volunteers from the Clovis Fire Department CERT and Teen CERT program traveled to East Porterville to assist in the Drought Housing Relocation Assistance (DHRA) Program. Funded through the California Office of Emergency Services (OES), DHRA allows eligible tenants and homeowners that do not have access to potable water the ability to: relocate to a home with direct access to potable water, receive one-time moving cost assistance, and rental subsidies for 12 months. To ensure eligible families were identified, OES used Clovis CERT volunteers to canvass over 200 homes to gather information from residents regarding their access to water and provide the DHRA Program information to those whose landlords were unable or unwilling to adequately maintain the individual wells. For many families, their only access to showers and daily drinking water has been through the Drought Assistance Center where cases of water are distributed and a mobile bathing trailer has been staged for the past several months. While the primary mission was to tie-in residents with available resources, CERT volunteers were able to develop a deeper understanding of the disaster recovery process. The drought is a prime example of a disaster that lacked the shock and coverage of an earthquake or tsunami, but has had a human impact most don't realize. The CERT volunteers' efforts exemplified the interconnectedness of our Valley communities and represented the best Clovis had to offer.



CERT continues to play an essential role in community risk reduction and department support activities. For 2015, Clovis CERT focused on:

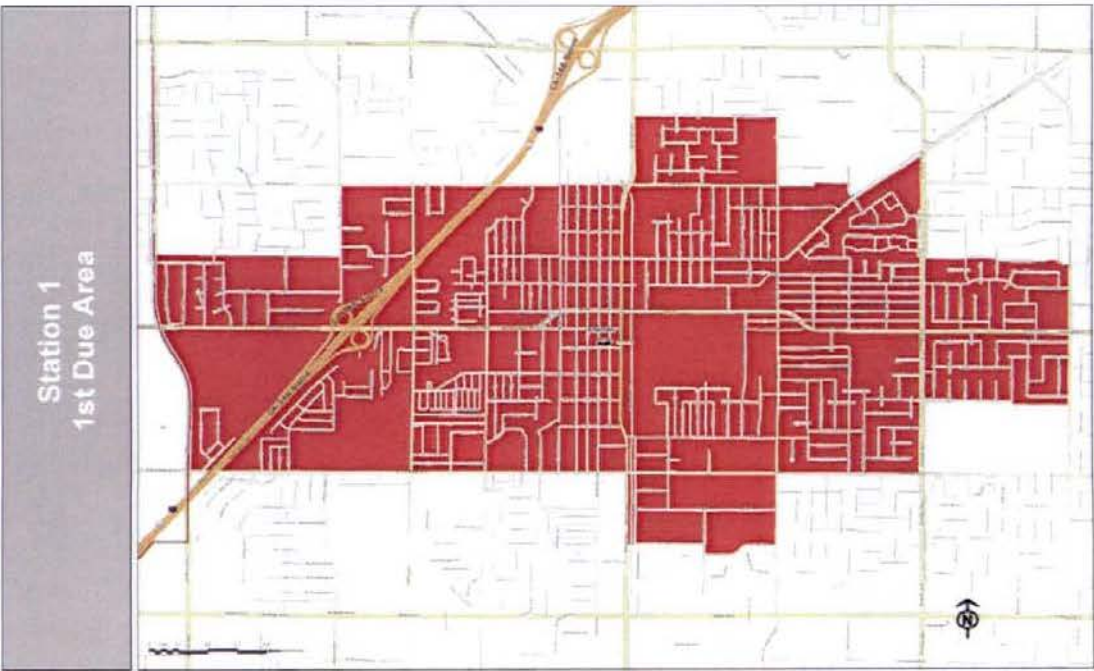
- participating with our firefighters in school-based public education;
- conducting one CERT basic class delivery with over 31 attendees;
- staffing and instructing public education stations at Clovis Night Out;
- providing Drought Relief Assistance to Porterville through the California Office of Emergency Services; and
- providing emergency preparedness training to older adults at the Senior Center.



FACILITIES

FIRE STATION 1

633 Pollasky Avenue, Clovis, CA 93612

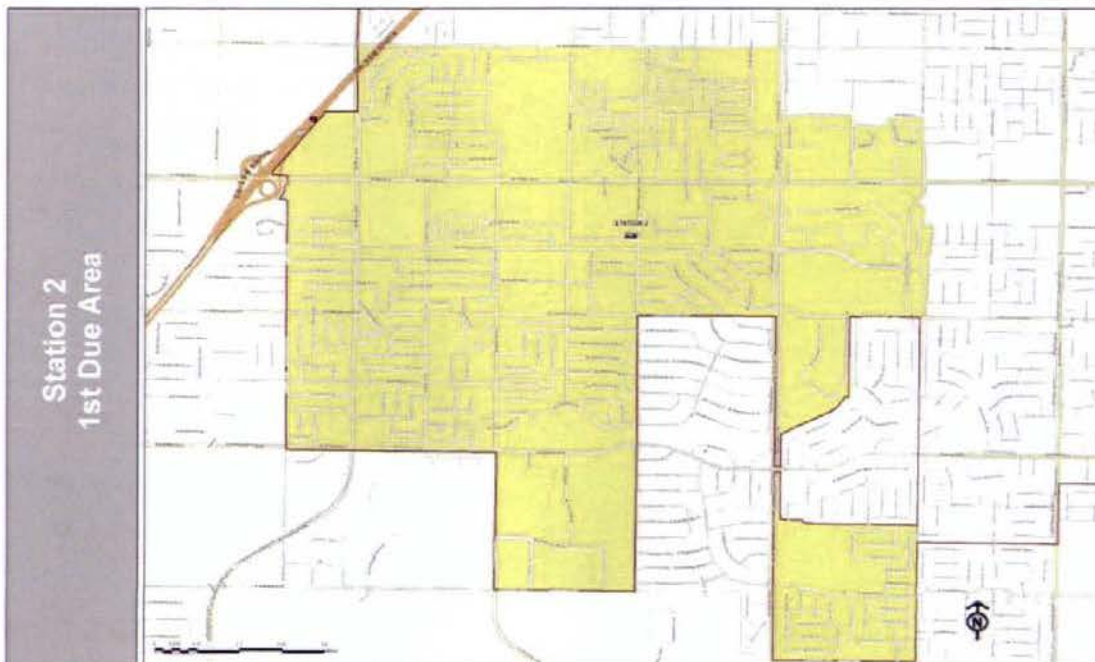




FACILITIES

FIRE STATION 2

2300 Minnewawa Avenue, Clovis, CA 93612

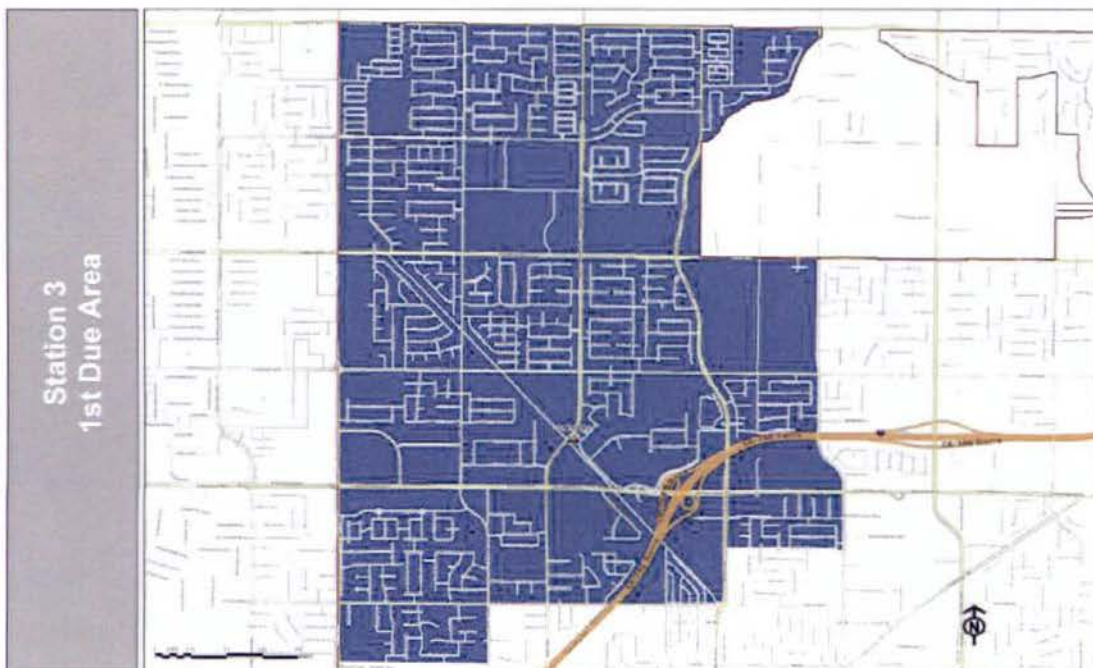




FACILITIES

FIRE STATION 3

555 N. Villa Avenue, Clovis, CA 93612

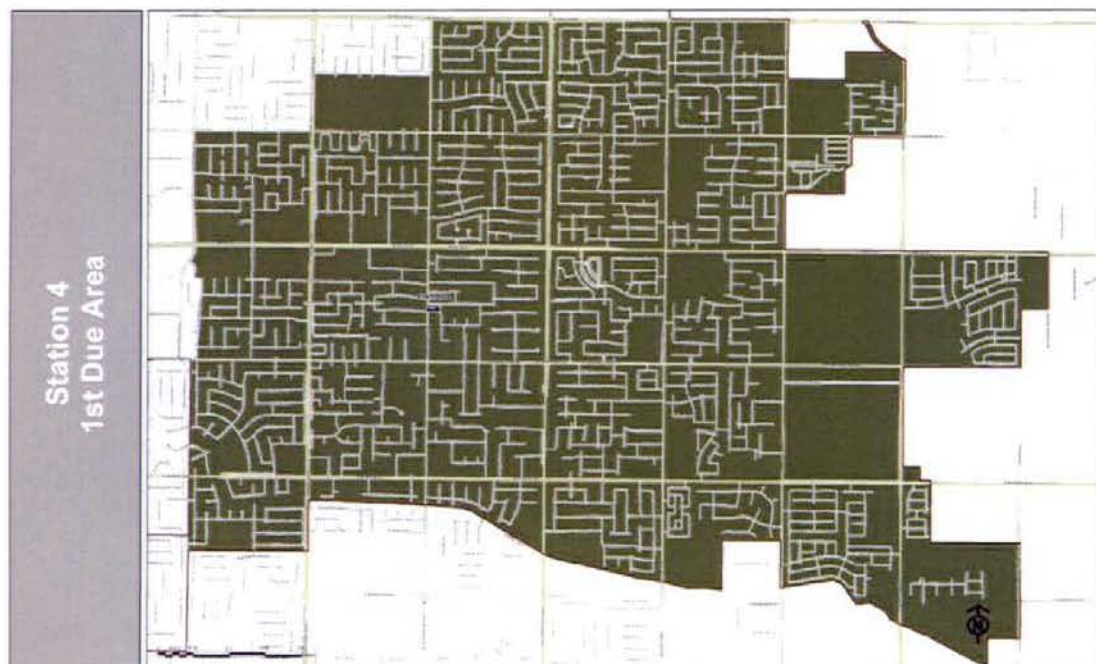




FACILITIES

FIRE STATION 4

2427 Armstrong Avenue, Clovis, CA 93611

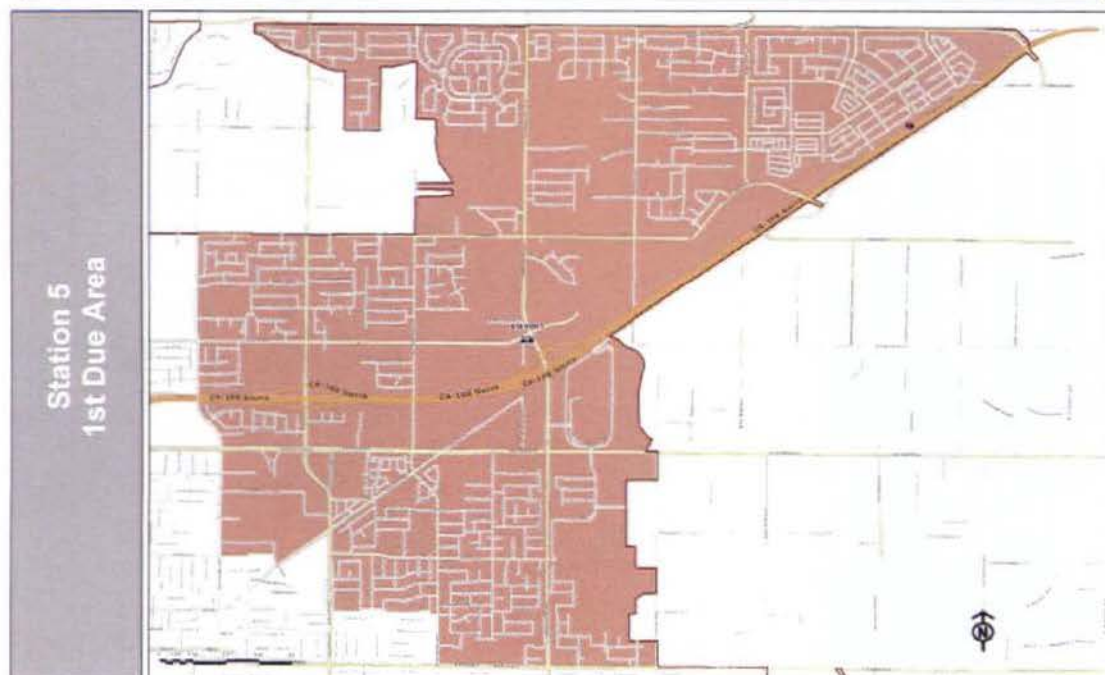




FACILITIES

FIRE STATION 5

790 N Temperance Avenue, Clovis, CA 93611



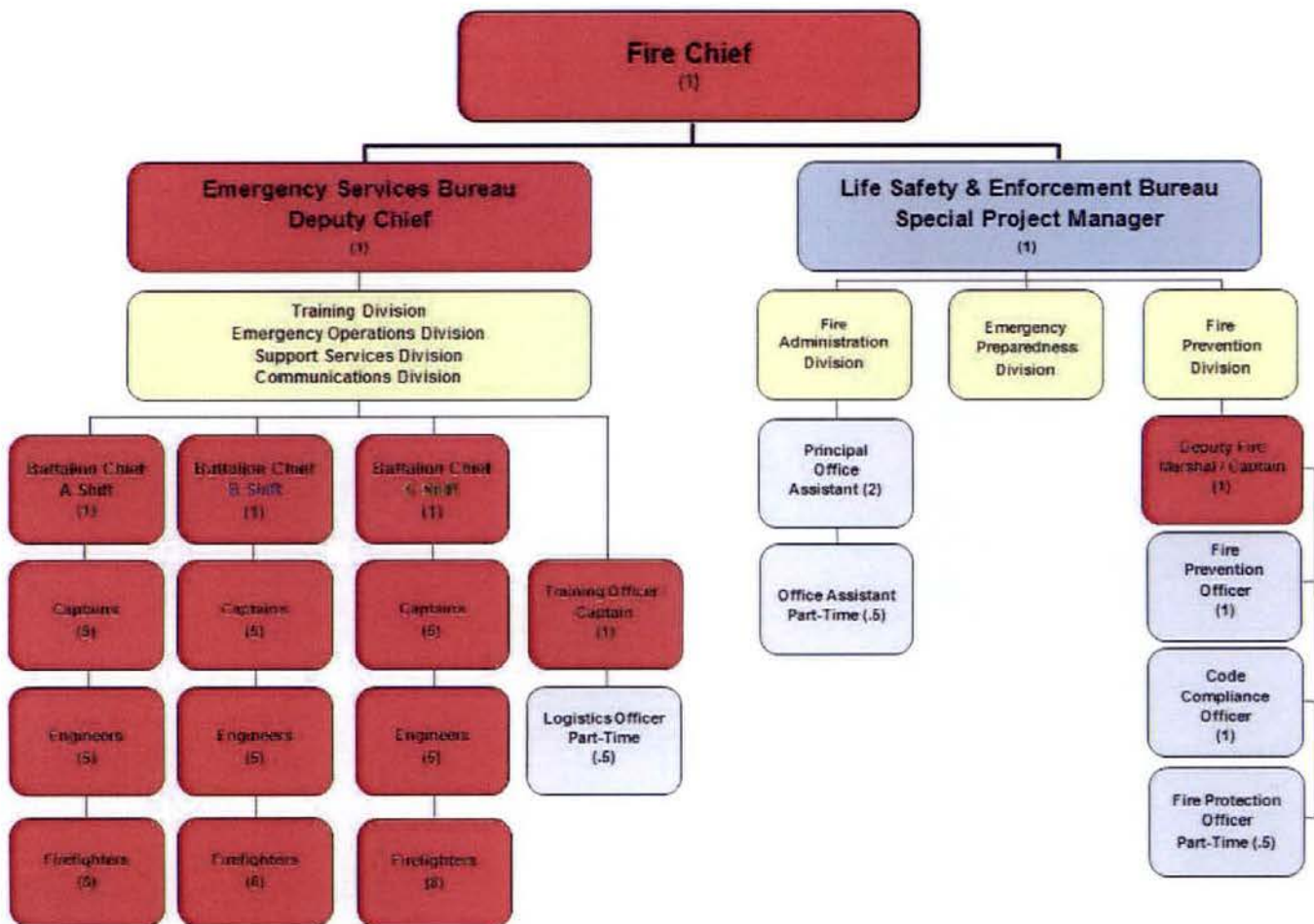


3455 Lind Avenue, Clovis, CA 93611





ORGANIZATIONAL CHART



61 Sworn Personnel
 5.5 Non-Sworn Personnel
 (2015/2016) Revised: August 2015



HEADQUARTERS FIRE PERSONNEL



Micheal Despain
Fire Chief



John Binaski
Deputy Fire Chief



Jim Damico
Battalion Chief - A



Jason Ralls
Battalion Chief - B



Rich Cadigan
Battalion Chief - C



Gary Sawhill
Deputy Fire Marshal



Rick Fultz
Code Compliance
Officer



Andy Isolano
Fire Prevention
Officer



Chad Fitzgerald
Life Safety Enforcement
Officer



Bret Black
Captain/Training
Officer



Melinda Feist
Principal Office Asst.



Carol Guthrie
Principal Office Asst.



