

CLOVIS CITY COUNCIL MEETING

August 7, 2023

6:00 P.M.

Council Chamber

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

Roll Call: Present: Councilmembers Basgall, Bessinger, Mouanoutoua, Pearce
Mayor Ashbeck

PRESENTATION – 6:05

6:05 – ITEM 1 - PRESENTATION BY MARJAREE MASON CENTER – 10-YEAR ANNIVERSARY OF THE CLOVIS SAFE HOUSE.

PUBLIC COMMENTS – 6:15

Malcom Gibson, resident, commented on the outcome of the Desiree Martinez v. City of Clovis litigation.

Eric Rollins, resident commented on the Flag policy and Fresno County Library.

Jenny Crem, resident, commented on the outcome of the Desiree Martinez v. City of Clovis litigation and encourage Council to focus on issue within the City's jurisdiction.

Michelle Lung, county resident, commented on a development adjacent to her property.

David Flem, resident, made comments on term limits for elected federal officials.

Kim Rall, resident, made comments about a code enforcement issue.

Jason Scott, resident, requested to meet with Council members on various issues.

Tracy Bohren, resident, requested City Council place on the agenda a social media policy for consideration.

CONSENT CALENDAR – 6:46

Motion by Councilmember Basgall, seconded by Councilmember Bessinger, that the items 2-21 with the exception of item 7 on the Consent Calendar be approved. Motion carried by unanimous vote.

2. Administration - Approved - Minutes from the July 10, 2023, Council Meeting.
3. Administration - Received and Filed – Economic Development Corporation Serving Fresno County Quarterly Report, April – June 2023.

4. Administration – Approved - Authorize the renewal of Geographic Information System software maintenance and support from ESRI, Inc in the amount of \$104,000 per year for three years.
5. Administration - Approved – Waive Normal Purchasing Process and approve the purchase of a next generation antivirus system from the Center for Internet Security using the California Multiple Award Schedule (CMAS) purchasing program; a competitively bid contract with purchasing provisions for California State and Local government agencies in the amount of \$75,048.19.
6. Administration - Approved – Waive Normal Purchasing Process and approve the purchase of replacement desktop computers and servers using competitively bid contracts with purchasing provisions for California State and Local government agencies.
8. General Services – Approved – **Res. 23-63**, Approving a Side Letter Agreement with Clovis Police Officers Association to Identify Specific Paid Holidays within the CPOA MOU; and Authorizing the City Manager to Execute the Agreement.
9. General Services – Approved – **Res. 23-64**, Approving a Side Letter Agreement with Clovis Firefighters Association Providing Dedicated Clinical Director Incentive Pay; and Approved – **Res. 23-65**, Approving a Side Letter Agreement with Clovis Firefighters Association to Identify Specific Paid Holidays within the CFFA MOU; and Authorizing the City Manager to Execute the Agreements.
10. General Services – Approval – **Res. 23-66**, Authorizing an Increased Loan Amount through the California Energy Commission for Solar Project Funding; and Finding that the Project is Exempt from CEQA Pursuant to Class 1 and Class 2 Categorical Exemptions.
11. General Services – Approved - Claim Rejection of the General Liability Claim on behalf of Mark Stevenson.
12. General Services – Approved - Claim Rejection of the General Liability Claim on behalf of David Ortega, Annette Ortega, Alondra Ortega-Duenas, and Adrian Ortega.
13. General Services – Approved – **Res. 23-67**, Renewing Medical Plan Options for Eligible Retirees and Restating the Eligibility Requirements for Participation in the Plan.
14. General Services - Approved – **Res. 23-68**, Authorizing Amendments to the City's Classification and Compensation Plans to Adopt the Engineering Program Manager Classification with a Salary Range of \$9,286 to \$11,288 per month, and Approval – **Res. 23-69**, Amending the City's FY 23-24 Position Allocation Plan.
15. Planning and Development Services – Approved – Rejection of all bids for CIP 22-05 Trail Pavement Maintenance 2022.
16. Planning and Development Services – Approved – Final Acceptance for Final Map for Tract 6254, located at the northeast corner of Leonard and Barstow Avenues (BN 6120 LP (Bonadelle Homes, Inc.)).
17. Planning and Development Services - Approved – **Res. 23-70**, Annexation of Miscellaneous Properties to the Landscape Maintenance District No. 1.
18. Planning and Development Services – Received and Filed – Annual Department Newsletter.
19. Planning and Development Services – Approved – Partial Acceptance for Final Map for Tract 6154, located at the northwest corner of Teague and Fowler Avenue (Woodside 06N, LP, a California Limited Partnership).
20. Planning and Development Services – Approved – Bid Award for CIP 21-11 Fowler Avenue Street Improvements, and; Authorize the City Manager to execute the contract on behalf of the City.

