

CITY of CLOVIS

AGENDA • CITY COUNCIL MEETING

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

May 8, 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 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

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.

- <u>1.</u> Administration Approval Updated Program Guidelines for Clovis' Home Rehabilitation Grant Program.
- General Services Approval Award of Workers' Compensation Claims Administration Services Contract to Acclamation Insurance Management Services, Incorporated in the amount of \$870,552 over the next three (3) years.
- 3. General Services Approval Res. 23-___, Authorizing Amendments to the City's Classification and Compensation Plans to Adopt the Finance Manager Classification with a Salary Range of \$10,635 to \$12,927 per month, and Approval Res. 23-___, Amending the City's FY 22-23 Position Allocation Plan.
- 4. General Services Approval Claim Rejection of the General Liability Claim of Edgar Lawson, Jr.
- General Services Approval Claim Rejection of the General Liability Claim on behalf of Christian Perez.
- <u>6.</u> Public Utilities Approval Final Acceptance for SPR 1987-048A, 79 N. Sunnyside Avenue Site Improvements.

PUBLIC HEARINGS - A public hearing is an open consideration within a regular or special meeting of the City Council, for which special notice has been given and may be required. When a public hearing is continued, noticing of the adjourned item is required as per Government Code 54955.1.

Consider Approval – Res. 23-____, Adoption of the City of Clovis 2023-2024 Annual Action Plan for the expenditure of Community Development Block Grant Funds.

Staff: Claudia Cazares, Management Analyst

Recommendation: Approve

8. Consider Approval – Update on Community Services Fee Policy.

Staff: Amy Hance, General Services Manager

Recommendation: Approve

- 9. Consider items associated with various fees under the Planning and Development Services Department and find that the project is exempt from further environmental review under Section 15061(b)(3) of the California Environmental Quality Act Guidelines. City of Clovis, applicant.
 - Consider Approval Res. 23-____, A request to approve a resolution amending Plan Check, Inspection Services, Encroachment Permits, and Community Investment Program Rates.
 - b. Consider Approval Res. 23-___, A request to approve the 2023 City of Clovis Planning Division fee schedule.
 - c. Consider Introduction Ord. 23-____, 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.

Staff: Sean Smith, Supervising Civil Engineer / George Gonzalez, Senior Planner /

Douglas Stawarski, Building Official

Recommendation: Approve

<u>10.</u> Consider Approval – Res. 23-____, A resolution revising the Master Development Fee Schedule and Providing a Description of Fees to be Requested for County Adoption.

Staff: Sean Smith, Supervising Civil Engineer

Recommendation: Approve

- 11. Consider Approval Res. 23-____, A Resolution of the City Council for the City of Clovis Confirming Assessment for Costs for Abatement of Nuisances and/or Administrative Citations for the following Properties (collectively "Properties"):
 - 2395 Beverly Avenue, Clovis, CA 93611, APN No.: 551-211-23
 - 607 Coventry Avenue, Clovis, CA 93611, APN No.: 554-105-01
 - 2951 Purvis Avenue, Clovis, CA 93611, APN No.: 554-073-05S
 - 101 N. Pollasky Avenue, Clovis, CA 93612, APN No.: 491-133-01
 - 1495 Fourth Street, Clovis, CA 93612, APN No.: 491-191-10
 - 982 Rosebrook Drive, Clovis, CA 93612, APN No.: 498-082-08
 - 3155 Winery Avenue, Clovis, CA 93612, APN No.: 430-491-03
 - 1419 Chennault Avenue, Clovis, CA 93611, APN No.: 563-101-02
 - 339 W. Ashcroft Avenue, Clovis, CA 93612, APN No.: 499-322-17
 - 660 Barstow Avenue, Clovis, CA 93612, APN No.: 497-150-32

Staff: Andrew Haussler, Assistant 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.