Katie Krahn
Office Assistant



Brad Richter
Logistics



FIRE CAPTAINS



Todd Adams



Don Banta



Steve Bringetto



Ryan Brubaker



Troy Coleman



Eric Connors



Tony Gomes



John Leigh



Jim Shackelton



Jim Stemler



C.J. Tisinger



Brian Torosian



Mark Van Ornam



Tim Wilson



Steve Yandell



FIRE ENGINEERS



Chris Bridger



Joe Chicoine



Joe Christl



Brad Couchman



Brian Cox



Fred Edwards



Danny Gonzales



Jeff Jenkins



Tim Lesmeister



Mike Macy



Nolan Stempson



Darryl Turney



Troy Vaughn



Rob Wright



Jon Young



FIREFIGHTERS



Greg Adams



Nick Batrich



Josh Bennett-Snow



Charlie Bonello



Jeremy Dobson



Chris Doda



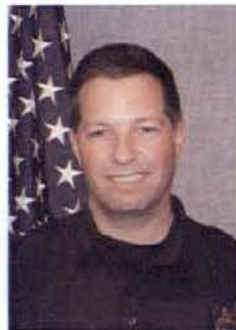
Mike Dunkel



Lori Einem



Evan Ferreira



Paul Gilman



Shawn Glynn



Tommy Guice



Andy Lovejoy



James McLain



Kory Mullin



Duncan Reid



Brian Weireter



Sam Wilson



Matt Winn



Zack Ziegler



TRANSITIONS & AWARDS

FF OF THE YEAR



Chris Bridger
Engineer

RETIREMENT



Darrell Adams
Captain



Pete Olvera
Engineer

PROMOTIONS



Eric Connors
Captain



Jeff Jenkins
Engineer

LIFESAVING AWARD RECIPIENTS

Mar. 2, 2015 - E44C - Inc. #5011622



John Leigh
Captain



Rob Wright
Engineer



Paul Gilman
Firefighter

Jul 4, 2015 - E44B - Inc. #5037244



Jon Young
Act. Captain



James McLain
Act. Engineer



Jeremy Dobson
Firefighter

Aug. 29, 2015 - E42A - Inc. #5049114



Tony Gomes
Captain



Tim Lesmeister
Engineer



Andy Lovejoy
Firefighter

Nov. 4, 2015 - E43A - Inc. #5062347



Tim Wilson
Captain



Chris Bridger
Engineer



Evan Ferreira
Firefighter

YEARS OF SERVICE

Gary Sawhill 20 Years

Tim Lesmeister 15 Years

Charlie Bonello 10 Years

Todd Adams 15 Years

Brian Torosian 15 Years

Eric Connors 10 Years

Tim Wilson 10 Years

Troy Coleman 15 Years

Darryl Turney 15 Years

Chad Fitzgerald 10 Years



Mission, Vision and Motto

Our Mission

The Mission of the Clovis Fire Department is to provide for the fire and life safety of the community in the most professional, courteous and efficient manner possible.

Prevent Harm

- *To our Community*
- *To our Firefighters*
- *To our Environment*

Be Professional

- *In our Appearance*
- *In our Performance*
- *In our Reputation*

Use Resources Wisely

- *With our Budget*
- *With our Time*
- *With our People*

Our Vision

The Clovis Fire Department is dedicated to serving the people of our community and we will work to continue to exceed community expectations. We will provide leadership locally, regionally and nationally. We will establish and strengthen partnerships and cooperate with allied agencies to enhance our service. We will provide the best service possible within the fiscal opportunities available. We will exercise foresight in planning, preparing and auditing for the safety and well-being of the community. We will promote confidence, trust and self-reliance through personal and professional growth. We will support our workforce to maintain a healthy lifestyle and perform duties in a safe and responsible manner.

Our Values

We Value the Clovis Way of Life Through...

Teamwork	Empowerment of our personnel to provide quality customer service
Traditions	Remembering the past
Innovation	Always seeking to acquire knowledge and skill
Integrity	Adherence to moral and ethical principles
Honor	Integrity in one's beliefs and actions
Respect	Deference to the rights or opinions of others
Creativity	Transcending traditional ideas or patterns to create meaningful new ideas
Courage	Facing difficulty without fear



In Remembrance



Firefighter Clinton J. Letterman, 44

Died in the line of duty, May 30, 1969

Clovis Fire Department
1233 5th Street
Clovis, CA 93612-1316



Phone: 559-324-2200
Fax: 559-324-2846
www.cityofclovis.com



Accreditation Performance

EMS Calls, Code 3, in Clovis, First Unit at Scene Benchmarks and 90th Percentiles

Time Interval	Benchmark	Metric	All	2011	2012	2013	2014	2015
Call Processing	0:01:10	Count	26,505	5,144	5,167	5,211	5,312	5,671
		90th Percentile	0:01:38	0:01:35	0:01:35	0:01:40	0:01:41	0:01:43
		Benchmark Compliance	83.3%	83.8%	84.4%	83.2%	83.4%	81.7%
Turnout	0:01:20	Count	26,820	5,196	5,246	5,286	5,350	5,742
		90th Percentile	0:01:26	0:01:27	0:01:27	0:01:26	0:01:25	0:01:27
		Benchmark Compliance	86.1%	85.4%	85.4%	86.0%	87.3%	86.2%
Travel	0:04:00	Count	26,768	5,183	5,234	5,270	5,354	5,727
		90th Percentile	0:04:30	0:04:26	0:04:27	0:04:36	0:04:30	0:04:31
		Benchmark Compliance	83.1%	83.7%	84.1%	82.1%	82.9%	82.7%
Response	0:05:20	Count	26,826	5,191	5,243	5,287	5,363	5,742
		90th Percentile	0:04:31	0:04:27	0:04:27	0:04:38	0:04:31	0:04:32
		Benchmark Compliance	95.2%	95.3%	95.3%	94.5%	95.5%	95.3%
Total Response	0:06:55	Count	26,825	5,206	5,238	5,275	5,363	5,743
		90th Percentile	0:06:41	0:06:39	0:06:34	0:06:46	0:06:39	0:06:47
		Benchmark Compliance	91.5%	91.5%	92.4%	90.8%	91.9%	90.9%

Structure Fire Calls, Code 3, in Clovis, First Unit at Scene Benchmarks and 90th Percentiles

Time Interval	Benchmark	Metric	All	2011	2012	2013	2014	2015
Call Processing	0:01:20	Count	702	133	137	171	140	121
		90th Percentile	0:01:38	0:01:36	0:01:14	0:01:29	0:01:49	0:02:09
		Benchmark Compliance	84.3%	82.7%	90.5%	85.4%	82.9%	79.3%
Turnout	0:01:10	Count	705	134	136	172	141	122
		90th Percentile	0:01:45	0:01:40	0:01:47	0:01:52	0:01:34	0:01:43
		Benchmark Compliance	48.1%	50.0%	47.8%	50.6%	49.6%	41.0%
Travel	0:04:00	Count	712	135	139	174	142	122
		90th Percentile	0:04:54	0:04:42	0:04:23	0:05:18	0:04:58	0:04:45
		Benchmark Compliance	77.0%	80.0%	83.5%	71.3%	73.2%	78.7%
Response	0:05:20	Count	713	136	139	174	142	122
		90th Percentile	0:06:10	0:06:03	0:05:39	0:06:29	0:06:07	0:05:59
		Benchmark Compliance	77.7%	77.2%	84.2%	70.7%	78.2%	80.3%
Total Response	0:06:55	Count	712	136	139	173	142	122
		90th Percentile	0:07:11	0:07:05	0:06:32	0:07:19	0:07:20	0:07:07
		Benchmark Compliance	87.6%	88.2%	92.1%	82.7%	87.3%	89.3%

MVA-Rescue Calls, Code 3, in Clovis, First Unit at Scene Benchmarks and 90th Percentiles

Time Interval	Benchmark	Metric	All	2011	2012	2013	2014	2015
Call Processing	0:01:10	Count	1,830	354	352	351	384	389
		90th Percentile	0:01:19	0:01:24	0:01:21	0:01:29	0:01:13	0:01:11
		Benchmark Compliance	86.7%	85.9%	86.6%	82.1%	89.6%	88.9%
Turnout	0:01:20	Count	1,857	362	363	355	386	391
		90th Percentile	0:01:33	0:01:37	0:01:31	0:01:36	0:01:29	0:01:33
		Benchmark Compliance	76.9%	73.2%	78.2%	74.1%	81.9%	76.5%
Travel	0:04:00	Count	1,855	363	362	353	387	390
		90th Percentile	0:04:29	0:04:27	0:04:25	0:04:50	0:04:26	0:04:27
		Benchmark Compliance	84.9%	85.4%	85.4%	83.9%	84.5%	85.4%
Response	0:05:20	Count	1,861	363	363	356	387	392
		90th Percentile	0:05:30	0:05:22	0:05:21	0:05:46	0:05:23	0:05:40
		Benchmark Compliance	88.2%	89.5%	89.8%	85.4%	89.4%	86.7%
Total Response	0:06:55	Count	1,853	361	358	355	387	392
		90th Percentile	0:06:28	0:06:30	0:06:23	0:06:37	0:06:18	0:06:37
		Benchmark Compliance	92.9%	93.4%	92.7%	91.5%	94.8%	92.1%



AGENDA ITEM NO: CC-H-1

City Manager: [Signature]

- CITY OF CLOVIS - REPORT TO THE CITY COUNCIL

TO: Mayor and City Council

FROM: Public Utilities Department

DATE: June 6, 2016

SUBJECT: Approval – Award non-exclusive franchise agreement for hauling of Construction and Demolition Debris to: Clovis Recycling, Hinojosa Cleanup Services, HD Matthews Demolition, Granite Solid Waste, and F-N-F Roll Off Services

ATTACHMENTS: Exhibit "A": Approved Construction and Demolition (C&D) Hauler List

CONFLICT OF INTEREST

None

RECOMMENDATION

For the City Council to award a two-year, non-exclusive franchise to Clovis Recycling, Hinojosa Cleanup Services, HD Matthews Demolition, Granite Solid Waste, and F-N-F Roll Off Services.

EXECUTIVE SUMMARY

On May 6, 2013, Council Adopted Ordinance 13-12 pertaining to the recycling and diversion of Construction and Demolition Debris (C&D). One of the requirements of this ordinance is that all firms hauling C&D in Clovis must apply for and be awarded a non-exclusive C&D hauling franchise. This year we had 5 completed applications. Four of which were new applicants and one who was renewing their agreement. Staff is recommending that all applicants be awarded a two-year, non-exclusive C&D hauling franchise and be added to the City's list of Approved Haulers.

BACKGROUND

AB 939, the California Waste Management Act of 1989 (Public Resources Code §§ 40000 et seq.), requires the City of Clovis to prepare, adopt and implement source reduction and recycling plans to reach landfill diversion goals. The City has achieved the State's diversion goals, but AB 939 also requires the City to annually report to the State the quantities of waste that are disposed of in landfills and the quantities of waste that are diverted through recycling programs.

Debris from construction, demolition, and renovation of buildings is the largest waste stream from Clovis that is not hauled by the City or the City's contractors. Prior to the adoption of Ordinance 13-12, the hauling of this waste was unregulated and the City had no means to track and report the quantities of this waste that are recycled or disposed of in landfills. The ordinance established non-exclusive C&D debris hauling franchises for haulers wishing to haul C&D debris generated within the City. The ordinance also prohibits non-franchised haulers from transporting C&D debris generated in Clovis. Last, the ordinance requires the franchised haulers to report to the City the quantities of this material that they recycle and dispose of in landfills, and to pay the AB 939 surcharges associated with any C&D debris they dispose of in landfills.

The ordinance established a fee of \$1,000 for each two-year, non-exclusive franchise. The fee is based on the estimated costs for the staff time that will be spent to process each application and to review the quarterly reporting from each hauler. The ordinance was prepared with input from the Building Industry Association (BIA) and from local waste haulers.

FISCAL IMPACT

There is no significant fiscal impact to the City associated with the award of this franchise. The application fee for the two-year, non-exclusive franchise to haul C&D debris is based on the estimated costs for staff time to process the applications and to review and process the quarterly reports from each hauler.

REASON FOR RECOMMENDATION

Haulers must be franchised in order to haul C&D in Clovis. All applicants recommended for approval met all the requirements for the non-exclusive franchise.

ACTIONS FOLLOWING APPROVAL

Staff will notify the hauler that they have been awarded the non-exclusive franchise. Staff will provide the Building Official and the BIA with the list of the approved non-exclusive franchised C&D haulers. Staff will monitor the franchised haulers' reports for compliance with Ordinance 13-12.

Prepared by: Glenn Eastes, Associate Civil Engineer GE
Submitted by: Scott Redelfs, Assistant Public Utilities Director SR
Approved by: Luke Serpa, Public Utilities Director LS

APPROVED CONSTRUCTION AND DEMOLITION (C&D) HAULERS

Proposed Approval valid through 7-1-2018

Clovis Recycling, Inc.
DBA: C & W Enterprises
2491 Alluvial Avenue, Suite 13
Clovis, Ca 93611
559-325-2128
www.clovisrecyclingcenter.com

F-N-F Roll Off Services
559-318-0644

HD Matthews Demolition & Excavation
559-275-3366

Granite Solid Waste Inc.
PO Box 268
Prather, Ca 93651
559-298-3463
www.GraniteSolidWaste.com

Hinojosa Cleanup Services (HCS)
12907 E. San Gabriel Ave.
Sanger, Ca 93657
559-647-2602

Approval valid through 7-1-2017

Allied Waste Services
5501 N Golden State Boulevard
Fresno, CA 93722
559 275-1551
www.republicservices.com

Industrial Waste and Salvage
3457 S. Cedar Ave
Fresno, CA. 93725
559 233-1159
www.Cagliarecycling.com

Kroeker, Inc.
4627 S. Chestnut Ave
Fresno, CA 93725
559 237-3764
www.kroekerinc.com

North Cal Hauling Company
5714 Folsom Boulevard #285
Sacramento, CA. 95819
916 381-9033
www.northcalhauling.com

Waste Management
4333 E. Jefferson Ave
Fresno, CA 93725
559 834-4070

Mid Valley Disposal
2721 S. Elm Ave. Fresno Ca 93706
15300 W. Jensen Ave. Kerman, Ca
93630
(559) 237-9425
www.midvalleydisposal.com

Selma Disposal and Recycling
1675 Dockery Ave. Selma, Ca 93662
Phone (559) 891-7694
Fax (559) 891-7745
www.CandSwaste.com

Mini Dumpsters of Fresno
3443 N. Parkway Dr. PMB #1
Fresno Ca 93722
(559) 696-6626

Nick's Trucking, Inc.
7420 N. Van Ness
Fresno, CA 93711
559 281-2267



AGENDA ITEM NO: CC-H-2
City Manager: [Signature]

- CITY OF CLOVIS - REPORT TO THE CITY COUNCIL

TO: Mayor and City Council

FROM: Public Utilities Department

DATE: June 6, 2016

SUBJECT: Approval - Waive Formal Bidding Requirements and Authorize the Purchase of a Replacement Backhoe Loader off the NJPA Contract from Quinn Company.

ATTACHMENTS: None.

CONFLICT OF INTEREST

None.

RECOMMENDATION

For the City Council to waive the City's formal bidding requirements and authorize purchasing off of the National Joint Powers Alliance contract a replacement backhoe loader from Quinn Company for \$109,907.79 including tax.

EXECUTIVE SUMMARY

In this year's Fleet Capital budget are funds to replace a backhoe loader in the Water section of the Public Utilities Department. The equipment being replaced is due for replacement based on age, and overall condition. The competitively bid contract price is \$118,407.79 including sales tax less a trade in of \$8,500 for a 1991 Case 580SK backhoe, for a net price of \$109,907.79.

BACKGROUND

The recommended equipment is available through the National Joint Powers Alliance (NJPA) contracts, which are competitively bid on a nationwide basis. The City has used these contracts in the past as they are very competitive.

FISCAL IMPACT

Funds were included in the 2015-16 Fleet Capital budget and the user department will have accumulated the necessary funds for the equipment replacement. The recommended vehicle is available through the NJPA contract, which is competitively bid on a nationwide basis.

REASON FOR RECOMMENDATION

The vehicle to be traded in is a 1991 model that doesn't meet new emissions requirements. A replacement loader will be more dependable, will meet the new emissions requirements and will be covered by a warranty. The proposed method of purchasing the equipment is cost effective and funds are available.

ACTIONS FOLLOWING APPROVAL

A purchase order will be prepared for the City Manager's approval and sent to the vendor.

Prepared by: Lisa Koehn, Assistant Public Utilities Director

Submitted by: Luke Serpa, Public Utilities Director LS



AGENDA ITEM NO: CC-H3

City Manager: AA

- CITY OF CLOVIS - REPORT TO THE CITY COUNCIL

TO: Mayor and City Council

FROM: Public Utilities Department

DATE: June 6, 2016

SUBJECT: Receive and File - Public Utilities Monthly Report March 2016

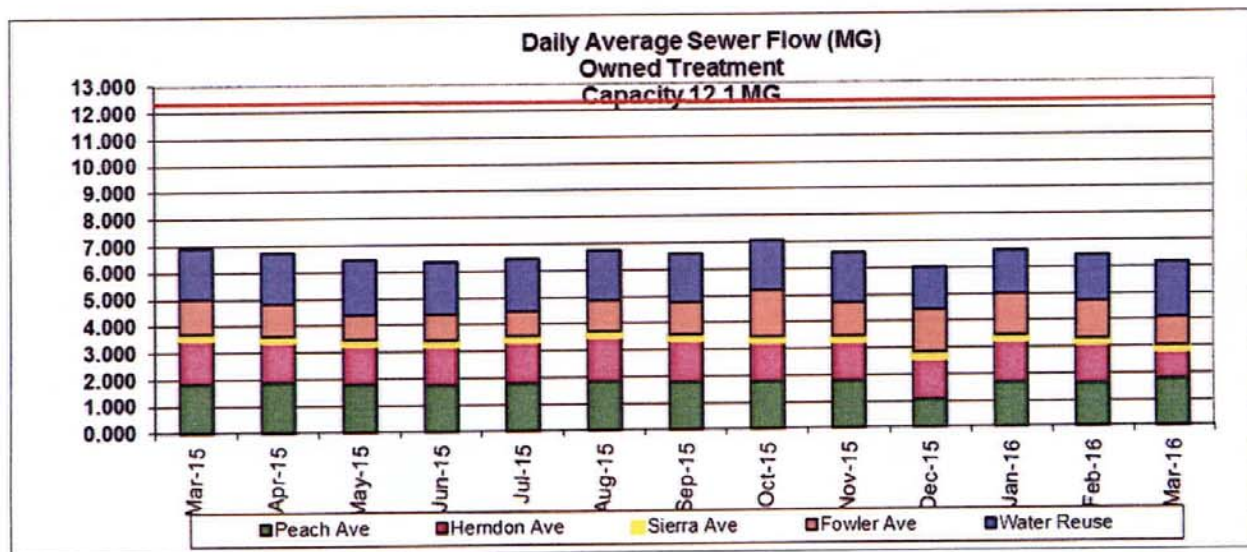
Arbor Day 2016



March 18, 2016 marked this year's Arbor Day ceremony in Clovis. As part of what makes Clovis a Tree City USA, an Arbor Day ceremony completed the planting of a small grove of Armstrong Maple Trees outside of the Clovis Senior Center. Helping to celebrate Arbor Day were students from Weldon Elementary. The students that participated were 4th grade Senator Kyleigh Graham who read the Clovis Arbor Day Proclamation; Weldon Vice President Nick Palomares, who read about the history of Arbor Day; President Karla Heredia who read about the benefit of trees; and Rally Commissioner Marysol Madrigal who read a few "facts about trees." Also joining the ceremony was Weldon's student counselor Amber Jahr and State Regional Urban Forester Guy Anderson.

