

## CLOVIS CITY COUNCIL MEETING

**May 15, 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 – 6:02**

6:02 – ITEM 1 - PRESENTATION OF PROCLAMATION DESIGNATING MAY 21 - 27, 2023, AS  
NATIONAL PUBLIC WORKS WEEK.

### **PUBLIC COMMENTS – 6:12**

Mike Cunningham, Resident, shared concerns regarding the length of public comments  
addressing issues not on the agenda.

Molly Anala, Resident, spoke in support of a Council-approved flag policy.

Eric Rollens, Resident, spoke in support of a Council-approved flag policy.

Don Watnick, Resident, spoke in support of a Council-approved flag policy.

Brent Berdine, Resident, spoke in support of a Council-approved flag policy.

Dina C., Resident, spoke in support of a Council-approved flag policy.

Resident, spoke in support of a Council-approved flag policy.

Hannah Cunnings, Resident, spoke in support of a Council-approved flag policy.

Tammy Gold, Resident, spoke in support of a Council-approved flag policy.

Ricardo, Resident, spoke in support of a Council-approved flag policy.

Marlo Jenkins, Resident, spoke in support of a Council-approved flag policy.

## CONSENT CALENDAR – 6:42

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

2. Administration - Approved - Minutes from the May 1, 2023, Council Meeting.
3. Administration - Adopted - **Ord. 23-01**, R2022-001, A request to rezone the subject property from the R-1-7500 (Single-family Residential, 7,500 sf) Zone District to the R-2 (Multifamily Medium-High Density Residential) Zone District, located north of Alluvial Avenue, between Sunnyside and Fordham Avenues. (Vote: 5-0)
4. Administration - Adopted - **Ord. 23-02**, A request to approve an ordinance of the City Council of the City of Clovis amending Section 8.1.01.1 of Chapter 8.1 of Title 8 relating to amendments to uniform administrative code to add Photovoltaic and Energy Storage Systems fee Table S-1. (Vote: 5-0)
5. Finance – Received and Filed – Investment Report for the Month of December 2022.
6. Finance – Received and Filed – Treasurer’s Report for the Month of December 2022.
7. Finance – Received and Filed – Investment Report for the Month of January 2023.
8. Finance – Received and Filed – Treasurer’s Report for the Month of January 2023.
9. General Services – Approved – **Res. 23-38**, Authorizing Amendments to the City’s Classification Plan by Revising the Public Safety Dispatcher Classification in the Police Department.
10. General Services - Approved – **Res. 23-39**, Authorizing Amendments to the City’s Classification and Compensation Plans to Adopt the Parts Runner Classification with a Salary Range of \$3,522 to \$4,281 per month, and Approved – **Res. 23-40**, Amending the City’s FY 22-23 Position Allocation Plan.
11. Planning and Development Services – Approved – **Res. 23-41**, Adopt a list of projects funded by SB1: The Road Repair and Accountability Act.

## PUBLIC HEARINGS – 6:43

- 6:43 ITEM 12 – APPROVED – **RES. 23-42**, A RESOLUTION CONFIRMING THE DIAGRAM AND ASSESSMENTS FOR THE ANNUAL LEVY, 2023-2024 LANDSCAPE MAINTENANCE DISTRICT NO. 1.

Marlo Jenkins, Resident, shared concerns regarding the landscaping near Armstrong and Herndon Avenues requested for the City Council to consider building a new park in the area.

Brent Berdine, Resident, shared concerns regarding public noticing.

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

7:04 ITEM 13 - CONSIDER ITEMS ASSOCIATED WITH APPROXIMATELY 500 ACRES OF LAND LOCATED WITHIN THE AREA GENERALLY BOUND BY SHEPHERD AVENUE ON THE SOUTH, WILLOW AVENUE ON THE WEST, THE ENTERPRISE CANAL ON THE NORTH AND THE PEACH AVENUE ALIGNMENT ON THE EAST. CITY OF CLOVIS, APPLICANT.

Bill Smittcamp, spoke in support to including the Clovis Hills Church in the annexation.

Sean Beatty, Clovis Hills Church Representative, spoke in support to including the Clovis Hills Church in the annexation.

Manny Penn, spoke in support to including the Clovis Hills Church in the annexation.

Anna K., Resident, spoke in support to including the Clovis Hills Church in the annexation.

Arakel Arisian, shared that some property owners within the area intend to continue using the land for agricultural purposes.

