

CLOVIS CITY COUNCIL MEETING

June 3, 2019

6:00 P.M.

Council Chamber

Meeting called to order by Mayor Bessinger
Flag Salute led by Councilmember Whalen

Roll Call: Present: Councilmembers Ashbeck, Flores, Mouanoutoua, Whalen
Mayor Bessinger
Absent: None

PRESENTATION

1. NONE.

PUBLIC COMMENTS 6:02

Gene Chandler, resident, requested the City do more to curb the use of illegal fireworks during the fourth of July holiday period. Mr. Chandler indicated that he suffers from PTSD and the firework noise had a negative impact on him and requested the City do more to manage the problem of illegal fireworks.

Joe Lugo, resident, raised concerns with the number of squirrels in his neighborhood and requested the City do more to deal with the squirrels. Mr. Lugo also raised concerns of Shepherd Avenue between Fowler and Sunnyside Avenues and the danger to bicyclist.

Steven Trevino, resident, raised concerns about problems he is having with a tenant who is renting one of his properties and inability to evict her and her boyfriend.

CONSENT CALENDAR 6:27

Motion by Councilmember Ashbeck, seconded by Councilmember Mouanoutoua, that the items on the Consent Calendar, except item 8, be approved, including the waiver of the reading of the ordinance. Motion carried by unanimous vote.

2. City Clerk – Approved - Minutes for the May 13, 2019 and May 20, 2019 Council Meetings.
3. City Clerk – Adopted - **Ord. 19-08**, R2019-01, A request to prezone approximately 208 acres of property located northeast of Behymer and Willow Avenues and to adopt a Master Plan for Focus Area #11 of the General Plan. Multiple owners, Main Street Promenade, LLC, applicant. (Vote: 5-0)
4. General Services – Approved – **Res. 19-64**, Authorizing a Loan Application to Pacific Gas and Electric's On Bill Financing Program for Supplemental LED Lighting Funding.
5. Planning and Development Services - Approved – Final Acceptance for CIP 18-04, Crescent Avenue, and Beverly Avenue Sewer Replacement, and Alamos/Burgan Manhole Repair.
6. Planning and Development Services - Approved - Award Construction Management Professional Services for CIP 18-12, Fire Station No. 6, and Authorize the City Manager to execute the contract on behalf of the City.

7. Planning and Development Services - Approved – Partial Acceptance for Final Map for Tract 6145, located at the southwest corner of DeWolf and Richmond Avenues. (Wilson Premier Homes, Inc.)
8. 6:28 - CONSENT CALEDAR ITEM 8 - ADMINISTRATION – APPROVED – FOR THE CITY COUNCIL TO APPROVE A REQUEST FOR ASSISTANCE TO SUPPORT A COMMUNITY PROJECT

Assistant City Manager John Holt presented a report on a request for assistance to support a community project. There is a proposal to construct a single family home at no cost for a deserving Fresno/Clovis family. The selected home builder, working in conjunction with a sponsor entity, is requesting assistance from the City in the form of relief from fees and staff support. The final selection of the recipient has not been determined and precise details are unknown at this time. There is a desire to preserve anonymity until the recipient is selected. Development Impact fees on a single family home are approximately \$36,000. Building permit/inspection fees are approximately \$4,000. Soft costs would include staff time for other needed services relating to the project. Total estimated assistance is valued at approximately \$50,000. If a Clovis resident is selected, staff is requesting authority to provide assistance with a value of up to \$50,000 as set forth herein. The basis for the assistance is the community benefit. Further details will be provided if a Clovis recipient is selected. Representatives of the station spoke in support of the request and addressed questions of the City Council. Discussion by Council. Motion by Councilmember __, seconded by Councilmember __, for the Council to approve a request to a request for assistance to support a community project. Motion carried by unanimous vote.

PUBLIC HEARINGS

9. 6:37 - APPROVED INTRODUCTION - **ORD. 19-09**, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CLOVIS AMENDING SECTION 5.6.09, SUBSECTION (A) OF CHAPTER 5.6 OF TITLE 9 OF THE CLOVIS MUNICIPAL CODE REGARDING THE MAXIMUM NUMBER OF CARD TABLES ALLOWED IN A CARD ROOM

