

CLOVIS CITY COUNCIL MEETING

December 6, 2021

6:00 P.M.

Council Chamber

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

Roll Call: Present: Councilmembers Ashbeck, Bessinger, Mouanoutoua, Whalen
Mayor Flores

PUBLIC COMMENTS – 6:03

Don, resident, invited Council to attend the *Merry Christmas, George Bailey!* show.

David Phillips, representative of United Health Centers, invited the Council to the grand opening of the new United Health Centers clinic in Clovis.

CONSENT CALENDAR – 6:12

Motion by Councilmember Ashbeck, 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.

1. Administration - Adopted – **Ord. 21-08**, R2021-008, A request to rezone approximately 0.34 acre of property from the C-2 (Community Commercial) Zone District to the P-F (Public Facilities) Zone District, associated with properties located at 2300 Minnewawa Avenue. (Vote: 5-0)
2. Administration - Adopted – **Ord. 21-09**, Amending Section 6.3.22 of Chapter 6.3 of Title 6 of the Clovis Municipal Code Relating to Street Sweeping Service and Charges. (Vote: 5-0)
3. Administration – Approved – Award the Request for Proposals to Zones, Inc. for the purchase of twenty (20) Mobile Data Computers.
4. Fire Department - Approved – **Res. 21-135**, Authorize submittal of an Emergency Vehicle Replacement Program grant application under the San Joaquin Valley Air Pollution Control District Public Benefit Grant Program and Authorize the City Manager to be the Contract Authority; and Approved – **Res. 21-136**, Amending the 2021-2022 FY budget to reflect the grant pre-approval amount and remainder of Fire Engine purchase price and authorizing the sole-source purchase of the Fire Engine from Golden State Fire Apparatus in Sacramento, CA.
5. Fire – Approved – **Res. 21-137**, Amending the 2021-2022 FY Budget to allow for the purchase and implementation of the dispatch to dispatch software to be utilized by Public Safety.
6. General Services – Approved - **Res. 21-138**, Authorizing Amendments to the Records Supervisor Classification in the Police Department.
7. Planning and Development Services - Approved – Final Acceptance for Final Map for Tract 6114, located at the southwest area of Ashlan and Leonard Avenues (Two Creeks South, LP, (Wilson Homes)).

8. Planning and Development Services - Approved – Final Acceptance for Final Map for Tract 6120, located at the northeast area of Leonard and Barstow Avenues (BN 6120 LP, Bonadelle Neighborhoods).
9. Planning and Development Services - Approved – **Res. 21-139**, A request to authorize the City Manager to execute a consultant agreement between the City of Clovis and LSA for the preparation of an Environmental Impact Report (EIR) and related services covering approximately ±218 acres of property located South of E. Behymer Avenue, between the Enterprise Canal and N. Sunnyside Avenues. Wilson Premier Homes, Inc., applicant; Harbour & Associates, representative.
10. Public Utilities – Approved – Award Solid Waste Large Container Contract to Industrial Waste and Salvage (IWS).

PUBLIC HEARINGS – 6:14

6:14 – ITEM 11 - APPROVED ACTIONS RELATED TO ANNEXATION OF TERRITORY (ANNEXATION #70, T6166 - SEC GETTYSBURG/HIGHLAND) TO THE CITY OF CLOVIS COMMUNITY FACILITIES DISTRICT NO. 2004-1 (POLICE AND FIRE SERVICES).CAPS Item 1

11A. - APPROVED - RES. **21-140**, A RESOLUTION ANNEXING TERRITORY (ANNEXATION #70) (T6166 - SEC GETTYSBURG/HIGHLAND) 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 #70) TO CITY OF CLOVIS COMMUNITY FACILITIES DISTRICT NO. 2004-1 (POLICE AND FIRE SERVICES)

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

11B. - APPROVED - RES. **21-141**, 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).

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

6:19 – ITEM 12. - APPROVED ACTIONS RELATED TO ANNEXATION OF TERRITORY (ANNEXATION #71, T6348 - NEC WILLOW/NEES, T6367 - SEC NEES/ARMSTRONG) TO THE CITY OF CLOVIS COMMUNITY FACILITIES DISTRICT NO. 2004-1 (POLICE AND FIRE SERVICES).

12A. - APPROVED - RES. **21-142**, A RESOLUTION ANNEXING TERRITORY (ANNEXATION #71) (T6348 - NEC WILLOW/NEES, T6367 - SEC NEES/ARMSTRONG) 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 #71) TO CITY OF CLOVIS COMMUNITY FACILITIES DISTRICT NO. 2004-1 (POLICE AND FIRE SERVICES).

Motion for approval by Councilmember Ashbeck, seconded by Councilmember Bessinger
Motion carried 4-0-0-1 with Councilmember Whalen abstained.

12B. - APPROVED - RES. **21-143**, 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).

Motion for approval by Councilmember Ashbeck, seconded by Councilmember Bessinger
Motion carried 4-0-0-1 with Councilmember Whalen abstained.

ADMINISTRATIVE ITEMS – 6:56

6:56 – ITEM 13. - APPROVED – RES. **21-144**, FINAL AMENDMENTS TO THE 2020-21 BUDGET IN CONFORMANCE WITH THE BUDGET ORDINANCE AND RECEIVE AND FILE – YEAR END REPORT FOR ALL FUNDS AS OF JUNE 30, 2021.

Motion for approval by Councilmember Whalen, seconded by Councilmember Ashbeck.
Motion carried by unanimous vote.