21. Police – Approved - Authorize the renewal of the New World Computer Aided Dispatch System 5-year subscription, maintenance and support agreement from Tyler Technologies, Inc. in the amount of \$1,047,299.12.

6:47 ITEM 7 - Finance – Received and Filed – Findings & Recommendations from Community Facilities District Citizens Oversight Committee.

Motion by Councilmember Mouanoutoua, seconded by Councilmember Basgall, that the item 7 on the Consent Calendar be approved. Motion carried by unanimous vote.

COUNCIL ITEMS – 6:57

6:57 ITEM 22 - APPROVED – DESIGNATION OF VOTING DELEGATE AND ALTERNATE FOR THE LEAGUE OF CALIFORNIA CITIES' ANNUAL CONFERENCE AND BUSINESS MEETING ON SEPTEMBER 20-22, 2023.

Motion for Mayor Pro Tem Mouanoutoua to be designated as the voting delegate with Councilmember Basgall as the alternate by Councilmember Pearce, seconded by Councilmember Bessinger. Motion carried by unanimous vote.

7:00 ITEM 23 - APPROVED – TO PROVIDE LETTERS OF OPPOSITION FOR SENATE BILL 423 (WIENER) AND ASSEMBLY BILL 309 (LEE) – GREATLY EXPANDING STATE AUTHORITY TO APPROVE HOUSING ON STATE-OWNED OR -LEASED LANDS.

Resident, supported opposition to SB 423 and AB 309.

Brett Berdine, resident, supported opposition to SB 423 and AB 309.

Resident, supported opposition to SB 423 and AB 309.

David Rall, resident, expressed concern statements made about intent of state and federal officials.

Tracy Bohren, resident, stated the State of California is allocating additional funding for affordable housing.

Motion for approval by Councilmember Bessinger, seconded by Councilmember Basgall. Motion carried by unanimous vote.

7:12 ITEM 24 - APPROVED – CHANGE OF COUNCIL MEETING SCHEDULE.

Motion for approval by Councilmember Bessinger, seconded by Councilmember Basgall. Motion carried by unanimous vote.

CITY MANAGER COMMENTS – 7:13

COUNCIL COMMENTS – 7:13

CLOSED SESSION – 7:34

ITEM 25 - 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

ITEM 26 - GOVERNMENT CODE SECTION 54956.9(D)(2) CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION SIGNIFICANT EXPOSURE TO LITIGATION

No action was taken by the City Council during the closed session.

Mayor Ashbeck adjourned the meeting of the Council to August 21, 2023

Meeting adjourned: 8:58 p.m.



Mayor



City Clerk



Rebecca Simonian

From: Public Comments <email@cityofclovisca.us>
Sent: Monday, August 7, 2023 12:40 PM
To: Karey Cha; Andrew Haussler; Rebecca Simonian
Subject: [External] Public Comment for City Council

Council Meeting Date: 2023-08-07

Item Number (put "0" if your comment is regarding an item not on the agenda): 0

Full Name: Hilario

Email: packmanw20@gmail.com

Comment: People are driving way too fast in the parking lots especially the Arco parking lot on Herndon and Clovis

Supporting Files (2 Max.):

Date: August 7, 2023

Time: 12:40 pm

Remote IP: 172.56.169.186

PUBLIC COMMENTS August 7, 2023

28th Amendment To the Constitution of the United States Of America

All congress and senate persons properly elected by their city and state. Bounded by this amendment, shall serve a term of office no longer than:

Congress: No more than 3 consecutive or nonconsecutive 2 year terms of office. Not to exceed 6 years no exceptions.

Senate: No more than 2 consecutive or nonconsecutive 6 year terms of office. Not to exceed 12 years No exceptions.

No congressperson or senator shall accrue or draw pension or retirement benefits for services as an elected official.

All elected officials shall live by the same laws as passed for the citizens of the USA. No exceptions.

During the term of office they shall not become a member or affiliated with any organization or Religious affiliation that the American citizens are not invited to become a part of.

The sole duty and responsibility while in office is to the American people and the constitution of the USA.

Any elected official shall resign their current office as soon as they announce their candidacy for any other office.

This document becomes in effect immediately, regardless of the current term of office.

David Russell Flum

Decorated Veteran U.S.C.G.

Darrel Dilley

Decorated Veteran U.S.N.