Assistant City Manager John Holt presented a report on a request to approve the introduction of an ordinance amending Section 5.6.09, Subsection (a) of Chapter 5.6 of Title 9 of the Clovis Municipal Code increasing the maximum number of authorized card tables at the 500 Club from 18 to 20. The new owners of the 500 Club (K & M Casinos, Inc.) took over operations on March 1, 2019. Staff is in receipt of a request from the owners to increase the number of card tables allowed to operate in a card room from eighteen (18) to twenty (20). The City Attorney's office reviewed the request and found that Chapter 5 of the Gambling Control Act, Business and Professions Code, Section 19961.6 subdivision (b), allows for a one time increase of two tables without requiring voter approval. Attachment (A) is the draft ordinance amending Section 5.6.09, subsection (a) increasing the maximum number of authorized card tables in a Card Room from 18 to 20. Attachment (B) of the staff report from 2011 provides some background on prior actions taken with the relocation and expansion of the 500 Club. The legal counsel for the 500 Club spoke in support of the request and addressed questions of Council. Discussion by Council.

Motion by Councilmember Ashbeck, seconded by Councilmember Flores, for the Council to approve the introduction of Ordinance 19-09, amending Section 5.6.09, Subsection (a) of Chapter 5.6 of Title 9 of the Clovis Municipal Code increasing the maximum number of authorized card tables at the 500 Club from 18 to 20. Motion carried 4-1 with Councilmember Whalen voting no.

10. 6:47 - CONTINUED TO A DATE UNCERTAIN – ORD. 19-XX, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CLOVIS ADDING CHAPTER 32 TO TITLE 5 OF THE CLOVIS MUNICIPAL CODE PERTAINING TO A CRIME-FREE HOUSING PROGRAM.

Police Captain Curt Fleming indicated that staff was recommending this item be continued to a date uncertain to allow staff to meet with a few parties that have some recommended changes. There being no public comment, Mayor Bessinger closed the public portion. Discussion by Council. It was the consensus of Council to continue the item to a date uncertain.

11. 6:53 - APPROVED – **RES. 19-65**, A RESOLUTION CONFIRMING THE DIAGRAM AND ASSESSMENTS FOR THE ANNUAL LEVY FOR THE 2019-2020 LANDSCAPE MAINTENANCE DISTRICT NO. 1.

Assistant Public Utilities Director Glenn Eastes presented a report on a request to approve a resolution confirming the diagram and assessments for the annual levy of Landscape Maintenance District No. 1 for FY 2019-2020. 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. There being no public comment, Mayor Bessinger closed the public portion. Discussion by Council.

Motion by Councilmember Ashbeck, seconded by Councilmember Flores, for the Council to approve a resolution confirming the diagram and assessments for the annual levy of Landscape Maintenance District No. 1 for FY 2019-2020. Motion carried by unanimous vote.

CORRESPONDENCE

12. NONE.

ADMINISTRATIVE ITEMS

13. NONE.

CITY MANAGER COMMENTS

COUNCIL ITEMS

14. Council Comments

Councilmember Whalen commented on a photograph of birds in the pond basin located near the southwest corner of Clovis and Alluvial Avenues.

Councilmember Mouanoutoua commented on a resident, Jerry Davis, who he encountered on a walk near his neighborhood who was picking up trash. Upon inquiry he found out the Mr. Davis took the initiative to combine his walk with picking up trash to clean up his neighborhood. Councilmember Mouanoutoua commended Mr. Davis and residents in Clovis who do these types of things.

Mayor Bessinger commented on a Landscape Maintenance District complaint he received from a resident concerns with increasing fees, weeds, lack of trees, and other issues. He contacted us and we cleaned up. Mayor Bessinger contacted staff and thanked them for responding to the complaint and cleaning up the area of concern.

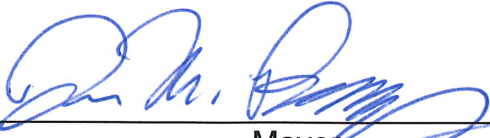
CLOSED SESSION 6:58

15. Government Code Section 54956.9(d)(2)
CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
Significant exposure to litigation
One Potential Case

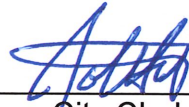
16. Government Code Section 54957.6
CONFERENCE WITH LABOR NEGOTIATORS
Agency Designated Representatives: Luke Serpa, Shonna Halterman, Lori Shively
Employee Organization: Clovis Police Officers Association, Clovis Firefighters Association, Clovis Employees Association, Clovis Public Works Employees Association, Clovis Public Safety Employees Association, Clovis Professional and Technical Employees Association, Clovis Transit Employees Bargaining Unit, Clovis Technical and Financial Professionals Association
Unrepresented Employee: Management Employees

Mayor Bessinger adjourned the meeting of the Council to June 10, 2019

Meeting adjourned: 8:58 p.m.



Mayor



City Clerk