7:14 – ITEM 14. – RECEIVED AND FILED - 2020-21 ANNUAL COMPREHENSIVE FINANCIAL REPORT.

7:41 – ITEM 15. - APPROVED – RES. **21-145**, AMENDING THE CITY’S FY 21-22 POSITION ALLOCATION PLAN BY ADDING THREE (3) POLICE OFFICER RECRUIT/LATERAL POSITIONS WITHIN THE POLICE DEPARTMENT.

Motion for approval by Councilmember Whalen, seconded by Councilmember Ashbeck.
Motion carried by unanimous vote.

COUNCIL ITEMS – 7:45

7:45 – ITEM 16. - APPROVED - RES. **21-146**, AGREEMENT FOR PROFESSIONAL LEGAL SERVICES AS CITY ATTORNEY.

Motion for approval by Councilmember Ashbeck, seconded by Councilmember Mounoutoua. Motion carried by unanimous vote.

7:53 – ITEM 17. - APPROVED VARIOUS ACTIONS ASSOCIATED WITH THE DEVELOPMENT OF A CITIZENS' ADVISORY COMMITTEE TO EVALUATE THE POLICE DEPARTMENT'S FUNDING, OPERATIONS AND STAFFING LEVELS, AND REPORT BACK ON RECOMMENDATIONS ON SERVICES PROVIDED, EFFICIENCIES, OPERATIONS, AND FUNDING:

17A. CONFIRMED / AMENDED CONSENSUS DIRECTION PROVIDED TO STAFF AT THE NOVEMBER 15, 2021 MEETING;

It was the consensus of City Council to directed staff to move forward with the creation of a Citizens Advisory Committee (CAC) with the following direction:

1. Form the committee.
2. The makeup of the committee would be 25 members with each Council Member nominating 5 members each.
3. The scope of the Committee analysis would be staffing of the entire Police Department.
4. Review and report expenditures and staffing within the Police Department over the past fifteen years.
5. Consider what it is going to take to stay the "Safest City in the Valley".
6. Report back on the required timeline should a tax measure be considered to be placed on the November 2022 ballot.

Staff requested further clarification on three items from the November 15, 2021, meeting as follows:

1. What is the consensus of Council participation on the committee? Consensus of Council to allow City Council participation in Committee meetings.
2. Unclear if Committee members would be required to live / work / own property in the City. Consensus of Council to require Committee members live, work, or own property in the City of Clovis.
3. Council indicated they were interested in having members of the general public involved in the process, outside of the selected committee members. Consensus of the Council for public to participate in the Committee meetings as well as town hall meetings after the Committee is concluded.

17B. APPROVED OPTIONS REGARDING FACILITATING THE 25 MEMBER COMMITTEE MEETINGS THROUGH THE PROCESS;

Don W., resident, commented on allowing the committee to independently choose a Chair and Vice Chair with no facilitator and a limit of 15 committee members.

It was the consensus of City Council for the Mayor to choose a Chair and Vice Chair from the Committee members to act as a facilitator for the Committee.

17C. APPROVED THE DRAFT CALENDAR FOR THE COMMITTEE MEETING TIMELINE;

It was the consensus of the Council to approve a draft calendar for the Committee as follows noting that timing could change during the process:

- January – April 2022 – Committee Meetings.
- May 2022 Committee reports back to Council.
- June 2022 – Town hall meeting(s).
- July 2022 – If a tax measure is recommended, there are things that need to be done to meet the deadline.
- August 8, 2022 – deadline to get County Clerk approved documents in time for the November.

17D. RECEIVED AND FILED AN ANALYSIS OF EXPENDITURES AND STAFFING WITHIN THE POLICE DEPARTMENT OVER THE PAST FIFTEEN YEARS.

Jordan, Clovis Police Officers' Association (CPOA) President, requested for Council to not steer the CAC and to not assert political views.

It was the consensus of the Council to receive and file the analysis of expenditures and staffing within the Police Department over the past fifteen years.

CITY MANAGER COMMENTS – 9:39

9:39 – ITEM 18. - COVID-19 UPDATE.

COUNCIL COMMENTS – 9:44

CLOSED SESSION – 9:57


ITEM 19. - GOVERNMENT CODE SECTION 54956.9(D)(1) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION IN RE: NATIONAL PRESCRIPTION OPIATE LITIGATION; U.S. DISTRICT COURT, N.D. OHIO, EASTERN DIVISION; CASE NO. CASE NO. 1:17-MD-2804

Motion by Whalen, seconded by Mouanoutoua, and approved 5-0, the City Council approved of the City participating in the national opioid case settlements and entering into a settlement participation agreement in the Janssen settlement (opioid manufacturer case settlement) and a settlement participation agreement in the Distributor settlement (opioid distributors case settlement).

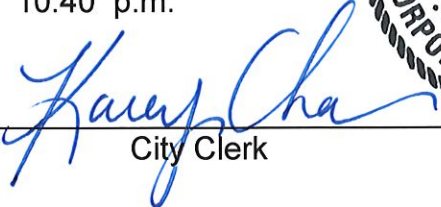
ITEM 20. - GOVERNMENT CODE SECTION 54956.9(D)(2) CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION SIGNIFICANT EXPOSURE TO LITIGATION ONE POTENTIAL CASE

Mayor Flores adjourned the meeting of the Council to December 13, 2021

Meeting adjourned: 10:40 p.m.



Mayor



City Clerk