WASTEWATER DISPOSAL SECTION

<u>Sewer Flow</u>	<u>Total Flow MG In March</u>		<u>Average Daily Flow MG/d</u>		<u>Owned Treatment Capacity MGD</u>
	2016	2015	2016	2015	
Peach Avenue	54.790	57.160	1.767	1.844	3.0
Herndon Avenue	32.770	51.630	1.057	1.665	2.8
Sierra Avenue	6.150	6.206	0.198	0.200	0.5
Fowler Avenue	32.570	40.330	1.051	1.301	3.0
Water Reuse	65.208	59.300	<u>2.103</u>	<u>1.913</u>	<u>2.8</u>
TOTAL			6.176	6.923	12.1



Storm Drain Maintenance

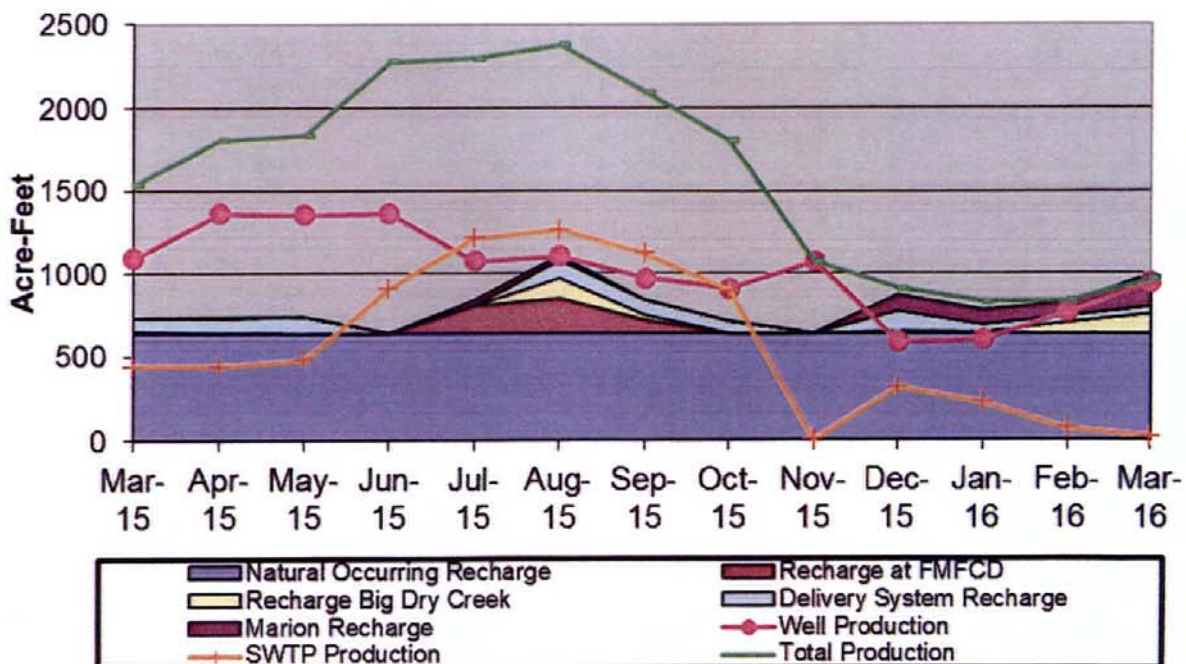
Summary of Activities	March 2016	March 2015	March 2014
Number of storms this month	6	2	6
Total rainfall this month (inches)	2.93	0.06	0.62
Rainfall to date (inches)	13.43	4.78	4.03

WATER SECTION

Water Production Unit

	This Month	Calendar Year to date
Recharge at FMFCD Basins (AF)	0	0
Recharge Upstream in Big Dry Creek (AF)	116	186
Marion Recharge per FID (AF)	193	365
Delivery System Recharge	44	128
Total Artificial Recharge (AF)	353	679
Natural Recharge	642	1,925
Total Well Production (AF)	945	2,318
Treatment Plant Production (AF)	23	324

Water Production vs. Recharge Activities



Summary of Activities	2016	Year to Date	2015	Year to Date	2014	Year to Date
SWTP production (mg)	7.564	105.470	143.398	384.223	169.601	385.788
Well production (mg)	307.783	755.219	356.377	774.221	299.136	850.628
Total water production (mg)	315.347	860.689	499.775	1158.444	468.737	1236.416
Daily average	10.172	9.458	16.659	12.730	14.648	13.587
Days between readings	31	91	30	91	32	91

PARKS SECTION

California Parks and Recreation Society awarded the City of Clovis the 2015 Award of Excellence in Park Planning for Dry Creek Trailhead



Eric Aller, Parks Manager, CPRS award display for Dry Creek Trailhead.

SAFETY

On March 15th and 16th, Health Metrics, Inc. was back at the Corp Yard to conduct annual audiometric testing for all Public Utilities Department employees. The testing ran seamlessly and successfully, testing/training four employees every 20 minutes over 11 hours.



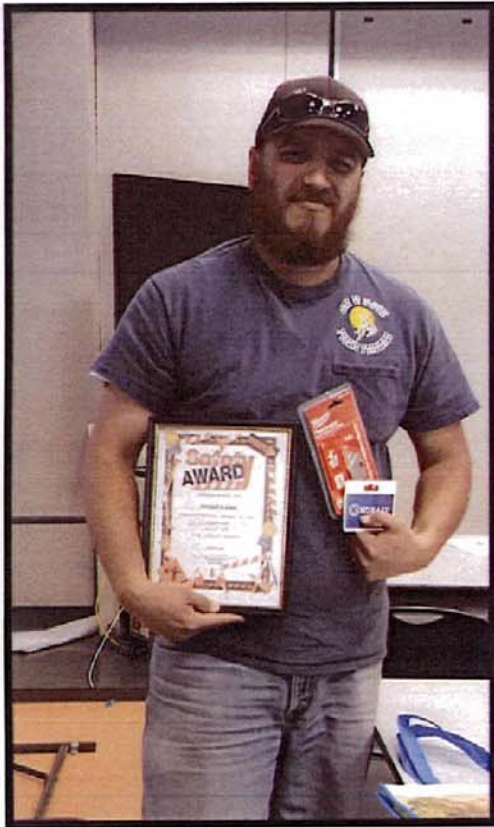
Fall Hazards

- Falls account for 1/3 of all deaths in the construction trade.
- OSHA requires fall protection for platforms or work surfaces with unprotected sides or edges that are six feet or higher than the ground or level below it.
- This is known as the six-foot rule.

On March 30th, Marc Ipsen of Capital Safety returned to the Public Utilities Department. He provided annual Fall Protection Safety/Inspection training for employees that use fall protection during the course of their work or who are designated by the Department as the Competent Person for inspecting the fall protection equipment employees use.

On March 31st, Kim Libeck (Safety Officer) and Rob Rush (Utilities Manager) provided annual Trenching & Excavation General Safety training for the 36 Public Utilities and Facilities Maintenance employees that perform trenching and excavation activities for the City of Clovis. OSHA statistics indicate that two (2) workers are killed every month in trench collapses. OSHA 2015/16 summaries report that 14 workers died in trenches between August 1, 2015, and April 30, 2016. Public Utilities employees continue to strive to lead our industry in safe work practices.





Joseph Lujan, Maintenance Worker in the Valves Unit of the Utilities Section was nominated for a Safety Award by his Leadworker for an event that occurred in March 2016. Mr. Lujan was assigned to assist a Senior Maintenance Worker on a double service line replacement project at 935 Cherry Lane. As the Senior Maintenance Worker was operating a backhoe to excavate the area, Mr. Lujan noticed that PG&E had failed to mark their gas service laterals to the meters. Upon recognizing this tremendous hazard, Mr. Lujan immediately alerted the operator of the backhoe. Machine excavation was halted and the gentlemen hand dug the area and exposed a 1" steel gas line that would have been impacted by the backhoe had Mr. Lujan not recognized the hazard. Mr. Lujan's astute evaluation of the work zone, level headed thinking and quick action mitigated a potentially life threatening incident.





AGENDA ITEM NO: **1-A-1&2**

City Manager: 

- CITY OF CLOVIS - REPORT TO THE CITY COUNCIL

TO: Mayor and City Council

FROM: Finance Department

DATE: June 6, 2016

SUBJECT: Consider Actions related to Annexation of Territory (Annexation #44 – T6040 - Northeast Corner Barstow/DeWolf) to the City of Clovis Community Facilities District No. 2004-1 (Police and Fire Services). (Staff: J. Schengel)

1. Consider Approval - Res. 16-____, A Resolution annexing territory (Annexation #44 – T6040 - Northeast Corner Barstow/DeWolf) 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 #44) to City of Clovis Community Facilities District No. 2004-1 (Police and Fire Services).
2. Consider Approval - Res. 16-____, 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).

ATTACHMENTS: (A) Resolution of Annexation
(B) Resolution Declaring Results
(C) Exhibit A – Canvass and Statement of Result Election
(D) Map

CONFLICT OF INTEREST

None

RECOMMENDATION

- That the Council hold a public hearing and approve actions related to the Annexation of Territory (Annexation #44) to Community Facilities District No. 2004-1.

- Consider Approval – Res. 16-____, A Resolution of annexation of territory (Annexation #44) to the Community Facilities District (City of Clovis Community Facilities District No. 2004-1) and to authorize the levy of Special Taxes therein and submitting Levy of Special Taxes to Qualified Electors.
- Call for Special Election and have Clerk announce the vote.
- Consider Approval – Res. 16-____, A Resolution of the City Council of the City of Clovis Declaring the Results of the Special Annexation Election; Determining Validity of Prior Proceedings and Directing Recording of the Notice of Special Tax Lien (City of Clovis Community Facilities District No. 2004-1) (Police and Fire Services).

EXECUTIVE SUMMARY

Since the condition to establish a CFD was imposed on the developments being processed by the City, developments proceeding after March 8, 2004, must petition to be annexed to the existing CFD. Several property owners have submitted petitions to annex territory to the Community Facilities District 2004-1 and to include their property within the District as provided by the conditions of approval of the development entitlements.

To initiate the process for annexation of territory to a CFD, the Council approved a Resolution of Intention-Annexation #44 (ROI) to annex territory to the CFD on May 2, 2016. The ROI set a public hearing for June 6, 2016. The action today finalizes the annexation to the CFD.

BACKGROUND

Since the condition to establish a CFD was imposed on the developments being processed by the City, developments proceeding after March 8, 2004 must petition to be annexed to the existing CFD. Several property owners have submitted petitions to annex territory to the Community Facilities District 2004-1 and to include their property within the District as provided by the conditions of approval of the development entitlements.

To initiate the process for annexation of territory to a CFD, the Council approved a Resolution of Intention-Annexation #44 (ROI) to annex territory to the CFD. The ROI set a public hearing for June 6, 2016. The Rate and Method of Apportionment (RMA) referred to in the ROI is the same as adopted by the Council with the Resolution of Formation adopted March 8, 2004. RMA provides, among other things, definitions, identifies what properties will be taxed, and the maximum special tax.

The conditions as provided in the Rate and Method of Apportionment will apply to territory annexed to the Community Facilities Districts to provide funding for public safety operations in new growth areas. The major conditions include:

1. The maximum annual tax will be \$227.68 for single family residential and \$196.59 for multi-family residential.

2. The maximum tax will be increased by the Escalator Factor, which is the greater of the change in CPI or percentage change in population.
3. There will be a review not later than five years of inception of the CFD.
4. The annual tax will not apply to commercially zoned property.
5. The tax will apply only to that property for which a building permit is issued after January 1, 2004.
6. The costs of salary and benefit increases funded by the CFD will be limited to the Escalator Factor.

The purpose of the hearing is to take public comment on the annexation of territory to the CFD and to accept protests from any property owner within the proposed boundaries. If no property owner protests are received, the Council may take the initial actions to annex the territory to the CFD by approving a resolution on the annexation to the CFD and approving calling a special property owner election. Once the election is called, the City Clerk tabulates the ballots. If the property owners of two-thirds of the property within the proposed boundaries vote in favor of the CFD, then the Council can take the action to direct the recording of Notice of Special Tax Lien. The recording of the Tax Lien is contingent upon the property being annexed to the City. The property included within the CFD is being processed for annexation to the City and the Local Agency Formation Commission has approved the annexations.

After the annexation is complete and the Notice of Tax Lien has been recorded, any final maps within the CFD may be recorded and construction permits for homes can be issued. One of the conditions of the CFD is that the tax will only be collected on those properties where a building permit for a residence has been issued.

FISCAL IMPACT

If approved, residential units built within the boundaries of the CFD will be assessed annually according to the conditions of the CFD formation and those assessments will be utilized to fund police and fire services.

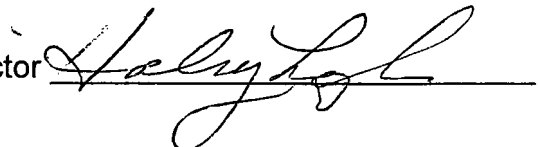
REASON FOR RECOMMENDATION

All requirements for the annexation of territory to the CFD have been completed and the Council may take action to annex territory to the CFD.

ACTIONS FOLLOWING APPROVAL

After approval of the resolution directing the recordation of the Notice of Tax Lien, the lien will be recorded.

Submitted by: Haley Lynch, Deputy Finance Director



RESOLUTION NO. 16-__

**A RESOLUTION OF ANNEXATION OF TERRITORY TO COMMUNITY FACILITIES
DISTRICT AND TO AUTHORIZE THE LEVY OF SPECIAL TAXES THEREIN AND
SUBMITTING LEVY OF SPECIAL TAXES TO QUALIFIED ELECTORS**

**CITY OF CLOVIS
Community Services District No. 2004-1
(Police and Fire Services)
Annexation No. 44**

RESOLVED by the City Council (the "Council") of the City of Clovis (the "City"), County of Fresno, State of California, that:

WHEREAS, this Council, on May 2, 2016, adopted A Resolution of Intention to Annex Territory to the Community Services District and to Authorize the Levy of Special Taxes Therein (the "Resolution of Intention") stating its intention to annex the territory to the City's Community Services District 2004-1 (the "District"), pursuant to Mello Roos Community Facilities Act of 1982, Sections 53311 and following of the California Government Code (the "Act"); and

WHEREAS, a copy of the Resolution of Intention, incorporating a description and map of the proposed boundaries of the territory to be annexed to the District and stating the services to be provided and the rate and method of apportionment of the special tax to be levied within the District to pay for the services for the District, is on file with the Clerk of the Council and the provisions thereof are fully incorporated herein by this reference as if fully set forth herein; and

WHEREAS, on the date hereof, this Council held a noticed public hearing as required by the Act and the Resolution of Intention relative to the proposed annexation of territory to the District; and

WHEREAS, at such hearing all interested persons desiring to be heard on all matters pertaining to the annexation of territory to the District and the levy of said special taxes within the area proposed to be annexed were heard and a full and fair hearing was held; and

WHEREAS, prior to the time fixed for said hearing, written protests had not been filed against the proposed annexation of territory to the District by (i) 50% or more of the registered voters, or six registered voters, whichever is more, residing in the existing District, or (ii) 50% or more of the registered voters, or six registered voters, whichever is more, residing in the territory proposed to be annexed to the District, or (iii) owners of one-half or more of the area of land in the territory proposed to be annexed to the District; and

WHEREAS, Annexation Map No. 44 to the District, has been filed with the City Clerk, which map shows the territory to be annexed in these proceedings, and a copy thereof is on file with the City Clerk.

NOW, THEREFORE, IT IS HEREBY ORDERED,

1. All prior proceedings taken by this Council with respect to the District and the proposed annexation of territory thereto have been duly considered and are hereby determined to be valid and in conformity with the Act, and the District has been validly established pursuant to the Act.
2. The description and map of the boundaries of the territory to be annexed to District, as described in said Annexation Map No. 44 to the District on file with the Clerk are hereby finally approved, are incorporated herein by reference, and shall be included within the boundaries of the District, and said territory is hereby ordered annexed to the District, subject to voter approval of the levy of the special taxes therein as hereinafter provided.
3. The provisions of the Resolution of Intention and Resolution No. 16- adopted by this Council for the District on May 2, 2016, each as heretofore adopted by this Council are by this reference incorporated herein, as if fully set forth herein.
4. Pursuant to the provisions of the Act, the proposition of the levy of the special tax within the territory to be annexed to the District shall be submitted to the voters of the area to be annexed to the District at an election called therefore as hereinafter provided.
5. This Council hereby finds that fewer than 12 persons have been registered to vote within the territory proposed to be annexed to the District for each of the 90 days preceding the close of the hearing heretofore conducted and concluded by this Council for the purposes of these annexation proceedings. Accordingly, and pursuant to the Act, this Council finds that for purposes of these proceedings the qualified electors are the landowners within the territory proposed to be annexed to the District and that the vote shall be by said landowners, each having one vote for each acre or portion thereof such landowner owns in the territory proposed to be annexed to the District.
6. Pursuant the Act, the election shall be conducted by mail ballot under Section 4000 of the California Elections Code. This Council hereby determines that paragraphs (a), (b), (c)(1), and (c)(3) of said Section 4000 are applicable to this election.
7. The Council hereby calls a special election to consider the measure described in the ballot referred to below, which election shall be held on June 6, 2016, in the regular meeting place of this Council, City Council Chambers, City Hall, 1033 5th Street, Clovis, California. This Council hereby further finds that the provision of the Act requiring a minimum of 90 days to elapse before said election is for the protection of voters and that the voters have waived such requirement and the date for the election herein specified is established accordingly.
8. The City Clerk is hereby appointed as the election official to conduct the election and shall cause to be provided to each landowner in the territory to be annexed to the District. The City Clerk shall accept the ballots of the qualified electors received prior to 5:00 o'clock p.m. on June 6, 2016, whether received by mail or by personal delivery.