12. Government Code Section 54956.8

Conference with Real Property Negotiator

Property: 1625 Shaw Avenue, #101, Clovis, CA Agency negotiator(s): Andy Haussler, Assistant City Manager; John Holt, City Manager

Negotiating party: Pro Ag Management, Inc. & Jamison Family Community Property Trust

Under negotiation: price and terms of payment

13. Government Code Section 54956.8

Conference with Real Property Negotiator

Property: 1011 Fifth Street, Clovis, CA Agency negotiator(s): Andy Haussler, Assistant

City Manager; John Holt, City Manager

Negotiating party: Judicial Council of California Under negotiation: price and terms of payment

14. 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

ADJOURNMENT

FUTURE MEETINGS

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

May 15, 2023 (Mon.) June 5, 2023 (Mon.) June 12, 2023 (Mon.) June 19, 2023 (Mon.)



CITY of CLOVIS

REPORT TO THE CITY COUNCIL

TO: Mayor and City Council

FROM: Administration
DATE: May 8, 2023

SUBJECT: Administration – Approval – Updated Program Guidelines for Clovis'

Home Rehabilitation Grant Program.

ATTACHMENTS: 1. City of Clovis – Home Repair Guidelines

CONFLICT OF INTEREST

Councilmembers should consider recusal if a campaign contribution exceeding \$250 has been received from the project proponent (developer, applicant, agent, and/or participants) since January 1, 2023 (Government Code 84308).

RECOMMENDATION

For the City Council to approve the updated program guidelines for Clovis' Home Rehabilitation Grant Program.

EXECUTIVE SUMMARY

Staff has updated the Home Rehabilitation Grant Program Guidelines to reflect changes that will allow the City to deliver the assistance to its low-income homeowner residents in the most efficient and effective way, and to increase the maximum grant funding available per home to \$8,000 to account for a rise in construction costs.

BACKGROUND

The Home Rehabilitation Grant Program is typically funded through the federal Community Development Block Grant (CDBG) Program. However, it is anticipated the program guidelines would apply to both CDBG funds and any future funding sources eligible for use within the parameters of the approved guidelines.

The primary goal of the program is to provide financial assistance to owner-occupied, low-income households in Clovis (including mobile homeowners) to correct health and/or safety issues in the home. Currently, the assistance is provided as a grant with a maximum assistance level of \$6,000. Applications for the program are accepted on a first-come, first-served basis with new applications regularly available upon the start of the City's program year (July 1 of each year).

The last update to Clovis' Home Rehabilitation Grant Program guidelines occurred in October 2020. Since then, it has become necessary to update the program guidelines to reflect changes to the critical housing needs of Clovis' low-income residents. Updates include changes to better capture the existing process workflow, which includes utilizing two non-profit inspection and construction management companies to provide the following work: inspections, scope of work, bidding, construction management and project closeout. Additionally, staff has also updated the guidelines to identify additional eligible repair items such as weatherization repairs and improvements, as a secondary repair goal.

The most significant recommended update is the increase in the maximum amount of assistance from the currently authorized \$6,000 per household, to a maximum of \$8,000 per household. This has become necessary as the costs of construction, labor and materials continue to rise.

None of the updates change household eligibility criteria as currently authorized by the funding agency (U.S. Department of Housing and Urban Development – HUD). If approved, the updates will go into effect with the start of the new program year, July 1, 2023.

FISCAL IMPACT

All funding for the program comes from federal and/or state grant funds, which are provided on a reimbursement basis. The expenditures have been included in the 2023-24 City of Clovis budget.

REASON FOR RECOMMENDATION

Significant changes in needs of the City's low-income homeowners, and costs related to the repairs prompted staff to request Council approval of the updated program guidelines.

ACTIONS FOLLOWING APPROVAL

Staff will implement update at the start of the new program year, July 1, 2023.

