



CITY *of* CLOVIS

AGENDA • CITY COUNCIL MEETING

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

September 05, 2023

6:00 PM

Council Chamber

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

The Clovis City Council meetings are open to the public at the physical address listed above. There are numerous ways to participate in the City Council meetings: you are able to attend in person; you may submit written comments as described below; you may participate by calling in by phone (see “Verbal Comments” below); and you may view the meeting which is webcast and accessed at www.cityofclovis.com/agendas.

Written Comments

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

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



- Please submit a separate form for each item you are commenting on.
- A copy of your written comment will be provided to the City Council noting the item number. If you wish to make a verbal comment, please see instructions below.
- Please be aware that any written comments received that do not specify a particular agenda item will be marked for the general public comment portion of the agenda.
- If a written comment is received after 4:00 p.m. on the day of the meeting, efforts will be made to provide the comment to the City Council during the meeting. However, staff cannot guarantee that written comments received after 4:00 p.m. will be provided to City Council during the meeting. All written comments received prior to the end of the meeting will be made part of the record of proceedings.

Verbal Comments

- If you wish to speak to the Council on an item by telephone, you should contact the City Clerk at (559) 324-2060 no later than 4:00 p.m. the day of the meeting.
- You will be asked to provide your name, phone number, and your email. You will be emailed instructions to log into Webex to participate in the meeting. Staff recommends participants log into the Webex at 5:30 p.m. the day of the meeting to perform an audio and mic check.
- All callers will be placed on mute, and at the appropriate time for your comment your microphone will be unmuted.
- In order for everyone to be heard, please limit your comments to 5 minutes or less, or 10 minutes per topic

Webex Participation

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

CALL TO ORDER

FLAG SALUTE - Councilmember Pearce

ROLL CALL

PRESENTATIONS/PROCLAMATIONS

1. Presentation of Certificates Recognizing Students for Participating in the American Legion Boys and Girls State Program.
2. Presentation of Proclamation Declaring September 2023 as National Service Dog Month.

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

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

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

3. Administration - Approval - Minutes from the August 21, 2023, Council Meeting.
4. Administration - Approval – Award the Request for Proposals and approve the purchase of Cisco Networking and Security equipment from ConvergeOne in the amount of \$72,021.55.
5. Administration – Approval – FY 2023-24 Agreement between the City of Clovis and the Economic Development Corporation Serving Fresno County for services up to an amount of \$50,000.
6. Administration – Approval – Waive Formal Bidding Requirements and Authorize the City Manager to Enter into an Agreement with Kosmont Companies for \$50,000 to Conduct an Analysis of Development Impact Fee Program.
7. Administration – Approval – Res. 23-____, Amending the 2023-2024 Planning and Development Services Budget, and Authorize the City Manager to enter into an Agreement with the Clovis Rodeo Association for City use of Rodeo Grounds Facilities.
8. General Services – Approval - Claim Rejection of the General Liability Claim on behalf of Brooklyn Sykes, Giani Christensen, and Tiffany Shoemaker.
9. General Services – Approval – Res. 23-____, Authorizing the City Manager to Execute an Agreement for Older Americans Act Funding for Title III C-1 Nutrition Services Through the Fresno-Madera Area Agency on Aging (FMAAA); and Approval Res. 23-____, Amending the FY 2023-2024 General Services Department Budget to Reflect \$41,000.00 in Grant Funding for the Clovis Senior Activity Center Awarded by the Fresno-Madera Area Agency on Aging.
10. Planning and Development Services – Approval – Final Acceptance for CIP 17-21 Well 35 Drilling and Development.
11. Planning and Development Services – Approval – Amend the 2023-2024 Community Investment Program Budget for General Government Facilities, addition of Loma Vista Police Substation in the amount of \$700,000.
12. Planning and Development Services – Approval – Bid Award for CIP 21-20 Sierra Avenue Street Improvements; and Authorize the City Manager to Execute the Contract on behalf of the City with Dave Christian Construction in the amount of \$1,190,049.00.
13. Planning and Development Services – Approval – Final Acceptance for Final Map for Tract 6164, located southwest area of Dakota Avenue and Leonard Avenue (DYP 6164, LP a California Limited Partnership (De Young Properties)).
14. Public Utilities – Approval – Award a Contract to Karbonous, Inc. for Maintenance Work Consisting of Purchasing and Replacing Granular Activated Carbon (GAC) at Well 21 and Well 28 in the Amount of \$135,842.40.
15. Public Utilities – Approval – Waive Formal Bidding Requirements and Authorize the Purchase of a Police Department Aerial Bucket Truck from Altec Industries, Inc. Using the Sourcwell Purchasing Contract in the Amount of \$186,064.

16. Public Utilities – Approval – Res. 23-____, Adopting an Integrated Pest Management Policy.
17. Public Utilities – Approval – Waive Formal Bidding Requirements and Authorize the City Manager to Enter into a Contract with Golden Bell Products, Inc. for Insect Control in Sanitary Sewer Manholes in the Amount of \$188,421.25.

ADMINISTRATIVE ITEMS - Administrative Items are matters on the regular City Council Agenda other than Public Hearings.

18. Consider various amendments to the City of Clovis Municipal Code related to Code Enforcement:
 - a. Consider Adoption - Ord. 23-06, Amending section 5.22.07 of the City of Clovis municipal code relating to the marijuana penalties and enforcement. (Vote: 3-0-2 with Councilmember Basgall and Councilmember Bessinger absent)
 - b. Consider Adoption - Ord. 23-07, Amending section 6.3.13, of chapter 6.3, of title 6, of the City of Clovis municipal code relating to the unlawful dumping of garbage. (Vote: 3-0-2 with Councilmember Basgall and Councilmember Bessinger absent)
 - c. Consider Adoption - Ord. 23-08, Adding section 5.27.512 to title 5 of the City of Clovis municipal code relating to the storing, maintaining, or placing of personal property in the public right-of-way. (Vote: 3-0-2 with Councilmember Basgall and Councilmember Bessinger absent)
 - d. Consider Adoption - Ord. 23-09, Amending section 5.10.06 of the City of Clovis municipal code relating to the application for a massage establishment permit or out-call massage business permit. (Vote: 3-0-2 with Councilmember Basgall and Councilmember Bessinger absent)
 - e. Consider Adoption - Ord. 23-10, Amending section 6.5.102, of chapter 6.5, of title 6, of the City of Clovis municipal code relating to the applications for water service. (Vote: 3-0-2 with Councilmember Basgall and Councilmember Bessinger absent)

Staff: Karey Cha, City Clerk

Recommendation: Adopt

19. Receive and File – Annual Update on California Open Governance Laws – Brown Act, Public Records Act, Ethics.

Staff: Scott Cross, City Attorney

Recommendation: Receive and File

COUNCIL ITEMS

20. Consider Approval – Letter to Fresno County Regarding Library Concerns from the Community.

Staff: John Holt, City Manager

Recommendation: Approve

CITY MANAGER COMMENTS

COUNCIL COMMENTS

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

21. Government Code Section 54956.9(d)(1)
CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
Case Name: Desiree Martinez v. City of Clovis, et al., Case No. F082914
22. Government Code Section 54956.9(d)(2)
CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Significant exposure to litigation
One potential case

ADJOURNMENT

FUTURE MEETINGS

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

September 11, 2023 (Mon.)
September 18, 2023 (Mon.)
October 2, 2023 (Mon.)
October 9, 2023 (Mon.)
October 16, 2023 (Mon.)