The foregoing resolution was introduced and adopted at a regular meeting of the City Council of the City of Clovis June 6, 2016, by the following roll call vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

DATE: June 6, 2016

Mayor

City Clerk

RESOLUTION NO. 16-__

**A RESOLUTION DECLARING RESULTS OF SPECIAL ANNEXATION ELECTION,
DETERMINING VALIDITY OF PRIOR PROCEEDINGS, AND DIRECTING RECORDING OF
AMENDED NOTICE OF SPECIAL TAX LIEN**

**CITY OF CLOVIS
Community Facilities District No. 2004-1
(Police and Fire Services)
Annexation No. 44**

RESOLVED by the City Council (the "Council") of the City of Clovis (the "City"), County of Fresno, State of California, that:

WHEREAS, in proceedings heretofore conducted by the Council pursuant to the Mello-Roos Community Facilities Act of 1982, as amended (the "Act"), this Council has heretofore adopted a resolution calling a special election of the qualified landowner electors in the territory of land proposed to be annexed to Community Facilities District No. 2004-1 (Police and Fire Services) (the "CFD"); and

WHEREAS, pursuant to the terms of the resolution which is hereby incorporated herein by this reference, the special election has been held and the City Clerk has filed a Canvass of Votes Cast in Special Election, a copy of which is attached hereto as Exhibit A; and

WHEREAS, this Council has reviewed the Canvass and hereby approves it.

NOW, THEREFORE, IT IS HEREBY ORDERED as follows:

1. The issue presented at the special election was the levy of a special tax within the territory annexed to the CFD, to be levied in accordance with the formula heretofore approved by this Council as described in Resolution No. 16-, a Resolution of Annexation of Territory to Community Facilities District, authorizing the Levy of a Special Tax and Submitting Levy of Tax to Qualified Electors, adopted May 2, 2016.
2. Pursuant to the Canvass on file with the City Clerk, the issue presented at the special election was approved by the landowners of the territory annexed to the CFD by more than two-thirds of the landowners voting at the special election.
3. Pursuant to the voter approval, said annexed territory to the CFD is hereby declared to be fully annexed to and part of the CFD and this Council may levy special taxes therein as heretofore provided in these proceedings.

4. It is hereby found that all prior proceedings and actions taken by this Council pursuant to the CFD and the territory annexed thereto were valid and in conformity with the Act.

Within 15 days of the date hereof, the City Clerk shall execute and cause to be recorded in the office of the County Recorder of the County of Fresno, an amendment to the Notice of Special Tax Lien as required by Section 3117.5 of the California Streets and Highways Code.

* * * * *

The foregoing resolution was introduced and adopted at a regular meeting of the City Council of the City of Clovis held on June 6, 2016, by the following roll call vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

DATED: June 6, 2016

Mayor

City Clerk

EXHIBIT A

**CITY OF CLOVIS
Community Facilities District No. 2004-1
(Police and Fire Services)
Annexation No. 44**

CANVASS AND STATEMENT OF RESULT OF ELECTION

I hereby certify that on this date, I canvassed the returns of the election held on this date, in the territory annexed to Community Facilities District No. 2004-1 (Police and Fire Services) of the City of Clovis which election is designated as the Special Tax Annexation Election, and the total number of ballots cast in the territory to be annexed and the total number of votes cast for and against the measure are as follows and the totals as shown for and against the measure are full, true and correct:

Qualified Landowner Votes	Votes Cast	YES	NO
--	-----------------------	------------	-----------

**City of Clovis
Community Facilities District No. 2004-1
(Police and Fire Services), Annexation No. 44
Special Tax Annexation Election,
June 6, 2016.**

BALLOT MEASURE: Shall the City of Clovis, by and for its Community Facilities District No. 2004-1 (Police and Fire Services) (the "CFD"), be authorized to levy special taxes within the territory annexed to the CFD pursuant to and as described in Resolution No. 16-___ of the City of Clovis, adopted by its Council on June 6, 2016?

IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND this ____ day of _____ 2016.

CITY OF CLOVIS

By: _____
City Clerk

Attachment C



LEGEND

PARCEL
ANNEXATION BOUNDARY
APN 554-030-465
APN 554-030-505

SCALE: 1" = 500'

FILED IN THE OFFICE OF THE CITY CLERK THIS _____ DAY OF _____, 2016, I HEREBY CERTIFY THAT THE WITHIN MAP SHOWING PROPOSED BOUNDARIES OF ANNEXATION NO. 44 TO COMMUNITY FACILITIES DISTRICT NO. 2004-1 (POLICE AND FIRE SERVICES), CITY OF CLOVIS, COUNTY OF FRESNO, STATE OF CALIFORNIA, WAS APPROVED BY THE CITY COUNCIL OF THE CITY OF CLOVIS AT A REGULAR MEETING THEREOF, HELD ON THE 8TH DAY OF _____, 2016, BY ITS RESOLUTION NO. 16-_____

JOHN HOLT
CITY CLERK
CITY OF CLOVIS

FILED THIS _____ DAY OF _____, 2016, AT THE HOUR OF _____ O'CLOCK _____ M. IN THE BOOK _____ PAGE _____ OF MAPS OF ASSESSMENT AND COMMUNITY FACILITIES DISTRICTS AND AS INSTRUMENT NO. _____ IN THE OFFICE OF THE COUNTY RECORDER IN THE COUNTY OF FRESNO, STATE OF CALIFORNIA.

PAUL A. DICTOS, C.P.A. BY: DEPUTY COUNTY RECORDER
COUNTY ASSESSOR-RECORDER
COUNTY OF FRESNO
STATE OF CALIFORNIA

REFERENCE IS MADE TO THAT BOUNDARY MAP OF COMMUNITY FACILITIES DISTRICT NO 2004-1 (POLICE AND FIRE SERVICES) OF THE CITY OF CLOVIS RECORDED WITH THE FRESNO COUNTY RECORDER'S OFFICE ON FEBRUARY 19, 2004, IN BOOK 40 OF MAPS OF ASSESSMENT AND COMMUNITY FACILITIES DISTRICTS, PAGE 57.

THE LINES AND DIMENSIONS OF EACH LOT OR PARCEL SHOWN ON THIS DIAGRAM SHALL BE THOSE LINES AND DIMENSIONS AS SHOWN ON THE FRESNO COUNTY ASSESSORS MAPS FOR THOSE PARCELS LISTED.

THE FRESNO COUNTY ASSESSORS MAPS SHALL GOVERN FOR ALL DETAILS CONCERNING THE LINES AND DIMENSIONS OF SUCH LOTS OF PARCELS.

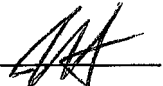
ANNEXATION MAP NO. 44
COMMUNITY FACILITIES DISTRICT NO. 2004-1
(POLICE AND FIRE SERVICES)

CITY OF CLOVIS
COUNTY OF FRESNO
STATE OF CALIFORNIA

Attachment D



AGENDA ITEM NO: 1-B

City Manager: 

- CITY OF CLOVIS - REPORT TO THE CITY COUNCIL

TO: Mayor and City Council

FROM: Public Utilities Department

DATE: June 6, 2016

SUBJECT: Receive and File – Landscape Maintenance District Zones 2, 4 and 5; 2016 Assessment Election Results.

CONFLICT OF INTEREST

None

RECOMMENDATION

Receive and file the results of the election to increase the assessment in Landscape Maintenance District (LMD) Zone 4, and continue with the current assessment rates in LMD Zone 2 and LMD Zone 5.

EXECUTIVE SUMMARY

An election was held to increase assessments within Landscape Maintenance District No.1 Zones 2, 4 and 5. During the Public Hearing held on May 16, 2016, all ballots were received and the balloting portion of the election was closed. The public hearing was continued to June 6, 2016, in order to receive and file the balloting results. Ballots were publicly tabulated on May 17, 2016. Balloting results are as follows: The assessment increase passed in Zone 4 with 60% of the ballots in favor of the increase. The assessment increase failed to pass in Zones 2 and 5. Zone 2 balloting rejected an assessment increase with 54% not in favor, and Zone 5 balloting rejected an assessment increase with 50.12% not in favor. Upon receiving the LMD rate increase election results, the public hearing for the LMD assessment election will be closed.

BACKGROUND

The yearly assessments established for all properties within the LMD provide funding for the City's cost in operation, maintenance, and repair of the public landscaping within each zone. Though staff has implemented several cost saving measures to postpone

the need to increase these assessments, the rates established in 2004 for Zone 2, and 2013 for Zone 4 and Zone 5 are no longer able to sustain the current level of maintenance and provide for the necessary capital reserves. On March 7, 2016, Council authorized staff to proceed with a Proposition 218 election to increase assessments in LMD Zones 2, 4 and 5. The balloting portion of the election was closed at the end of the Public Hearing on May 16, 2016. The ballots were publicly tabulated in Council Chambers on May 17, 2016.

A majority of returned ballots approved an assessment rate increase in Zone 4, but rejected an assessment rate increase in Zone 2 and Zone 5. The ballot count is as follows:

- **Benefit Zone 2: The Assessment Increase Failed 54.00% to 46.00%**

Type of Vote	No. of Ballots Returned	Weighted Assessment Amount	Percent of Votes
Yes	960	\$105,252.18	46.00%
No	<u>980</u>	<u>\$123,532.10</u>	<u>54.00%</u>
Total	1,940	\$228,784.28	100%

Zone 2: Total number of ballots mailed: 5,678 (34.17% election turn-out)

- **Benefit Zone 4: The Assessment Increase Passed 60.21% to 39.79%**

Type of Vote	No of Ballots Returned	Weighted Assessment Amount	Percent of Votes
Yes	1,437	\$71,898.12	60.21%
No	<u>953</u>	<u>\$47,516.58</u>	<u>39.79%</u>
Total	2,596	\$94,582.74	100%

Zone 4: Total number of ballots mailed: 6,869 (34.79% election turn-out)

- **Benefit Zone 5: The Assessment Increase Failed 50.12% to 49.88%**

Type of Vote	No. of Ballots Returned	Weighted Assessment Amount	Percent of Votes
Yes	640	\$41,510.40	49.88%
<u>No</u>	<u>597</u>	<u>\$41,704.98</u>	<u>50.12%</u>
Total	1,381	\$69,188.10	100%

Zone 5: Total number of ballots mailed: 3,636 (34.02% election turn-out)

FISCAL IMPACT

A new assessment rate will be established for LMD Zone 4 beginning in fiscal year 2016/17. In LMD Zone 2 and LMD Zone 5 the assessment rates will not increase in fiscal year 2016/17. The Zone 4 assessment rate will increase from \$36.42/year to \$49.86/year for a total annual assessment of \$352,909.08. The Zone 2 assessment rate will remain at \$87.10/year for a total annual assessment of \$550,547.86. The Zone 5 assessment rate will remain at \$50.10/year for a total annual assessment of \$185,370.00. LMD Zones 1 through 6 do not include annual escalation factors, so additional future elections in these Zones will be needed as costs continue to rise.

REASON FOR RECOMMENDATION

The election was held as approved by Council on March 7, 2016. The results are being reported back to Council and the new assessment rate will be included in the 2016/2017 levy.

ACTIONS FOLLOWING APPROVAL

The assessment rates in the Engineer's Report for Landscape Maintenance District No. 1, Zones 2, 4 and 5 will reflect the results of the election.

Prepared by: Eric Aller, Parks Manager

Submitted by: Luke Serpa, Public Utilities Director LS



AGENDA ITEM NO: **1-C**

City Manager: *AA*

- CITY OF CLOVIS - REPORT TO THE CITY COUNCIL

TO: Mayor and City Council

FROM: Public Utilities Department

DATE: June 6, 2016

SUBJECT: Consider Approval – Res. 16-_____, a Resolution confirming the Diagram and Assessments for the Annual Levy, 2016-17 Landscape Maintenance District No. 1.

ATTACHMENTS:

Attachment A: Resolution Confirming Diagram and Assessments
Attachment B: Assessment Diagrams

CONFLICT OF INTEREST

None.

RECOMMENDATION

1. Conduct the Public Hearing; and
2. Adopt Resolution No. 16-_____, confirming the diagram and assessments for the annual levy of Landscape Maintenance District No. 1 for FY 2016-17.

EXECUTIVE SUMMARY

A Public Hearing is required by the Landscape and Lighting Act of 1972 (ACT) to consider all written statements and to afford all interested persons the opportunity to hear and be heard concerning the Landscape Maintenance District assessments for the coming year. There have been no written comments made or filed as of the writing of this report. At the conclusion of the Public Hearing, the Council will confirm the diagram

and assessments in the Engineer's Report, as presented or amended, in order to levy assessments on parcels in the LMD for the following fiscal year.

LMD REQUIREMENTS

The Public Hearing is being held in accordance with Section 22629 of the Landscape and Lighting Act of 1972 (ACT). At the Hearing, all interested persons shall be afforded the opportunity to hear and be heard. The legislative body shall consider all oral statements and all written protests made or filed by any interested person. During the course of or at the conclusion of the Public Hearing, the legislative body may order changes in any of the matters provided in the Engineer's Report.

If a majority protest has not been filed, the legislative body may adopt the resolution confirming the diagram and assessments in the Engineer's Report. This adoption shall constitute the levy of assessments for the fiscal year referred to in the Engineer's Report. Immediately after the adoption of the resolution, the clerk shall file the diagram and assessments with the County Auditor.

BACKGROUND

On July 15, 1985, Council adopted Resolution No. 85-78 forming the City of Clovis Landscape Maintenance District No. 1 (LMD) in accordance with the Landscaping and Lighting Act of 1972 approved by the California State Legislature. The purpose of the District is to fund the operation and maintenance of landscaped areas and interior parks benefiting development throughout the City.

The yearly assessments established for all properties within the District provide funding for the City's cost for operation, maintenance, related services, and incidental expenses. The required operation and maintenance includes mowing, edging, fertilizing, weed control, irrigation system, pruning, plant replacement, lighting, and a depreciation fund to periodically replace playground equipment. The assessments are collected by the County as a special assessment on the property tax bills.

On March 14, 2016 Council approved the Preliminary Engineer's Report and adopted Resolution No. 16-40 that declares the City's intention to levy and collect the annual assessments for Landscape Maintenance District No. 1 and gives notice of Public Hearing. The Notice was published in The Business Journal on April 29, 2016. At this time, the Council is to consider all oral and written statements, make any changes to the Engineer's Report, and adopt the Resolution to levy assessments for FY 2016-17. Changes made to the Preliminary Engineer's Report that was approved March 14, 2016 include, the adjustment of the assessment rates of Zone 2 and Zone 5 due to the assessment rate increase election being unsuccessful, and to add any properties annexed to the LMD since that date.

As described in the "Intention to Levy and Collect the Annual LMD Assessments" staff report presented to the Clovis City Council on March 14, 2016 the following changes were recommended: Thirty-three Assessment Zones will receive no rate change, two Assessment Zones will receive a rate reduction, and one Assessment Zone will receive a rate increase based on the results of the 2016 LMD Assessment Increase Election.

As required by the ACT, the Engineer's Report for Landscape District No. 1 is on file with the City Clerk and includes the following:

- A full and detailed description of the improvements;
- A description of the assessable lots and parcels of land within the LMD;
- A diagram for the Landscape Maintenance District #1 showing the exterior boundaries and the boundaries of any zones within the LMD;
- The estimated costs of the improvements; and
- The proposed assessments.

FISCAL IMPACT

Approval of the Engineer's Report will provide the necessary funding for the Landscape Maintenance District No. 1 to continue the operation and maintenance of landscaped areas benefiting development throughout the City for the next fiscal year.

REASON FOR RECOMMENDATION

This resolution confirming the diagram and assessments in the Engineer's Report is required annually by the Landscaping and Lighting Act of 1972. Adoption of the Resolution establishes the levy of assessments in the amount specified in the Engineer's Report for each parcel for the coming fiscal year.

ACTIONS FOLLOWING APPROVAL

1. The Engineer's Report, as amended and approved by Council, will be recorded with the Fresno County Recorder's Office and filed with the Fresno County Auditor-Controller.
2. The assessments will be collected with the property taxes.

Prepared by: Eric Aller, Parks Manager

Submitted by: Luke Serpa, Public Utilities Director LS

ATTACHMENT A

RESOLUTION NO. 16-_____

**A RESOLUTION OF THE COUNCIL OF THE CITY OF CLOVIS, CALIFORNIA,
CONFIRMING THE DIAGRAM AND ASSESSMENTS IN THE ENGINEER'S REPORT
FOR THE ANNUAL LEVY, 2016-17 LANDSCAPE MAINTENANCE DISTRICT NO. 1**

WHEREAS, on March 14, 2016, pursuant to Part 2 of Division 15 of the Streets and Highways Code, the Landscaping and Lighting Act of 1972, the Council of the City of Clovis did adopt Resolution No. 16-40, a Resolution of Intention to Levy and Collect the Annual Assessment for Landscape Maintenance District No. 1 of the City of Clovis, (herein "LMD No. 1"); and

WHEREAS, the Council did declare in said Resolution of Intention its intention to levy and collect the annual assessment for the maintenance and operation of the landscaping facilities in said LMD No. 1; and

WHEREAS, notice of the public hearing was given as provided by law.

NOW, THEREFORE, IT IS HEREBY FOUND, DETERMINED, AND ORDERED as follows:

1. The Council determines that the territory within the LMD No. 1, whose boundaries are set forth in the Engineer's Report of the City of Clovis LMD No. 1 dated June 6, 2016, as amended and on file with the City Clerk of the City of Clovis, will be the territory benefited by the maintenance and servicing of the improvements described in said Engineer's Report.
2. The Public Hearing on said annual levy of assessments was held in accordance with law, and all persons filing protests or requesting to speak and who appeared were heard.
3. The Engineer's Report and the assessment of the estimated costs of the improvements contained therein and each and every part of said report, as amended, is adopted and approved; and the assessments upon the land in the LMD No. 1 being found to be in proportion to the benefits to be received from the improvements, are finally approved and confirmed as the assessments to pay the costs of each improvement and the expenses incidental thereto.
4. The Council hereby orders the levy of the assessments described in the Engineer's Report, as amended.
5. The subdivisions of land within the District are to be assessed to pay the costs of the landscape maintenance.

6. The City Clerk shall file the Engineer's Report and assessments, as confirmed, or a certified copy thereof, with the Recorder of the County of Fresno.