13A. APPROVED INTRODUCTION – **ORD. 23-03**, R2023-003, A REQUEST TO ESTABLISH PREZONING CLASSIFICATIONS FOR APPROXIMATELY 333 ACRES OF PROPERTY AND TO MODIFY PREZONING CLASSIFICATIONS ON APPROXIMATELY 35 ACRES WITHIN THE OVERALL 500 ACRE PROJECT AREA. CITY OF CLOVIS, APPLICANT.

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

13B. APPROVED - RES. **23-43**, RO309, A RESOLUTION OF APPLICATION FOR THE ANNEXATION OF APPROXIMATELY 500 ACRES INTO THE CLOVIS CITY LIMITS.

Motion to approve the resolution of application for the annexation of approximately 500 acres into the Clovis city limits, and to include three additional parcels (APNs: 580-071-26; 580-071-20; and 580-050-60 (Clovis Hills Church property)) with the condition that should Clovis Hills Church further develop their property where there is an increase of water usage from the water allocation that the City is already providing to the property (approximately 33 acre ft.), a service agreement between Clovis Hills Church and the City of Clovis will be required in order for the City to source and provide more water to the Clovis Hills Church property. Prior to annexation, Clovis Hills Church shall fulfill the applicable terms of the existing Extra-Territorial Agreement, including the payment of a water supply fee as described in the Agreement.

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

9:05 ITEM 14 – CONTINUED – CONSIDER REVIEW AND INTRODUCTION – RES. 23-XX, 2023-24 CITY OF CLOVIS ANNUAL BUDGET, FIVE YEAR CAPITAL IMPROVEMENT PROGRAM, AND INFORMATION REGARDING THE CLOVIS SUCCESSOR AGENCY.

- A) FINANCE DEPARTMENT (JAY SCENGEL)
- B) CITY COUNCIL/CITY ATTORNEY/CITY MANAGER/CITY CLERK (JOHN HOLT/JESSE VELEZ)
- C) POLICE DEPARTMENT (CURT FLEMING)
- D) FIRE DEPARTMENT (JOHN BINASKI)
- E) PUBLIC UTILITIES DEPARTMENT (SCOTT REDELFS)
- F) PLANNING AND DEVELOPMENT SERVICES/COMMUNITY INVESTMENT PROGRAM (RENEE MATHIS)
- G) GENERAL SERVICES (SHONNA HALTERMAN)
- H) ECONOMIC DEVELOPMENT, HOUSING, AND COMMUNICATIONS (CHAD MCCOLLUM)

Item continued to the June 5, 2023, City Council meeting.

**CITY MANAGER COMMENTS – 9:53**

**COUNCIL COMMENTS – 9:54**

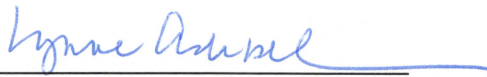
**CLOSED SESSION – 9:55**

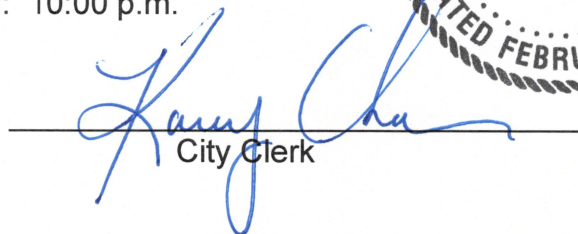
ITEM 15 - GOVERNMENT CODE SECTION 54956.9(D)(1) CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION CASE NAME: DESIREE MARTINEZ V. CITY OF CLOVIS, ET AL., CASE NO. F082914

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

Mayor Ashbeck adjourned the meeting of the Council to June 5, 2023

Meeting adjourned: 10:00 p.m.

  
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 Mayor

  
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 City Clerk



**Rebecca Simonian**

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**From:** Public Comments <email@cityofclovisca.us>  
**Sent:** Wednesday, May 10, 2023 7:35 AM  
**To:** Karey Cha; Andrew Haussler; Rebecca Simonian  
**Subject:** [External] Public Comment for City Council

Council Meeting Date: 2023-05-10

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

Full Name: Cheryl Schultz

Email: cheryl\_defusco2002@yahoo.com

Comment: I totally agree with councilwoman Diane's suggestion to only fly the American flag, the California state flag and the Clovis city flag. We need to start focusing on what we have in common rather than creating more silos that create division.

Thank you!