* * * * *

The foregoing resolution was introduced and adopted at a regular meeting of the City Council of the City of Clovis held on June 6, 2016 by the following vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

DATED: June 6, 2016

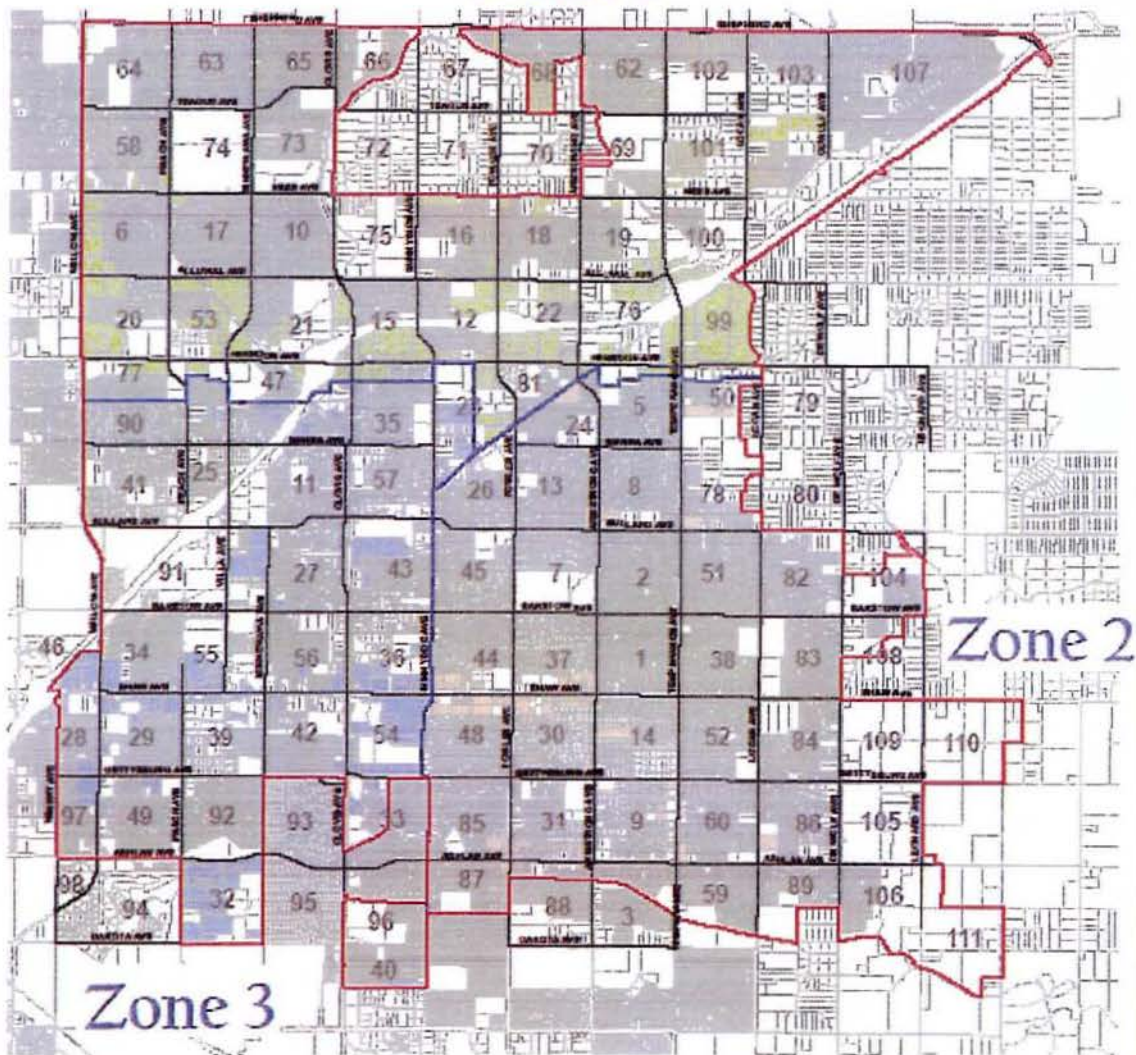
Mayor

City Clerk

ATTACHMENT B

ASSESSMENT DIAGRAM CITY OF CLOVIS LANDSCAPE MAINTENANCE DISTRICT No. 1 GENERAL ZONES: 1, 2, 3 COUNTY OF FRESNO, STATE OF CALIFORNIA

Zone 1

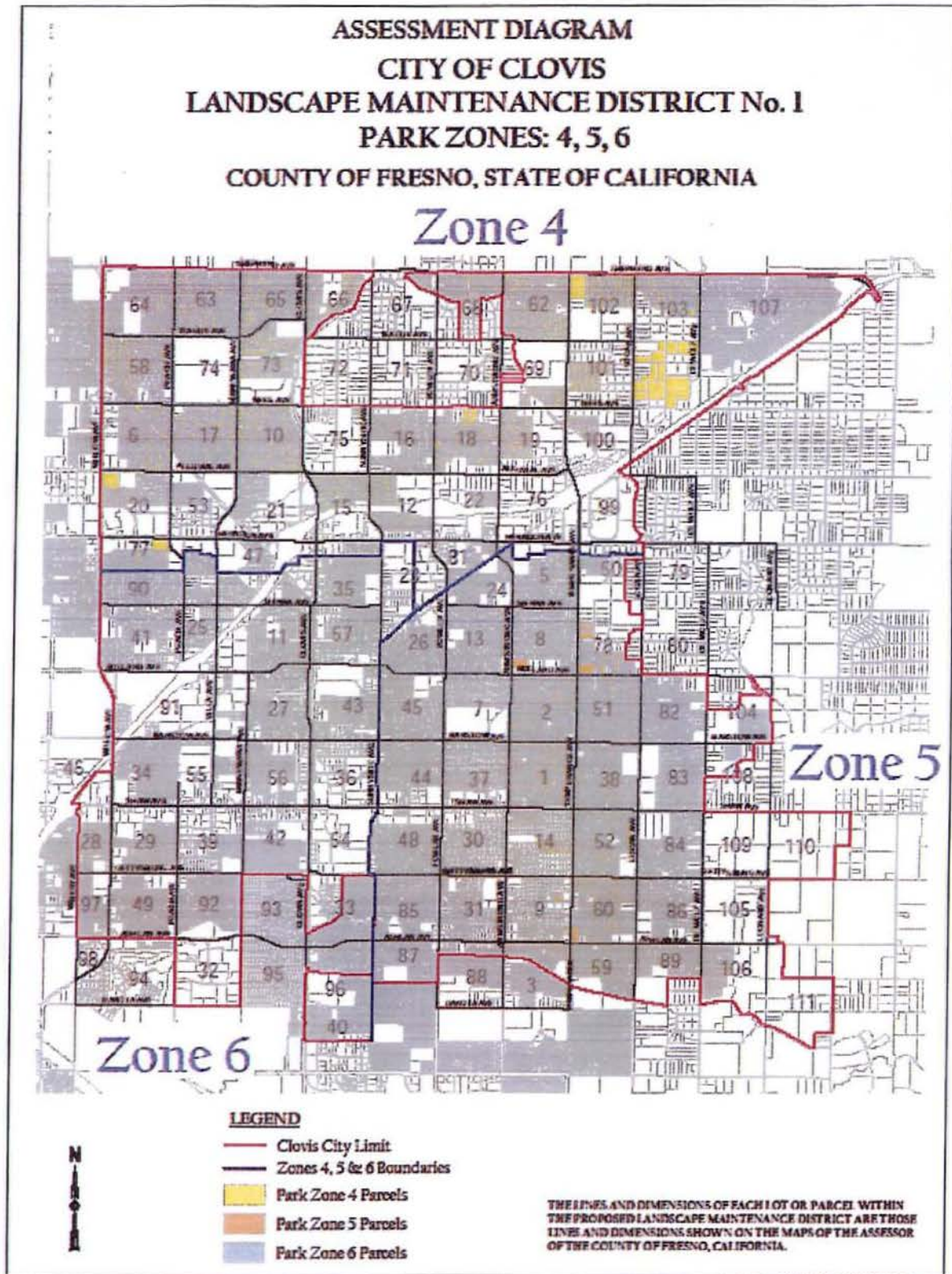


LEGEND

- Clovis City Limit
- Zones 1, 2 & 3 Boundaries
- General Zone 1 Parcels
- General Zone 2 Parcels
- General Zone 3 Parcels

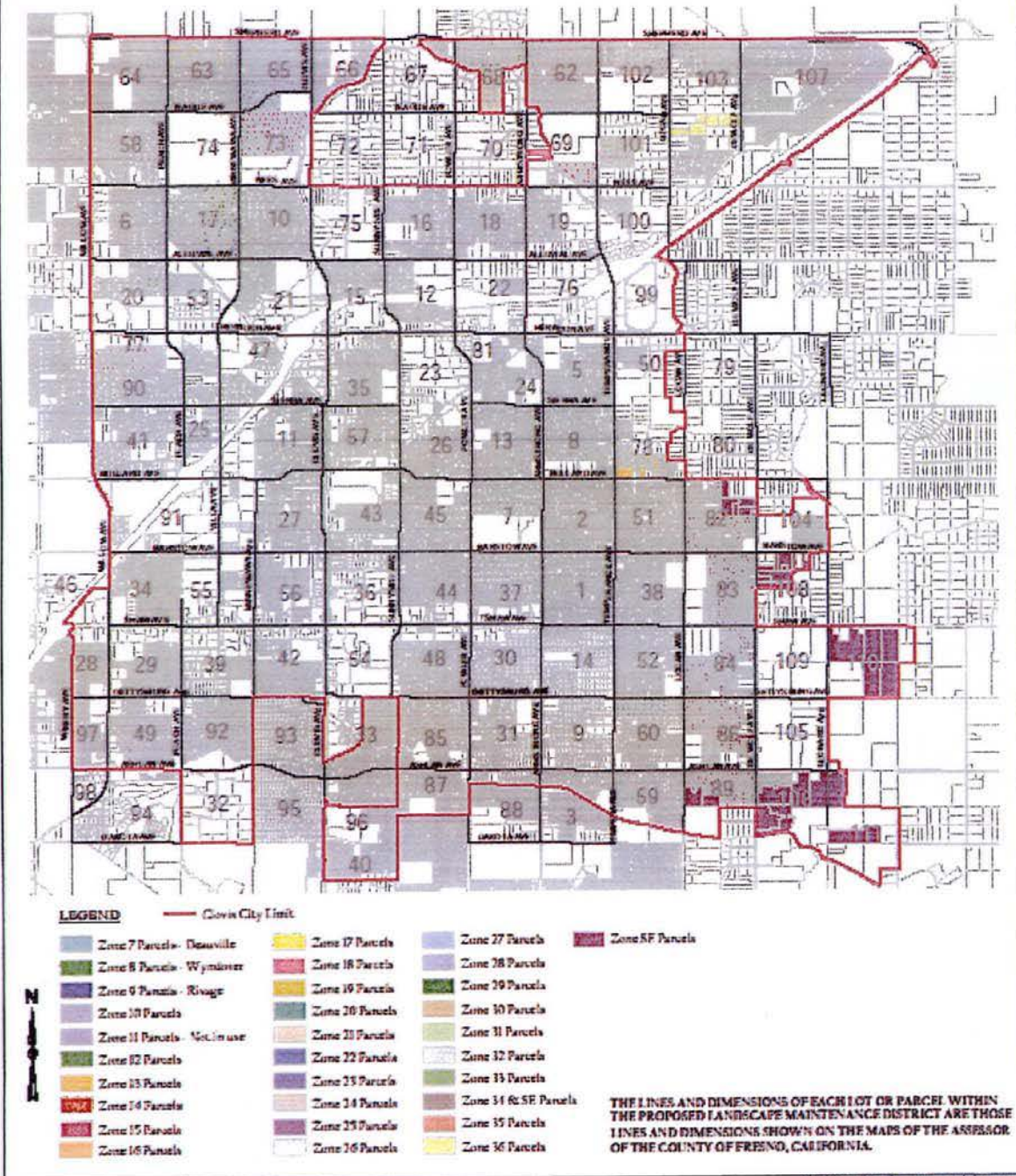
THE LINES AND DIMENSIONS OF EACH LOT OR PARCEL WITHIN THE PROPOSED LANDSCAPE MAINTENANCE DISTRICT ARE THOSE LINES AND DIMENSIONS SHOWN ON THE MAPS OF THE ASSESSOR OF THE COUNTY OF FRESNO, CALIFORNIA.

ATTACHMENT B



ATTACHMENT B

**ASSESSMENT DIAGRAM
CITY OF CLOVIS
LANDSCAPE MAINTENANCE DISTRICT No. 1
ENHANCEMENT ZONES: 7-36, and SE
COUNTY OF FRESNO, STATE OF CALIFORNIA**





AGENDA ITEM NO: 1D
City Manager: AA

- CITY OF CLOVIS - REPORT TO THE CITY COUNCIL

TO: Mayor and City Council

FROM: Planning and Development Services

DATE: June 6, 2016

SUBJECT: Consider Approval- Res. 16-____, A resolution of the City of Clovis making findings and a determination to authorize a Certificate of Tentative Cancellation for Land Conservation Contract No. 5739, for the property located on Leonard Avenue between Ashlan Avenue and the Gould Canal (APN 310-290-28s). Bradley Mark Phillips, owner/applicant.

ATTACHMENTS:

Exhibit "A:"	Location Map
Exhibit "B:"	Conditions of Approval
Attachment 1:	Petition for Cancellation of Land Conservation Contract Submitted by Bradley Phillips
Attachment 2:	Resolution 16-____
Attachment 3:	Certificate of Tentative Cancellation
Attachment 4:	Cancellation Valuation Issued by the Fresno County Assessor's Office
Attachment 5:	Correspondence-Department of Conservation

CONFLICT OF INTEREST

No conflicts

RECOMMENDATION

Staff recommends approval of Resolution 16-____, making findings and a determination to authorize a Certificate of Tentative Cancellation for Agricultural Land Conservation Contract No. 5739.

EXECUTIVE SUMMARY

The City has received a petition (Attachment 1), to cancel a portion of Agricultural Land Conservation Contract No. 5739, a 23.83 acre parcel located on Leonard Avenue between Ashlan Avenue and the Gould Canal. The subject parcel is part of Tentative Tract Map 6101, approved on September 8, 2015. The agricultural contract must be cancelled in order for development to proceed. Cancellation of the contract is consistent with the findings under Government Code Section 51282. Therefore, staff recommends that the City Council make the required cancellation findings and issue a Certificate of Tentative Cancellation (Attachment 3). After the conditions (Exhibit B) are satisfied, staff will record a Certificate of Cancellation.

BACKGROUND

Bradley Phillips is the owner of real property subject to Agricultural Land Conservation Contract No. 5739 and has petitioned the City of Clovis for cancellation of said contract in order to proceed with development.

The property subject to Agricultural Land Conservation Contract No. 5739 is located on Leonard Avenue between Ashlan Avenue and the Gould Canal (Exhibit "A"). The subject parcel is a part of Tentative Tract Map 6101, a 112 lot single-family residential subdivision approved on September 8, 2015. In order to proceed with development of this land, the City Council must approve the removal of this parcel from contract according to the requirements of the Williamson Act.

The cancellation process consists of the City Council conducting a public hearing, making specific findings required by the Williamson Act, and setting a cancellation fee equal to 12½% of the land's appraised value. After this is accomplished, the Council may issue a Certificate of Tentative Cancellation, which is contingent upon certain conditions (e.g. payment of the cancellation fee) (Attachment 3). As soon as the conditions are met, a Certificate of Cancellation can be issued, provided that the conditions are met within one year of issuance of the Certificate of Tentative Cancellation.

Pursuant to Government Code Section 51283(a), the County Assessor appraised the 18 acre subject parcel's market value at \$2,000,000.00 (Attachment 4). Based upon the assessment, the cancellation fee of 12 ½ percent is \$250,000.00.

PROPOSAL AND ANALYSIS

Williamson Act Required Findings (Government Code Section 51282)

If the Council wishes to proceed with the cancellation, it must, after receiving public testimony, approve a resolution making the following five findings:

1. A notice of nonrenewal has been served;
2. Cancellation is not likely to result in removal of adjacent land from agricultural use;
3. The alternative use is consistent with the City's General Plan;
4. Discontiguous patterns of urban development will not result; and
5. There is no proximate noncontracted land which is available and suitable for the use proposed on the contracted land, or, development of the contracted land would provide more contiguous patterns of urban development than development of proximate noncontracted land.

Information in Support of the City's Findings

As discussed above, to cancel the contract the Council must make the findings required under Government Code Section 51282. The information in support of the required findings is discussed below.

1. Notice of nonrenewal has been served. A notice of nonrenewal was filed on June 2, 2014, with the Fresno County Recorder's Office.
2. Cancellation of the affected parcel will not result in subsequent removal of adjacent land from agricultural use. The property is surrounded by urban development or land planned for urban development by the Loma Vista Specific Plan. The affected parcel is not being used for agriculture.
3. The alternative use is consistent with City's General Plan. The proposed alternative use is for single-family residential uses, which is consistent with the City's General Plan and the Loma Vista Specific Plan.
4. Discontiguous patterns of urban development will not result. The subject parcel is surrounded by, and is contiguous to, existing and planned urban development. Discontiguous patterns of development will not occur.
5. The subject parcel is surrounded by existing and planned urban development. The property is not being used for agriculture and provides for more contiguous patterns of urban development than development of proximate noncontract land. The cancellation will allow contiguous urban development consistent with the City's General Plan and Loma Vista Specific Plan.

Department of Conservation Comments

Consistent with Government Code Section 51284.1, the City submitted the petition for cancellation to the Department of Conservation (DOC) for comment. The DOC reviewed the petition and, in a letter dated May 25, 2016, concurs that the required statutory findings are met.

California Environmental Quality Act (CEQA)

This project is in substantial conformance with the Mitigated Negative Declaration prepared for GPA2015-01, R2015-04, TM6101, and RO289, approved by the City Council on September 8, 2015. Consistent with CEQA Guidelines Sections 15162, no further environmental review is required for this project.

FISCAL IMPACT

None

REASONS FOR RECOMMENDATION

California Government Code Section 51200 et seq. designates the City as the administrative authority to respond to petitions for cancellation when made on land which is in the City's jurisdiction.

In light of the above findings, this application for cancellation of an agricultural contract meets the requirements of the Williamson Act and the findings for cancellation, required by Government Code Section 51282, can be supported. Therefore, staff recommends that a Certificate of Tentative Cancellation be issued, subject to the conditions listed in Attachment 3.

ACTIONS FOLLOWING APPROVAL

1. Property owner will be requested to pay the cancellation fee (\$250,000.00) directly to the County Treasurer, with evidence of such payment being certified to the City by the Treasurer.
2. Within 30 days of the Council decision, a notice of the decision will be published in the *Business Journal* in the form of a display ad.
3. The above notice will be submitted to the Director of Conservation within 30 days of the hearing.
4. After certification that the cancellation fee has been paid, a Notice of Cancellation will be prepared for the Mayor's signature and submitted to the County Recorder. Upon recordation, the cancellation becomes effective, provided that it is recorded within one year of the date of the recordation of the Certificate of Tentative Cancellation

GENERAL INFORMATION

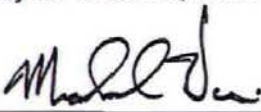
Existing Land Use:	Vacant/Rural Residential
General Plan Designation:	Medium Density Residential

NOTICE OF HEARING

The City published notice of this public hearing in the *Business Journal* on Wednesday, May 25, 2016. Consistent with Government Code Section 51284, the Department of Conservation and all landowners with similarly contracted property within a one-mile radius of the site were mailed a notice of this public hearing.

Prepared by: Ryan Burnett, AICP, Management Analyst

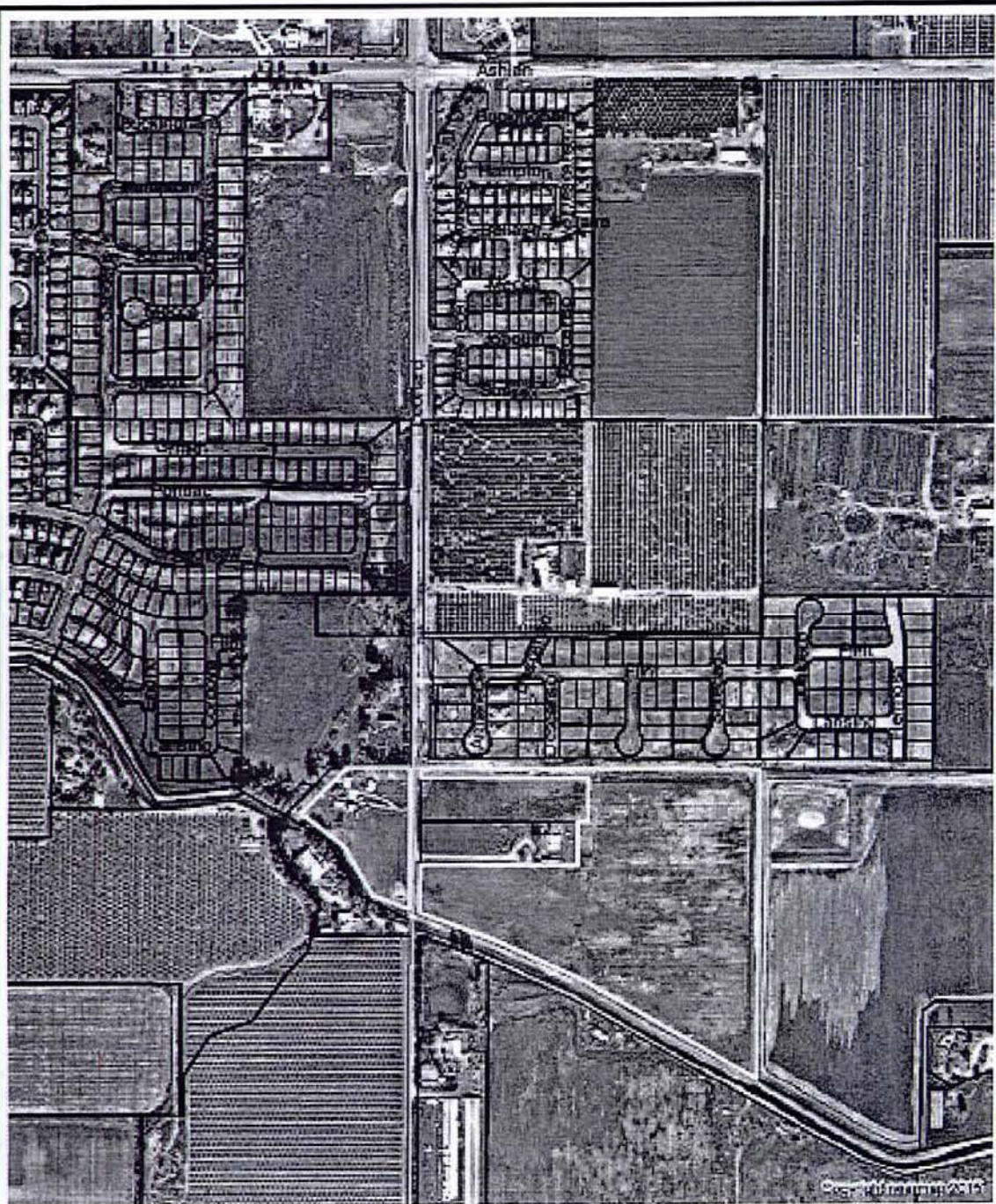
Submitted by:


Michael Harrison
Interim City Engineer

Recommended by:


Dwight Kroll, AICP
Director of Planning and
Development Services

EXHIBIT "A"
PROJECT LOCATION MAP



4/15/2016

310-290-28S
3620 Leonard Avenue



1" = 500'

EXHIBIT "B"
CONDITIONS OF APPROVAL

1. The Landowner shall pay the cancellation fee (\$250,000.00) equal to 12½% of the land's assessed value (\$2,000,000.00) directly to the County Treasurer. If the fee is not paid within one year of the issuance of the Certificate of Tentative Cancellation, the land's value shall be reassessed.
2. A Certificate of Cancellation shall not be issued until such time as the Landowner has obtained all permits necessary to commence the project.

BRADLEY M. PHILLIPS

1911 N. Rogers Ave., Clovis, CA 93619

3/28/2016

Mr. Ryan Burnett, Management Analyst
City of Clovis
1033 Fifth Street
Clovis, CA 93611

Subject: APN 310-290-28S

Dear Mr. Burnett,

This letter is a request to the City of Clovis to initiate the immediate cancellation of the Agricultural Land Conservation Contract # 5739.

This contract applies to the property located on the southeast corner of Leonard and Dakota Ave. The assessor parcel number for this property is 310-290-28S and the property address is 3620 Leonard Ave., Clovis, CA 93619.


In accordance with California Government Code Section 51282, City Council is required to make findings in order to approve the cancellation of an Agricultural Land Conservation Contract.

Attached is the detailed justification of each of the required subsidiary findings that the cancellation is consistent with the purposes of the Williamson Act. The findings are attached to this letter for your use and reference.

The proposed use of the property is the development of 112 single family lots. The intended use is consistent with the City of Clovis General Plan for the Loma Vista Specific Plan. The property is located within the City limits of the City of Clovis.

If you have any questions, please free free to contact me at 559-289-2723 or email me at bradlevmphilips@gmail.com

Sincerely,



Bradley M. Phillips

Attachment

Attachment 1

Findings:

California Government Code Section 51282 requires the City Council to conduct a noticed public hearing for considering a cancellation request and to make the following sets of findings in order to approve the cancellation of an Agricultural Land Conservation Contract:

1. *That the cancellation is consistent with the purposes of Williamson Act subject to all of the following findings:*

- a. That the cancellation is for land on which a notice of nonrenewal has been served pursuant to Section 51245 of California Government Code; and

In accordance with section 51245 of the California Government Code the landowner has served written notice in the accordance with the provisions of the California Government Code and a notice of Non-Renewal of the Agricultural Land Conservation has been filed on June 2, 2014 with the Fresno County Recorder. A copy of notice of Non-Renewal is attached for reference.

- b. That the cancellation is not likely to result in removal of adjacent lands from agricultural use; and

The existing property is not actively used for agricultural purposes and the adjacent lands consists of single family residential subdivision to the North and the West, The Gould Canal and the land south of the canal is in the City of Fresno's sphere of influence (SOI), the land to the East is FMFCD Storm Drain Basin for the Loma Vista area. There are two other parcels (310-290-14, -27) adjacent to the property that are part of Track Map 6101. These two parcels are not actively used for agricultural purposes nor will they be used for agricultural purposes in the future as they are part of track map 6101 of 112 single family lots subdivision. Therefore, the cancellation of the William Act Land Conservation Contract is not likely to result in the removal of the adjacent land from agricultural use.

- c. That the cancellation is for an alternative use which is consistent with the applicable provisions of the City General Plan; and

The cancellation of the William Act Land Conservation Contract is proposed in order to develop the property as a single family residential community, which is consistent with the alternative use and applicable provisions of the City of Clovis

General Plan and the Loma Vista Specific Plan which designate the property as Medium Residential development.

- d. That the cancellation will not result in discontinuous patterns of urban development; and

The cancellation of the William Act Land Conservation Contract will not result in discontinuous patterns of urban development, but rather perpetuate orderly urban development for the area as planned by the City of Clovis General Plan and the Loma Vista Plan. Urban uses exist and are planned for development surrounding the property. Infrastructure including sewer, water, storm drain, recycled water is adjacent to the site and will provide contiguous City services to the property.

- e. That there is no proximate non-contracted land which is both available and suitable for the use to which it is proposed the contract land be put, or that development of the contracted land would provide more contiguous patterns of urban development than development of proximate non-contracted land; or

The proposed use of the property is a continuation of the development directly north of the property. Similar sized properties that may be suitable properties within the proximate area are not available. These properties are either entitled for development, purchased for purposes of development by others or are actively farmed and within the Williamson Act. In addition, these properties are not contiguous with existing urban development.

The contracted land is located within the City Limits of the City of Clovis and intended for urbanization. The property is adjacent to existing development and available infrastructure, and the surrounding properties are approved for construction in the near future. This infill property will provide for orderly growth of the area. The development of the contracted land will provide a contiguous pattern of development, will complete major street construction contiguous to existing streets and connect to existing public utilities adjacent to the property that are sized and intended to accommodate the urbanized development of the sit. Other proximate non contracted-lands are not contiguous with existing urban development and will require extension of streets, and utilities.

RESOLUTION 16-____

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF CLOVIS MAKING FINDINGS AND A DETERMINATION TO A PARTIAL CANCEL OF LAND CONSERVATION CONTRACT NO. 5739

WHEREAS, pursuant to the California Land Conservation Act of 1965 (the Williamson Act, Government Code section 51200 et seq.), the City of Clovis is the administrative authority to consider petitions for cancellation of land conservation contracts within the City's jurisdiction; and

WHEREAS, Bradley Mark Phillips, is the owner of real property who hold a portion of Land Conservation Contract No. 5739 and has petitioned the City of Clovis for cancellation of said contract in order to convert the agricultural use to urban use consistent with the City's General Plan and Loma Vista Specific Plan; and

WHEREAS, the owner petitioned the City for cancellation of that portion of Land Conservation Contract No. 5739 governing their property; and

WHEREAS, a description of the boundaries of the territory to be cancelled is set forth in Exhibit "A" attached hereto and by this reference incorporated herein; and

WHEREAS, the cancellation of the land conservation contract shall be subject to the following terms and conditions consistent with Government Code Section 51283.4 (a):

1. The Landowner shall pay the cancellation fee (\$250,000.00) equal to 12½% of the land's assessed value (\$2,000,000.00) directly to the County Treasurer. If the fee is not paid within one year of the issuance of the Certificate of Tentative Cancellation, the land's value shall be reassessed.
2. A Certificate of Cancellation shall not be issued until such time as the Landowner has obtained all permits necessary to commence the project.

WHEREAS, the City Council has considered the petition for partial cancellation of Land Conservation Contract No. 5739 at a public hearing on June 6, 2016, and makes the following findings of fact consistent with Government Code Section 51282:

1. Notice of nonrenewal has been served:

A notice of nonrenewal was filed on June 2, 2014 as DOC-2014-0061454 by the Fresno County Recorder's Office for the City.

2. Cancellation is not likely to result in removal of adjacent land from agricultural use:

The parcel proposed for cancellation is not currently used for agriculture. The surrounding land uses are urban or planned for urban uses consistent with the City's General Plan and Loma Vista Specific Plan. Since the surrounding area is planned for urban development, cancellation will not result in the removal of adjacent land from agricultural use.

3. Alternative use is consistent with City General Plan:

The proposed alternative use is for a single-family residential development. This use is consistent with the City's General Plan and the Loma Vista Specific Plan.

4. Discontiguous patterns of urban development will not result:

The subject parcel is surrounded by existing and planned urban development. The property is not being used for agriculture and provides for more contiguous patterns of urban development than development of proximate noncontract land. The cancellation will allow contiguous urban development consistent with the City's General Plan and Loma Vista Specific Plan.

NOW, THEREFORE, the City Council of the City of Clovis hereby determines that the findings required under GC Section 51282 can be made and supported by evidence in the public record. The City Council hereby grants approval of the petition presented by Bradley Mark Phillips, cancelling a portion of Land Conservation Contract No. 5739, subject to the conditions set forth herein.

* * * * *

The foregoing resolution was approved and adopted at a regularly scheduled Council Meeting held on June 6, 2016, by the following vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

DATED: June 6, 2016

Mayor

ATTEST:

City Clerk

Res. 16-__

CERTIFICATE OF TENTATIVE CANCELLATION

NOTICE IS HEREBY GIVEN THAT:

The City Council of the City of Clovis has, by Resolution 16-____, dated June 6, 2016, granted tentative approval to the petition presented by Bradley Mark Phillips for partial cancellation of Land Conservation Contract No. 5739, said contract having been recorded with the Fresno County Recorder's Office as Instrument Number 14592, dated February 26, 1974.

This certificate applies to real property situated in the City of Clovis, County of Fresno, State of California, identified by Assessor's Parcel Number 310-290-28s and more particularly described in the attached legal description (Exhibit "A").

A Certificate of Cancellation of the above-described contract shall be issued by the City and recorded in the Official Records of the Office of the Recorder of the County of Fresno at such time as the following conditions are satisfied:

1. The Landowner shall pay the cancellation fee (\$250,000.00) equal to 12½% of the land's assessed value (\$2,000,000.00) directly to the County Treasurer. If the fee is not paid within one year of the issuance of the Certificate of Tentative Cancellation, the land's value shall be reassessed.
2. A Certificate of Cancellation shall not be issued until such time as the Landowner has obtained all permits necessary to commence the project.

IN WITNESS WHEREOF, I have unto this certificate set my hand and seal this ____ day of _____.

Nathan Magsig, Mayor

EXHIBIT A

The land referred to is situated in the unincorporated area of the County of Fresno, State of California, and is described as follows:

That portion of the Southerly one-half (1/2) lying North of Gould Canal and lying East of Dog Creek in Section 24, Township 24, Township 13 South, Range 21 East, Mount Diablo Base and Meridian, in the County of Fresno.

EXCEPTING THEREFROM that portion described as follows:

Beginning at the Eastern quarter corner of Section 24; thence S 10' E along the Easterly line of Section 24, 1350 feet to a point on the Northerly line of Gould Canal; thence along said canal as follows: S 72° 47' W 85 feet; thence S 89° 37' W 265 feet; thence S 77° 11' W 410 feet; thence N 73° 10' W 130 feet; thence N 61° 02' W 540.49 feet; thence leaving said canal N 26° 30' E to a point on the North line of South one-half (1/2) of Section 24; thence East along said North line to the point of beginning.

Also excepting therefrom that portion described as follows:

Beginning at the center quarter corner of Section 24; thence South along the centerline of North Leonard Avenue 192 feet to the true point of beginning; thence East 620 feet; thence South 165 feet; thence West 620 feet to a point on the centerline of North Leonard Avenue; thence North 165 feet to the point of beginning.

ALSO EXCEPTING THEREFROM that portion described as follows:

Beginning at the center corner of Section 24, Township 13 South, Range 21 East, Mount Diablo Base and Meridian; thence South along the North-South center section line of said Section 24, 192.00 feet, being the true point of beginning; thence East 660.00 feet; thence North 165.00 feet; thence West 660.00 feet; thence South along the said center section line, 165.00 feet to the point of beginning.

ALSO EXCEPTING THEREFROM an undivided 1/2 interest in all oil, gas and minerals previously reserved by Henry B. Roberts, a single man and Maude Roberts, a married woman, by Deed recorded March 3 1934 in Book 1135 Page 235 of Official Records.

APN: 310-290-28



INTER OFFICE MEMORANDUM

Fresno County Assessor's Office

DATE: May 4, 2016

TO: Clovis City Council

FROM: Paul Dictos, Fresno County Assessor

for 

SUBJECT: Partial Cancellation Fees of ALCC # 5739

Pursuant to Section 51283 (a) of the Government Code, the partial cancellation valuation of 23.83 acres, described in Exhibit A and further identified as Assessor's Parcel Number 310-290-28S, is hereby certified to be \$2,000,000.

The cancellation fees, as specified under Section 51283 (b) of the Government Code, would be twelve and one half percent of this figure, or \$250,000.

Attachment



State of California • Natural Resources Agency
Department of Conservation
Division of Land Resource Protection
801 K Street • MS 14-15
Sacramento, CA 95814
(916) 324-0850 • FAX (916) 327-3430

Edmund G. Brown Jr., Governor
John M. Lowrie, Assistant Director

May 25, 2016

VIA EMAIL: RYANB@CITYOFCLOVIS.COM

Mr. Ryan Burnett, AICP, Management Analyst
City of Clovis
Department of Planning and Development Services
1033 Fifth Street
Clovis, CA 93612

Dear Mr. Burnett:

CANCELLATION OF LAND CONSERVATION CONTRACT NO. 5739 FOR A RESIDENTIAL SUBDIVISION IN THE CITY OF CLOVIS

The Department of Conservation's (Department) Division of Land Resource Protection (Division) has reviewed the cancellation petition submitted by the City of Clovis. The Division monitors farmland conversion on a statewide basis and administers the California Land Conservation (Williamson) Act, California Farmland Conservancy Program, and other agricultural land conservation programs. The Department assumes that the City has deemed the petition data and findings to be acceptable, and that the information provided reflects the views of the City as the lead agency.

PROJECT DESCRIPTION

The project site is located northwest and northeast of the intersection of Gould Road and North Leonard Avenue in the City of Clovis. The landowner filed a request to cancel the Williamson Act contract on the 23.83-acre property to develop a residential subdivision. The proposed subdivision is located within the Loma Vista Specific Plan area for the City of Clovis. The Plan allows for 2.1 to 4.0 dwelling units per acre. The petition states that the property has been fallowed. The project site is classified Farmland of Local Importance, Prime, and Rural Residential per the California Important Farmland Finder.¹

REQUIRED CANCELLATION FINDINGS

The requirements necessary for cancellation of land conservation contracts are outlined in Government Code Section 51282. The County must document the justification for the cancellation through a set of findings. Based on the County's request, the project is being processed under the Consistency with the Williamson Act findings outlined below in the Department's comments:

¹ California Important Farmland Finder. California Department of Conservation.
<http://maps.conservation.ca.gov/ciff/ciff.html>.

(1) That the cancellation is for land on which a notice of nonrenewal has been served pursuant to Section 51245.

The Notice of Nonrenewal was recorded on June 2, 2014 as DOC-2014-0061454.

(2) That cancellation is not likely to result in the removal of adjacent lands from agricultural use.

Properties to the north and northwest are also within the city limits and have been approved for residential subdivisions. Partial development has already occurred on these adjacent sites. Land to the east is a part of the Fresno Metropolitan Flood Control District Storm Drain Basin for the Loma Vista area. Property to the south is in the City of Fresno's Sphere of Influence (SOI). A portion of that land is used for an agricultural operation while the other portion seems to be fallowed.

Based on the surrounding land uses, the Loma Vista Specific Plan designations, the proximity of the City of Fresno's SOI, and stages of urban development, cancellation is not likely to result in the removal of adjacent lands from agricultural use.