Supporting Files (2 Max.):

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Date: May 10, 2023

Time: 7:34 am

Remote IP: 67.181.196.80

**PUBLIC COMMENTS**  
**May 15, 2023**

## Rebecca Simonian

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**From:** Public Comments <email@cityofclovisca.us>  
**Sent:** Wednesday, May 10, 2023 10:59 AM  
**To:** Karey Cha; Andrew Haussler; Rebecca Simonian  
**Subject:** [External] Public Comment for City Council

Council Meeting Date: 2023-05-15

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

Full Name: Major Brooks C. Wilson, USMC (Ret)

Email: brooks@adanceoflight.com

Comment: Honorable City of Clovis Council Members,

I have been made aware of a recent vote of denial made by your body concerning the proposal to fly only three flags from Clovis city government buildings; i.e., the United States flag, State of California flag and the City of Clovis flag. This proposal was intended to negate potential division within our community concerning the displaying of flags. It apparently had wide support of the community at large.

As a retired Marine officer, I was flabbergasted, to say the least, that a generally conservative community such as ours must even argue the point of what flags we should fly over our city government buildings. I have watched our military become an increasingly social experiment for the past 50 years. This is inherently wrong! Our military's sole purpose is to protect and defend our Nation. There is only one flag to be considered here - our national colors. Social experiments, if they must be done at all, should not be connected to our military. The same sentiment should go for state and local government buildings. State and local flags represent those entities which include all its' citizens regardless of race, creed, color, gender or beliefs, religious or otherwise. Any other flags should be welcome to be flown from citizen's yards and businesses, but have no place with respect to our government buildings.

I sense that the majority of the council was afraid of offending someone or some organization within the community. You cannot make all the people happy all the time. We have allowed ourselves to be increasingly ruled by the minority of any given issue. Where did the term "the majority rules" go? I am greatly disappointed by the failure of this council to stand up for what you know is right. I voted for you, but I will remember this on the next election day. Please reconsider your stance and stand up for what you know to be right. This country, state and community do not deserve less.

Respectfully submitted,

Brooks Wilson

Supporting Files (2 Max.):

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Date: May 10, 2023

Time: 10:58 am

Remote IP: 73.185.118.123

## Rebecca Simonian

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**From:** Public Comments <email@cityofclovisca.us>  
**Sent:** Thursday, May 11, 2023 11:36 AM  
**To:** Karey Cha; Andrew Haussler; Rebecca Simonian  
**Subject:** [External] Public Comment for City Council

Council Meeting Date: 2023-05-15

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

Full Name: Paul Beckley

Email: beckleyp@gmail.com

Comment: I wholeheartedly support Councilwoman Diane Pierce and her flag policy.

You represent all citizens of the city and the flags flown should represent ALL citizens.

ONLY city, state, and national flags represent EVERYONE

Anything else would represent one group or another and NOT everyone.

Please support EVERYONE instead of individual groups

Supporting Files (2 Max.):

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Date: May 11, 2023

Time: 11:35 am

Remote IP: 98.97.59.224

## Rebecca Simonian

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**From:** Public Comments <email@cityofclovisca.us>  
**Sent:** Friday, May 12, 2023 3:34 PM  
**To:** Karey Cha; Andrew Haussler; Rebecca Simonian  
**Subject:** [External] Public Comment for City Council

Council Meeting Date: 2023-05-15

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

Full Name: Kstherine Reinhardt

Email: kreinhardt3006@gmail.com

Comment: I believe it is necessary to let the public know if there is a proposal to change the flag display ordinance in the city of Clovis and it should only be amended or repealed by a vote of the entire majority of the Clovis city council.

Supporting Files (2 Max.):

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Date: May 12, 2023

Time: 3:34 pm

Remote IP: 73.48.173.234



## Rebecca Simonian

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**From:** Public Comments <email@cityofclovisca.us>  
**Sent:** Friday, May 12, 2023 8:15 PM  
**To:** Karey Cha; Andrew Haussler; Rebecca Simonian  
**Subject:** [External] Public Comment for City Council

Council Meeting Date: 2023-05-15

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

Full Name: Kent Cruz

Email: kentrc01@gmail.com

Comment: Regarding the city's flag code.

I support the flag ordinance that only allows the US, CA, and Clovis flags to be flown by the City and that only a majority of the council can change the policy.

Supporting Files (2 Max.):

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Date: May 12, 2023

Time: 8:14 pm

Remote IP: 73.192.140.192

## Rebecca Simonian

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**From:** Public Comments <email@cityofclovisca.us>  
**Sent:** Friday, May 12, 2023 8:28 PM  
**To:** Karey Cha; Andrew Haussler; Rebecca Simonian  
**Subject:** [External] Public Comment for City Council

Council Meeting Date: 2023-05-15

Item Number (put "0" if your comment is regarding an item not on the agenda): 1

Full Name: Kay Freeman

Email: dkayfreeman@gmail.com

Comment: I live in Clovis and I would like to see that our cities flag policy should be put on the Clovis city council upcoming agenda for council to vote on it's approval.