(3) That cancellation is for an alternative use which is consistent with the applicable provisions of the city or county general plan.

The proposed subdivision is located in the city limits and within the Loma Vista Specific Plan area. The Plan allows for 2.1 to 4.0 dwelling units per acre. The petition findings state that the proposed use is consistent with the applicable provisions of the City's general plan.

(4) That cancellation will not result in discontinuous patterns of urban development.

Due to surrounding land uses to the north and northwest, and approval of prior subdivisions abutting the project site, the Department concurs that the proposed subdivision will not result in discontinuous patterns of urban development.

(5) That there is no proximate noncontracted land which is both available and suitable for the use to which it is proposed the contracted land be put, or, that development of the contracted land would provide more contiguous patterns of urban development than development of proximate noncontracted land.

The proposed use is a residential development adjacent to sites that have been approved for residential development by the City on which partial development has already occurred. Therefore development of the contracted land would provide more contiguous patterns of urban development than development of proximate noncontracted land.

CANCELLATION FINDINGS CONCLUSIONS

The valuation has not yet been received. Please provide a copy of the estimated cancellation fees due at final cancellation at your earliest convenience, but before tentative approval of the project.

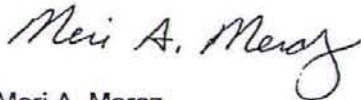
Thank you for the opportunity to provide comments on the cancellation petition for Contract No. 5739. Please provide our office with a copy of the public notice for the tentative cancellation, ten

Mr. Ryan Burnett, AICP
May 25, 2016
Page 3

working days before the hearing, and a copy of the *recorded* tentative cancellation resolution within 30 days after approval of the tentative cancellation pursuant to Government Code section 51284.

Within 30 days of the landowner, satisfying the conditions and contingencies required in a Tentative Cancellation Resolution, and payment of the required fee, the Board will record a Certificate of Cancellation for the contract. The County Treasurer is required to send the cancellation fee to State Controller within 30 days of recordation of the Certificate of Cancellation and a copy of the recorded Certificate of Cancellation to the Department of Conservation.^{2,3} If you have any questions concerning our comments, please me at (916) 445-9411 or at mmeraz@conservation.ca.gov.

Sincerely,



Meri A. Meraz
Conservation Program Support Supervisor
Division of Land Resource Protection

² Please include some type of information identifying the cancellation on the check: APN(s), project name or number, landowner, applicant, etc.

³ When sending information to the Department of Conservation, please also confirm the date the cancellation payment was made to the State Controller.



AGENDA ITEM NO: **2-A-1**

. CITY OF CLOVIS - REPORT TO THE CITY COUNCIL

TO: Mayor and City Council

FROM: Administration

DATE: June 6, 2016

SUBJECT: Consider Adoption – Ord. 16-13, R2016-05, A request to rezone approximately 2.5 acres from the R-1-B (Single-Family Residential 12,000 sq. ft. min lot size) to the R-1 (Low Density Single-Family Residential 6,000 sq. ft.) Zone District for property located on the east side of Armstrong Avenue south of Gettysburg Avenue. Italo Stanziale, owner; DeYoung Properties applicant; Quad Knopf; representative. (Staff: B. Araki) (Vote: 3-1-0-1 with Councilmember Armstrong voting no and Councilmember Ashbeck abstaining)

Please direct questions to the City Manager's office at 559-324-2060.



AGENDA ITEM NO: 2-B-1
City Manager: *[Signature]*

- CITY OF CLOVIS - REPORT TO THE CITY COUNCIL

TO: Mayor and City Council

FROM: Fire Department

DATE: June 6, 2016

SUBJECT: Consider Approval – Authorizing the City Manager to sign the contractual services agreement with Fresno County Emergency Medical Services Agency for the provision of Fire Department Dispatch Services

ATTACHMENTS: (A) Contract between the City of Clovis and The Fresno County Emergency Medical Services Agency for providing Fire Department Dispatch Services.

CONFLICT OF INTEREST

None

RECOMMENDATION

For the City Council to approve the proposal of Fresno County Emergency Medical Services Agency for Fire Department emergency communication dispatch services and authorize the City Manager to sign a contract based on the proposal.

EXECUTIVE SUMMARY

Since May of 2007, the Fire Department has contracted with Fresno County Emergency Medical Services Agency (FCEMSA) to provide emergency communication dispatch services. Fire Department dispatch services have been provided or extended via three consecutive contracts with Fresno County Emergency Medical Services Agency. FCEMSA subcontracts dispatch services to the current Exclusive Operating Area/EMS transport provider, which currently is American Ambulance. The current existing contract expires June 30, 2016. The proposed contract is for an initial three-year term, with a two-year extension if mutually agreed upon by both parties.

BACKGROUND

In August 2006, the Clovis Fire Department sought out solutions to emergency communication problems that were overloading the Clovis Police Department's Communications Center and to improve community and responder safety through a more regionalized dispatch system. On March 19, 2007, the City Council approved a one-year contract with FCEMSA to provide emergency communication/dispatch services to the Clovis Fire Department. In 2008, the contract was extended for an additional three years. It was extended for another year in 2011 and renewed in 2012 for a four-year term. The current agreement terminates on June 30, 2016.

FCEMSA subcontracts this service to American Ambulance. One of American Ambulance's primary roles as the exclusive ambulance provider to Fresno County is to staff and operate the Fresno County EMS Communications Center. In this relationship, American Ambulance provides personnel, supervision and management. The County of Fresno is responsible for the infrastructure and equipment, which includes IT/GIS support, maintenance and support of radios, telephones, computer-aided dispatch systems, dispatch consoles, workstations, paging/alerting systems and the oversight of dispatch policy and procedures for the EMS Communications Center. The City of Clovis remains responsible for our own radios, IT/GIS, telephone, mobile data computers and related policies.

Provisions within the new contract provide the following additional benefits to the City of Clovis:

1. The new contract includes a number of performance measures that must be met each month in order to receive full payment. These measurements include call processing and dispatch processing time standards to ensure the best possible service to the citizens of Clovis. Service that does not meet performance standards will result in a credit back to the City of Clovis.
2. Cost of the service will not exceed \$288,500 per year for the next three years (i.e., there is no cost of living adjustment).
3. Future extensions of the contract are delineated in the language which will save staff time in subsequent years if continuing the partnership is in the best interest of both parties.

FISCAL IMPACT

The annual cost for this service will remain at \$288,500 for the next three years, and the first year costs are already reflected in the FY 2016/17 budget.

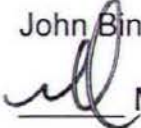
REASON FOR RECOMMENDATION

Clovis Fire Department has evaluated local emergency communications options and determined Fresno County EMS provides the best value to the City of Clovis at this time.

ACTIONS FOLLOWING APPROVAL

Prepare contract for signature by the City Manager.

Prepared by: John Binaski, Deputy Fire Chief

Submitted by:  Micheal Despain, Fire Chief

1 **AGREEMENT**

2 THIS AGREEMENT is made and entered into this _____ day of _____, 2016, by
3 and between the COUNTY OF FRESNO, a Political Subdivision of the State of California, hereinafter
4 referred to as "COUNTY," and the **CITY OF CLOVIS**, a Municipal Corporation, whose address is
5 1033 Fifth Street, Clovis, California 93612, hereinafter referred to as "CITY".

6 **WITNESSETH:**

7 WHEREAS, CITY receives calls requesting CITY's Fire Department ("CITY FIRE") for
8 emergency services and emergency medical first responder services ("EMS"); and

9 WHEREAS, CITY transfers those calls for emergency services and emergency medical first
10 responder services and EMS to COUNTY's EMS Communications Center for dispatching the
11 appropriate emergency ambulances and equipment; and

12 WHEREAS, CITY FIRE continues to desire to receive dispatching services for fire
13 suppression calls, which may include dispatching of non-transport first responder services,
14 (collectively, "CITY FIRE Dispatching Services") from COUNTY's EMS Communications Center;
15 and

16 WHEREAS, since May 1, 2007, COUNTY has provided dispatching services for CITY
17 through that certain Agreement for dispatching services dated March 13, 2007 (COUNTY Agreement
18 No. A-07-078) by and between COUNTY and CITY; and

19 WHEREAS, the Original Agreement was amended on April 17, 2007 (COUNTY Agreement
20 No. A-07-112) and terminated on June 30, 2008; and

21 WHEREAS, CITY and COUNTY developed a successor Agreement (COUNTY Agreement
22 No. 08-298) beginning July 1, 2008 through June 30, 2011; and

23 WHEREAS, CITY and COUNTY developed a successor Agreement (COUNTY Agreement
24 No. 11-404) beginning July 1, 2011 through June 30, 2012. The Agreement was amended on August
25 7, 2012 (COUNTY Agreement No. 12-380), which extended the term of the Agreement to June 30,
26 2016; and

27 WHEREAS, CITY and COUNTY have developed this successor Agreement to replace the
28 previous Agreement; and

1 WHEREAS, it is to the mutual benefit and in the best interest of the parties hereto to have a
2 combined EMS and CITY FIRE Dispatching Service for the purpose of providing improved services
3 to the public; and

4 WHEREAS, it is a goal of COUNTY and CITY to maintain consolidated dispatching services
5 in Fresno County; and

6 WHEREAS, it has been determined by CITY and COUNTY that there is a need to provide
7 EMS dispatching services and CITY FIRE Dispatching Services through a centralized and combined
8 effort by COUNTY's EMS Communications Center and CITY FIRE; and

9 WHEREAS, COUNTY's EMS Communications Center is staffed and operated by K.W.P.H.
10 Enterprises, doing business as American Ambulance, a California corporation ("PROVIDER")
11 through that certain Emergency Medical Services Provider Agreement for Emergency Ambulance
12 Services and Advanced Life Support (Paramedic) Services, dated July 10, 2007, (COUNTY
13 Agreement No. A-07-292, "EMS PROVIDER Agreement"), including amendments, by and between
14 COUNTY and PROVIDER. The EMS PROVIDER Agreement will terminate on December 31, 2017.

15 WHEREAS CITY acknowledges that COUNTY will be conducting a competitive bid process
16 for emergency ambulance services and paramedic ambulance services that will begin services to the
17 Fresno County exclusive operating area (that includes the City of Clovis) on January 1, 2018 and
18 current ambulance provider could possibly be replaced; and

19 WHEREAS, it is the intent of the COUNTY to include fire dispatch services in the competitive
20 bid process for emergency ambulance and paramedic ambulance services in order to continue fire
21 dispatch services, without interruption and in accordance with this Agreement.

22 NOW, THEREFORE, in consideration of their mutual covenants and conditions, the parties
23 hereto agree as follows:

24 **1. SERVICES**

25 A. Subject to CITY timely paying COUNTY for CITY FIRE Dispatching Services
26 (as defined in Section 4. herein), COUNTY shall perform the following functions:

27 (1) COUNTY shall maintain dispatching equipment, hardware, software
28 (including software licenses), and other technologies, which will be utilized for the triage and entry of

1 information for CITY FIRE Dispatching Services in COUNTY's EMS Communications Center
2 computer aided dispatch ("CAD") system, in connection with COUNTY's performance of its CITY
3 FIRE Dispatching Services under this Agreement; and

4 (2) COUNTY shall be responsible for selection, configuration, installation,
5 and maintenance of all dispatching equipment, hardware, software and other technologies associated
6 with this Agreement (excluding radio infrastructure purchased by the CITY). All dispatching
7 equipment, hardware, software (including software licenses), and other technologies purchased and/or
8 obtained through this Agreement shall be the sole property of COUNTY; and

9 (3) COUNTY shall provide CITY FIRE Dispatching Services requiring
10 responses by CITY FIRE apparatuses as follows:

11 (a) COUNTY's EMS Communication Center shall provide all CITY
12 FIRE Dispatching Services in accordance with CITY FIRE's Policies and Procedures affecting CITY
13 FIRE Dispatching Services under this Agreement to the extent that they relate only to dispatch
14 (hereinafter referred to as "CITY FIRE's Policies and Procedures"). CITY FIRE's Policies and
15 Procedures shall be subject to review by COUNTY's EMS Director, or designee (the "COUNTY's
16 Representative"), as provided in Section 1.C.(2) herein.

17 (b) COUNTY's EMS Communication Center shall dispatch CITY
18 FIRE's apparatuses through CITY FIRE's radios and electronic communications, and in accordance
19 with CITY FIRE's Policies and Procedures (to the extent that they relate only to dispatch), which shall
20 be subject to review by COUNTY's Representative, as provided in Section 1.C.(2) herein.

21 (c) COUNTY's EMS Communications Center shall provide EMS
22 approved pre-arrival instructions to callers requesting CITY FIRE Dispatch Services.

23 (d) COUNTY's EMS Communications Center shall provide inter-
24 agency coordination regarding requests for fire suppression service, mutual aid and auto aid services,
25 and order specialized fire equipment from CITY or other agencies (*e.g.*, hazardous materials
26 equipment, or "jaws of life") which may be needed to manage an incident, and perform other related
27 duties, all in accordance with CITY FIRE's Policies and Procedures (to the extent that they relate only
28 to dispatch), which shall be subject to review by COUNTY's Representative, as provided in Section

1 I.C.(2) herein.

2 (e) COUNTY's EMS Communications Center shall track all activity
3 of CITY FIRE's apparatuses utilizing the COUNTY's EMS Communications Center computer aided
4 dispatch (CAD) system.

5 (f) COUNTY's EMS Communications Center shall develop and
6 maintain processes which assist in dispatching signatories to CITY automatic aid agreements to
7 include those agencies outside the COUNTY's EMS Communications Center.

8 (g) Processes which assist in dispatching other agencies are to include
9 Automatic Vehicle Location (AVL), unit status and some form of CAD to CAD process where call
10 information is automatically shared between agencies regardless of dispatch center location. In the
11 event an automatic aid agency outside EMS Communications is unable to provide unit AVL and unit
12 status, both the COUNTY and CITY agree to mutually agree on how to implement and determine cost
13 sharing to receive this information.

14 (h) COUNTY shall provide notification to chief officers and duty
15 officers as needed for applicable emergency incidents using phone, email, text or other contemporary
16 method of messaging according to dispatch policy.

17 (i) COUNTY will provide CAD software which is capable of
18 tracking CITY'S closest Fire unit, real-time call data/updates, GIS, radio channel, incident location,
19 and resources.

20 (j) COUNTY will provide the ability to send response-time data or
21 additional required CAD data to the FIRE reporting software known as Fire RMS. This data shall
22 include date and time call received in the secondary PSAP (EMS Communications phone pickup), unit
23 alert, unit enroute, unit arrival and unit available, for all units assigned to the call. In addition, it shall
24 send incident location, grid and call nature.

25 (k) COUNTY shall record all telephone and radio transmissions and
26 provide instant playback as needed. COUNTY shall retain recordings for a minimum of four (4)
27 years.

28 (l) COUNTY shall provide reports to CITY, as requested. COUNTY

1 must be given sufficient time to develop custom adhoc reports or reports that are not already
2 developed.

3 (m) COUNTY shall provide a radio operator, who is able to dispatch
4 CITY FIRE's apparatuses twenty-four (24) hours a day, seven (7) days a week meeting the one
5 hundred and twenty (120) second total Alarm Handling (TAH) as outlined below. In addition, the goal
6 is for the CLOVIS radio channel to be answered in no more than two attempts. During specific CITY
7 events (i.e., Fourth of July, times of local disaster, or a large scale emergency), CITY FIRE may
8 assign a Command Officer to serve as a Temporary Dispatch Liaison to direct the assignment of CITY
9 FIRE resources, at which time deviation from routine dispatch procedures outlined herein will be
10 granted. COUNTY shall ensure that dispatch staff shall be trained in the National Academy of
11 Emergency Dispatch at the Emergency Fire Dispatcher level or substitute training with approval of
12 CITY FIRE. COUNTY shall coordinate emergency services with other public safety answering points
13 (PSAP).

14 (n) COUNTY shall provide that a minimum of one (1) dispatch
15 supervisor who shall be on duty at COUNTY's EMS Communications Center twenty-four (24) hours
16 a day, seven (7) days a week. The supervisor shall be available to CITY's on-duty fire administration
17 as needed.

18 (o) COUNTY shall maintain an up-to-date manual of CITY FIRE's
19 Policies and Procedures (subject to review by COUNTY's Representative, as provided in Section
20 1.C.(2) herein) for all dispatch staff, and shall provide for training and continuing education of dispatch
21 staff as needed.

22 (p) The goal is for the immediate dispatch of a fire apparatus in
23 accordance with CITY FIRE approved dispatch protocols and the National Fire Protection
24 Administration (NFPA) Standard 1221. The Total Alarm Handling (TAH) time will be measured from
25 the time the telephone is answered by the call taker in EMS Communications to the time that the first fire
26 apparatus is alerted to the incident either by radio, telephone, station alerting device or any other mutually
27 agreed upon method of alerting. The TAH times shall be one hundred and twenty (120) seconds or less
28 in a minimum of ninety percent (90%) of incidents. The TAH time measurement will exclude reassigned
responses and other situations beyond the COUNTY's EMS Communications Center control. A review

1 shall occur for all cases in which dispatches are over one hundred and twenty (120) seconds, and results
2 will be evaluated for improvement opportunities by the Fire Dispatch Continuous Quality Improvement
3 (CQI) Committee.

4 (q) COUNTY shall provide monthly reports on CITY key
5 performance measures and other areas as agreed upon by the CITY and COUNTY.

6 (r) COUNTY shall provide necessary support staff to provide
7 responsiveness ,within ten [10] days, to CITY requests for changes in CAD system, including GIS
8 updates, response criteria, update of street layers, CAD/mobile software updates, protocols and
9 CAD/RMS interface(s).

10 (s) COUNTY will integrate a formal quality improvement process
11 that identifies problems by the field, formalizes a tracking mechanism, provides feedback to the
12 sender, determines solutions, establishes timelines for correction, shares the information with all
13 dispatch personnel and formalizes a Continuous Quality Improvement (CQI) review of dispatcher
14 performance.

15 (t) COUNTY and CITY will work together with the State of
16 California-CAL OES 911 Emergency Communications Branch in order to maintain a secondary
17 Public Safety Answering Point (PSAP) designation for FIRE.

18 (u) COUNTY will track all 9-1-1 call data related to FIRE operations
19 (fire/EMS/rescue/hazmat, etc.), that would qualify for State of California-CAL OES 911 Emergency
20 Communications Branch funding as a secondary PSAP.

21 (v) If 9-1-1 funds are received by State of California-CAL OES 911
22 Emergency Communications Branch for the FIRE secondary PSAP designation, the CITY agrees to
23 allow COUNTY to use said funds to enhance FIRE dispatch operations in accordance with the State of
24 California-CAL OES 911 Emergency Communications Branch funding guidelines.