Supporting Files (2 Max.):

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Date: May 12, 2023

Time: 8:27 pm

Remote IP: 54.176.226.173

## Rebecca Simonian

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**From:** Public Comments <email@cityofclovisca.us>  
**Sent:** Monday, May 15, 2023 5:13 AM  
**To:** Karey Cha; Andrew Haussler; Rebecca Simonian  
**Subject:** [External] Public Comment for City Council

Council Meeting Date: 2023-05-15

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

Full Name: Joyce I lane

Email: jlaneelectric@yahoo.com

Comment: I want the flag policy to be put on the agenda. I want elected officials to have the power, not an unelected person. That person isn't by the people. I would be there but, out of the country at this time. Thank you

Supporting Files (2 Max.):

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Date: May 15, 2023

Time: 5:12 am

Remote IP: 66.248.176.82

**Rebecca Simonian**

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**From:** Public Comments <email@cityofclovisca.us>  
**Sent:** Monday, May 15, 2023 5:14 AM  
**To:** Karey Cha; Andrew Haussler; Rebecca Simonian  
**Subject:** [External] Public Comment for City Council

Council Meeting Date: 2023-05-15  
Item Number (put "0" if your comment is regarding an item not on the agenda): 0  
Full Name: Dennis A Lane  
Email: dennisalan@sbcglobal.net  
Comment: I want to have the flag policy on an upcoming agenda. This needs to be strengthened. Now!  
Supporting Files (2 Max.):

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Date: May 15, 2023  
Time: 5:14 am  
Remote IP: 66.248.176.82

## Rebecca Simonian

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**From:** Public Comments <email@cityofclovisca.us>  
**Sent:** Monday, May 15, 2023 1:48 PM  
**To:** Karey Cha; Andrew Haussler; Rebecca Simonian  
**Subject:** [External] Public Comment for City Council

Council Meeting Date: 2023-05-15

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

Full Name: Susan Colby

Email: sueinca@yahoo.com

Comment: City Counsel please please put the City's flag policy on an upcoming agenda for Council to vote on its approval please! City property is government property and should only hold government flags!

Supporting Files (2 Max.):

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Date: May 15, 2023

Time: 1:47 pm

Remote IP: 73.2.9.76

## Rebecca Simonian

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**From:** Public Comments <email@cityofclovisca.us>  
**Sent:** Monday, May 15, 2023 2:16 PM  
**To:** Karey Cha; Andrew Haussler; Rebecca Simonian  
**Subject:** [External] Public Comment for City Council

Council Meeting Date: 2023-05-15

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

Full Name: Claire

Email: frankledger@protonmail.com

Comment: It is my understanding, that there is no council approved flag policy in Clovis. Ms. Pierce asked to put the item up on the agenda, about what flags should fly in Clovis, and the other council members voted against putting this on the agenda. First off, the American flag, the State flag and the Clovis flag should be flown only, but the exception to these is the POW/MIA flag and any military flag. No other flags. This should be put on the agenda and voted on by the council. I will say that I do not know anything about the City manager, but that this is not an elected position. If this position is allowed to decide this issue, the people have to course to remove this individual, as they have not voted for them. In summary, the above named flags and voted on by the city council.

Thank you.

Supporting Files (2 Max.):

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Date: May 15, 2023

Time: 2:16 pm

Remote IP: 192.145.118.89

## Rebecca Simonian

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**From:** Public Comments <email@cityofclovisca.us>  
**Sent:** Monday, May 15, 2023 2:44 PM  
**To:** Karey Cha; Andrew Haussler; Rebecca Simonian  
**Subject:** [External] Public Comment for City Council

Council Meeting Date: 2023-05-15

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

Full Name: Claire Dias

Email: frankledger@proton.me

Comment: I sent a comment through earlier about the flag issue what was not put on the agenda, but put the wrong email address down (it's a new one). The above is correct.

To make sure your received my comment, it was that I agree with Ms. Pierce, that the city council should vote on which flags should be flown, not an unelected city manager. The flags that should be flown are the American flag, the State flag, and the Clovis flag, with exceptions for POW/MIA flags and military flags, such as the flag of the Marines.

Thank you,

Supporting Files (2 Max.):

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Date: May 15, 2023

Time: 2:43 pm

Remote IP: 192.145.118.89