25 Throughout the life of this Agreement, CITY FIRE and COUNTY will continue to discuss
26 refinement of the list of situations stated hereinabove where one hundred and twenty (120)-second call
27 processing may not be achievable. Modifications may be made to said list of situations upon written
28 mutual agreement between COUNTY's EMS Director, or designee, and CITY's Fire Chief, or designee.

1
2 B. It is understood by the parties hereto that COUNTY's provision of CITY FIRE
3 Dispatching Services herein does not include any COUNTY provision of fire suppression services,
4 and that COUNTY is providing CITY FIRE Dispatching Services herein to CITY on a non-exclusive
5 basis.

6 C. CITY shall perform the following functions:

7 (1) CITY FIRE shall provide all fire suppression services for all fire
8 suppression calls dispatched by COUNTY's EMS Communications Center requiring CITY FIRE
9 apparatuses.

10 (2) CITY FIRE shall consult with COUNTY's Representative in developing
11 CITY FIRE's Policies and Procedures relating to dispatch only. CITY shall provide CITY FIRE's
12 Policies and Procedures relating to dispatch to COUNTY for review thereof by COUNTY's
13 Representative. CITY shall not approve CITY FIRE's Policies and Procedures relating to dispatch
14 until first having conferred with COUNTY's Representative and such representative agrees that such
15 policies and procedures are not inconsistent with the COUNTY's EMS Communication Center's
16 Policies and Procedures, and that CITY FIRE's Policies and Procedures do not create additional
17 workload for staff or impact other programs in the COUNTY's EMS Communications Center.
18 COUNTY's Representative shall have neither the right nor the duty to approve the number of CITY
19 FIRE apparatuses or personnel, or amount of CITY FIRE equipment or other resources, that CITY
20 FIRE deems sufficient to respond to any calls for CITY FIRE Dispatching Services, or other CITY
21 FIRE Policies and Procedures unrelated to dispatch. CITY FIRE shall be reasonable in developing
22 CITY FIRE's Policies and Procedures relating to dispatch such that those policies and procedures are
23 substantially consistent with COUNTY's EMS Communication Center's Policies and Procedures.

24 (3) CITY shall provide continuing education and training to COUNTY's
25 EMS Communications Center radio operators and staff regarding the dispatching and management of
26 CITY FIRE resources.

27 (4) CITY shall assure that all calls to CITY for CITY FIRE calls for service
28 are immediately transferred to COUNTY's EMS Communications Center.

(5) CITY shall provide COUNTY with data that includes the exact times that EMS and CITY FIRE calls for service are received at CITY's Police Department Communications Center (or other point of CITY contact, if any) and transferred to COUNTY's EMS Communications Center.

(6) CITY agrees to participate in an internal quality improvement program, which includes the participation of COUNTY and PROVIDER.

(7) CITY shall be responsible for the provision and maintenance of all radio and computer equipment in CITY FIRE apparatuses and fire stations.

2. TERM

A. The term of this Agreement shall be for a period of three (3) years, commencing on July 1, 2016 through and including June 30, 2019. This Agreement may be extended for two (2) additional consecutive twenty-four (24) month periods upon written approval by both parties no later than ninety (90) days prior to the first day of the next twenty-four (24) month period. The Director of Public Health or his or her designee is authorized to execute such written approval on behalf of COUNTY based on satisfactory performance.

B. Upon the termination of this Agreement, COUNTY shall promptly provide CITY FIRE with the data generated through the CITY FIRE Dispatching Services provided herein in a commonly usable electronic format.

3. TERMINATION

A. Non-Allocation of Funds - The terms of this Agreement, and the services to be provided hereunder, are contingent on the approval of funds by the appropriating governmental agency, provided however, should sufficient funds not be allocated, (i) the services provided may be modified at any time upon the parties' mutual written agreement, or (ii) this Agreement may be terminated at any time by CITY giving at least ninety (90) days advance written notice of an intention to terminate to the other party.

B. Without Cause - Under circumstances other than those set forth above, this Agreement may be terminated by CITY or COUNTY upon the giving of at least ninety (90) days advance written notice of an intention to terminate to the other party.

1 C. Material Breach - Either party may terminate this Agreement at any time for
2 cause for the other party's material breach of its obligations herein if not less than thirty (30) days
3 advance, written notice has been given to the other party and such breach remains uncured within that
4 thirty (30) day period. The party receiving such notice may respond to said notice and any charges
5 contained therein within that thirty (30) day period.

6 D. CITY shall compensate or provide funding to COUNTY for any services
7 performed or costs incurred under this Agreement prior to any termination of this Agreement.

8 **4. COMPENSATION FOR SERVICES**

9 A. For COUNTY's performance of CITY FIRE Dispatching Services herein, CITY
10 agrees to pay COUNTY and COUNTY agrees to receive a quarterly lump-payment of Seventy Two
11 Thousand One Hundred and Twenty One and No/100 Dollars (\$72,121.00) pursuant to Schedule A,
12 attached hereto and incorporated herein by this reference.

13 B. In the event COUNTY fails to comply with the performance standards identified
14 within this Agreement, CITY may begin to withhold Two Hundred Fifty and No/100 Dollars (\$250.00)
15 per day until such time as the non-compliance has been corrected to the satisfaction of the CITY Fire
16 Chief and the COUNTY EMS Director. CITY must provide COUNTY EMS Director with a written
17 notice of non-compliance. Said withholdings may begin thirty (30) days after receipt of notice if non-
18 compliance has not been cured.

19 C. Payments by CITY shall be in arrears, for services provided during the preceding
20 month, within forty-five (45) days after receipt and verification of COUNTY's invoices by CITY
21 FIRE. All payments shall be remitted to COUNTY at the following address: County of Fresno,
22 Department of Public Health – Emergency Medical Services Division, P.O. Box 11867, Fresno,
23 California, 93775.

24 D. In the event that CITY and COUNTY have authorized the first two (2) year
25 extension, COUNTY may submit proposed pricing revisions to CITY no later than one hundred and
26 twenty (120) days prior to the end of the initial three (3) year period, which shall be subject to
27 negotiations by CITY. In the event that CITY and COUNTY have authorized the second two (2) year
28 extension, COUNTY may submit proposed pricing revisions to CITY no later than one hundred and

1 twenty (120) days prior to the end of the first two (2) year period, which shall be subject to
2 negotiations by CITY.

3 E. COUNTY must submit adequate documentation to substantiate any requested
4 change in compensation.

5 **5. INVOICING**

6 COUNTY shall invoice CITY quarterly, addressed to the City of Clovis, Fire
7 Department, 1233 Fifth Street, Clovis, California, 93612, Attention: Fire Chief.

8 **6. INDEPENDENT CONTRACTOR**

9 In performance of the work, duties, and obligations assumed by COUNTY under this
10 Agreement, it is mutually understood and agreed that COUNTY, including any and all of COUNTY's
11 officers, agents, and employees will at all times be acting and performing as an independent
12 contractor, and shall act in an independent capacity and not as an officer, agent, servant, employee,
13 joint venture, partner, or associate of CITY. Furthermore, CITY shall have no right to control or
14 supervise or direct the manner or method by which COUNTY shall perform its work and function,
15 except for COUNTY's compliance with CITY FIRE's Policies and Procedures, herein, and as
16 described in Section 1.A.(3)(o) of this Agreement. However, CITY shall retain the right to administer
17 this Agreement so as to verify that COUNTY is performing its obligations in accordance with the
18 terms and conditions thereof. COUNTY and CITY shall comply with all applicable provisions of law
19 and the rules and regulations, if any, of governmental authorities having jurisdiction over matters
20 which are directly or indirectly the subject of this Agreement.

21 Because of its status as an independent contractor, COUNTY shall have absolutely no
22 right to employment rights and benefits available to CITY employees. COUNTY shall be solely liable
23 and responsible for providing to, or on behalf of, its employees all legally-required employee benefits.
24 In addition, COUNTY shall be solely responsible and save CITY harmless from all matters relating to
25 payment of COUNTY's employees, including compliance with Social Security, withholding, and all
26 other regulations governing such matters. It is acknowledged that during the term of this Agreement,
27 COUNTY may be providing services to others unrelated to CITY or to this Agreement.

28 ///

1 **7. MODIFICATION**

2 Any matters of this Agreement may be modified from time to time by the written
3 consent of all the parties hereto without, in any way, affecting the remainder.

4 **8. HOLD-HARMLESS**

5 A. CITY agrees to indemnify, save, hold harmless, and at COUNTY's request,
6 defend COUNTY, including its officers, agents, and employees, from any and all costs and expenses
7 (including attorneys' fees and costs), damages, liabilities, claims, and losses occurring or resulting to
8 COUNTY in connection with the performance, or failure to perform, by CITY, including its officers,
9 agents, or employees under this Agreement, and from any and all costs and expenses (including
10 attorneys' fees and costs), damages, liabilities, claims, and losses occurring or resulting to any person,
11 firm, or corporation who may be injured or damaged by the performance, or failure to perform, of
12 CITY, including its officers, agents, or employees under this Agreement.

13 B. COUNTY agrees to indemnify, save, hold harmless, and at CITY's request,
14 defend CITY, including its officers, agents, and employees from any and all costs and expenses
15 (including attorneys' fees and costs), damages, liabilities, claims, and losses occurring or resulting to
16 CITY in connection with the performance, or failure to perform, by COUNTY, including its officers,
17 agents, or employees, or PROVIDER, under this Agreement, and from any and all costs and expenses
18 (including attorneys' fees and costs), damages, liabilities, claims, and losses occurring or resulting to
19 any person, firm, or corporation who may be injured or damaged by the performance, or failure to
20 perform, of COUNTY, including its officers, agents, or employees, or PROVIDER under this
21 Agreement including, but not limited to, the COUNTY's selection, configuration, installation, and
22 maintenance of all dispatching equipment, hardware, software, and other technologies, as well as the
23 operation of the COUNTY's EMS Communication Center.

24 C. In the event of concurrent negligence on the part of COUNTY or any of its
25 officers, agents or employees, or PROVIDER, and of CITY or any of its officers, agents, or
26 employees, the liability for any and all such claims, demands and actions in law or equity for such
27 costs and expenses (including attorneys' fees and costs), damages, and losses shall be apportioned
28 under the State of California's theory of comparative negligence as presently established or as may be

1 modified hereafter.

2 D. This Section 8 shall survive termination or expiration of this Agreement.

3 **9. INSURANCE**

4 Without limiting the indemnification of each party as stated in Section 8 above, it is
5 understood and agreed that CITY and COUNTY shall each maintain, at their sole expense, insurance
6 policies or self-insurance programs including, but not limited to, an insurance pooling arrangement
7 and/or Joint Powers Agreement to fund their respective liabilities throughout the term of this
8 agreement. Coverage shall be provided for comprehensive general liability, automobile liability,
9 professional liability, and workers' compensation exposure. Evidence of Insurance, Certificates of
10 Insurance or other similar documentation shall not be required of either party under this Agreement,
11 except for Commercial General Liability coverage. Each party will provide the other party with an
12 appropriate Commercial General Liability insurance certificate with limits of not less than One
13 Million Dollars (\$1,000,000) per occurrence and an annual aggregate of Two Million Dollars
14 (\$2,000,000) along with an appropriate endorsement naming the other party as an additional insured
15 on the Commercial General Liability policy. COUNTY shall cause PROVIDER to maintain insurance
16 coverage that is consistent with the current EMS PROVIDER Agreement between COUNTY and
17 PROVIDER.

18 **10. CONFIDENTIALITY**

19 All services performed by COUNTY under this Agreement shall be in strict
20 conformance with all applicable Federal, State of California and/or local laws and regulations relating
21 to confidentiality.

22 **11. NON-DISCRIMINATION**

23 During the performance of this Agreement, CONTRACTOR shall not unlawfully
24 discriminate against any employee or applicant for employment, or recipient of services, because of
25 race, religious creed, color, national origin, ancestry, physical disability, mental disability, medical
26 condition, genetic information, marital status, sex, gender, gender identity, gender expression, age,
27 sexual orientation, or military or veteran status pursuant to all applicable State of California and
28 Federal statutes and regulations.

1 **12. RECORDS**

2 Each party shall maintain its records in connection with the respective services referred
3 to under this Agreement. Such records must be maintained for a minimum of three (3) years. Records
4 must also be maintained a minimum of three (3) years after the termination of this Agreement. The
5 party generating the records shall maintain ownership of the records upon termination of this
6 Agreement.

7 **13. AUDITS AND INSPECTIONS**

8 Each party shall at any time during business hours, and as often as the other party may
9 deem necessary, make available to the other party for examination all of the former party's records
10 and data with respect to the matters covered by this Agreement. Each party shall, upon request by the
11 other party, permit the other party to audit and inspect all such records and data necessary to ensure
12 the former party's compliance with the terms of this Agreement.

13 If this Agreement exceeds Ten Thousand and No/100 Dollars (\$10,000.00), COUNTY
14 shall be subject to the examination and audit of the State Auditor for a period of three (3) years after
15 final payment under contract (Government Code Section 8546.7).

16 **14. PROVIDER**

17 The parties hereto acknowledge that PROVIDER, or its replacement, if any during the
18 term of the PROVIDER Agreement, will carry out COUNTY's provision of dispatching services
19 herein. In the event of any such replacement of PROVIDER, the replacement EMS Provider
20 Agreement will be on substantially the same terms as the EMS Provider Agreement to the extent that
21 it concerns this Agreement, as provided herein.

22 **15. FORCE MAJEURE**

23 A. If either party hereto is rendered unable, wholly or in part, by Force Majeure to
24 carry out its obligations under this Agreement, that party shall give to the other party hereto prompt
25 written notice of the Force Majeure with full particulars relating thereto. Thereupon, the obligations
26 of the party giving the notice, so far as they are affected by the Force Majeure, shall be suspended
27 during, but no longer than, the continuance of the Force Majeure, except for a reasonable time
28 thereafter required to resume performance.

1 B. During any period in which either party hereto is excused from performance by
2 reason of the occurrence of an event of Force Majeure, the party so excused shall promptly,
3 diligently, and in good faith take all reasonable action required in order for it to be able to promptly
4 commence or resume performance of its obligations under this Agreement. Without limiting the
5 generality of the foregoing, the party so excused from performance shall, during any such period of
6 Force Majeure, take all reasonable action necessary to terminate any temporary restraining order or
7 preliminary or permanent injunctions to enable it to so commence or resume performance of its
8 obligations under this Agreement.

9 C. The party whose performance is excused due to the occurrence of an event of
10 Force Majeure shall, during such period, keep the other party hereto notified of all such actions
11 required in order for it to be able to commence or resume performance of its obligations under this
12 Agreement.

13 D. "Force Majeure" is defined as an Act of God, act of public enemy, war, and
14 other extraordinary causes not reasonably within the control of either of the parties hereto.

15 **16. NOTICES**

16 The persons having authority to give and receive notices under this Agreement and their
17 addresses include the following:

18 COUNTY

19 Director, County of Fresno
20 Department of Public Health
21 P.O. Box 11867
Fresno, CA 93775

CITY

City of Clovis
Attn: City Manager
1033 Fifth Street
Clovis, CA 93612

22 Any and all notices between COUNTY and CITY provided for or permitted under this
23 Agreement or by law shall be in writing and shall be deemed duly served when personally delivered to
24 one of the parties hereto, or in lieu of such personal service, when deposited in the United States Mail,
25 postage prepaid, addressed to such party, except for notices of termination, which are effective upon
26 receipt. Notices under this Agreement are not modifications to this Agreement.

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28 ///

1 **17. GOVERNING LAW**

2 The parties hereto agree, that for the purposes of venue, performance under this
3 Agreement is to be in Fresno County, California.

4 The rights and obligations of the parties hereto and all interpretation and performance of
5 this Agreement shall be governed in all respects by the laws of the State of California.

6 **18. SEVERABILITY**

7 The provisions of this Agreement are severable. The invalidity or unenforceability of
8 any one provision in the Agreement shall not affect the other provisions.

9 **19. ENTIRE AGREEMENT**

10 This Agreement constitutes the entire agreement between CITY and COUNTY with
11 respect to the subject matter hereof and supersedes all previous agreement negotiations, proposals,
12 commitments, writings, advertisements, publications, and understandings of any nature whatsoever
13 unless expressly included in this Agreement. This Agreement may be executed in several counterparts
14 by the parties hereto, in which case, all of such executed duplicate counterpart originals thereof, taken
15 together, shall be deemed to be one and the same legal instrument.

16 **20. NO THIRD PARTY BENEFICIARIES**

17 Notwithstanding anything stated to the contrary in this Agreement, there shall not be any
18 intended third party beneficiaries to this Agreement.

19 ///

20 ///

21 ///

22 ///

23 ///

24 ///

25 ///

26 ///

27 ///

28 ///

1 IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the day and
2 year first hereinabove written.

3
4 **CITY OF CLOVIS**

COUNTY OF FRESNO

5
6 By _____
7 Robert Woolley
8 City Manager

By _____
Chairman, Board of Supervisors

9 Date: _____

Date: _____

10
11 John Holt, City Clerk

BERNICE E. SEIDEL, Clerk
Board of Supervisors

12
13 By _____

By _____

14
15 Date: _____

Date: _____

16 APPROVED AS TO FORM:
17 David Wolfe, City Attorney

18
19 By _____

20 Date: _____

**PLEASE SEE ADDITIONAL
SIGNATURE PAGE ATTACHED**

21
22
23
24 Mailing Address:
25 1033 Fifth Street
26 Clovis, CA 93612
27 Phone #: (559) 324-2060
28 Fax #: (559) 324-2840
Contact: City Manager

1 AGREEMENT BETWEEN COUNTY OF FRESNO AND
2 CITY OF CLOVIS

3 APPROVED AS TO LEGAL FORM:
4 DANIEL C. CEDERBORG, COUNTY COUNSEL

5
6 By _____
7

8 APPROVED AS TO ACCOUNTING FORM:
9 VICKI CROW, C.P.A., AUDITOR-CONTROLLER/
10 TREASURER-TAX COLLECTOR

11
12 By _____
13

14 REVIEWED AND RECOMMENDED FOR APPROVAL:

15
16 By _____

17 David Pomaville
18 Director
19 Department of Public Health
20
21

22
23 Fund/Subclass: 0001/10000
24 Organization #: 56201693
25 Account #: 5039
26
27
28

SCHEDULE A

Payment	Date	Payment Amount
1	Oct 2016	\$72,121
2	Jan 2017	\$72,121
3	Apr 2017	\$72,121
4	Jul 2017	\$72,121
5	Oct 2017	\$72,121
6	Jan 2018	\$72,121
7	Apr 2018	\$72,121
8	Jul 2018	\$72,121
9	Oct 2018	\$72,121
10	Jan 2019	\$72,121
11	April 2019	\$72,121
12	July 2019	\$72,121