Prepared by: Claudia Cazares, Management Analyst

Reviewed by: City Manager **24**



CITY OF CLOVIS

OWNER-OCCUPIED HOME REHABILITATION GRANT PROGRAM GUIDELINES

presented for adoption to City Council on May 8, 2023

Effective Date: July 1, 2023



CITY OF CLOVIS OWNER-OCCUPIED HOME REHABILITATION GRANT PROGRAM GUIDELINES

The City of Clovis ("City") supports efforts to improve the City's affordable housing stock. The Owner-Occupied Home Rehabilitation Grant Program ("Program"), described herein, is designed to provide financial assistance to eligible owner-occupied households to correct health and safety issues in their home by providing grants of up to \$8,000. Applications for the City's Owner-Occupied Home Rehabilitation Grant Program can be obtained by calling the City of Clovis at (559) 324-2094, or they can be picked up at Clovis City Hall – Administration Department, 1033 Fifth Street, Clovis, CA.

The funding source used by the City for this Program is the Community Development Block Grant (CDBG), funded by the U.S. Department of Housing and Urban Development (HUD).

I. APPLICANT ELIGIBILITY

Conflict of Interest

To the extent consistent with Federal and State conflict of interest laws as they apply to local government officials, employees and agents, the following rules shall apply regarding eligibility for this program. No member of the governing body of the City nor other official, employee, or agent of the City government who exercises policy or decision-making authority in connection with the planning and implementation of the Program shall directly or indirectly be eligible for this Program. This ineligibility shall continue for one year after an individual's relationship with the City ends.

Income

To be eligible to participate in the City's program, gross household income must not exceed eighty percent (80%) of the area median income (AMI) for Fresno County, which is adjusted for household size and reported in the most current income guidelines published by HUD. The applicant's income combined with the income of all household members, related or non-related, aged 18 and older cannot exceed 80% of AMI. All persons in the residence are considered household members for the purpose of income eligibility.

Fair Housing

This policy will be implemented consistent with the City's commitment to fair housing practices. No person shall be excluded from participation in, denied the benefit of, or be subjected to discrimination on the basis of his or her religion or religious affiliation, age, race, color, ancestry, national origin, sex, marital status, familial status (children), physical or mental disability, sexual orientation, or any other arbitrary cause. Individuals who believe they have been discriminated against in a housing-related action may contact the City of Clovis Affordable Housing Program Manager at (559) 324-2094, or the Fair Housing Council of Central California at (559) 244-2950.

Race and Ethnicity

Applicants will be requested to identify race and ethnicity at the time of submitting an application. All applications will be processed in accordance with state and federal fair lending regulations to assure nondiscriminatory treatment, outreach, and access to the Program. No person shall be excluded or denied benefits on the grounds of age, ancestry, color, creed, physical or mental disability or handicap, marital or familial status, medical condition, national origin, race, religion, gender or sexual orientation.

Preferences

The City will establish a waiting list for assistance and will provide assistance on a first-come, first-served basis. Preference will be given to households living in imminently unsafe conditions.

Temporary Relocation

Households approved for this program generally are not eligible for temporary relocation benefits in conjunction with the Home Rehabilitation Grant Program.

II. PROPERTY ELIGIBILITY

Location

To be eligible to participate in the City's Program, the property must be an owner-occupied residence located in the incorporated area of the City of Clovis.

Property Condition

The primary goal of this Program is to correct health and safety issues within the City. Rehabilitation work must first be used to eliminate health and safety hazards to occupants and the public, including providing improvements for persons with mobility issues. The secondary goals of the program is to provide for weatherization, and other non-health and safety repairs.

Property Improvements

- Eligible Improvements The primary goal of the City's Program is to correct health and safety issues in a home, and provide improvements for persons with disabilities, in order to help preserve Clovis' affordable housing stock. Repairs are limited to items physically attached to the property and permanent in nature. Examples of eligible repair/replacement items, in order of importance, include, but are not limited to:
 - Water Heaters
 - HVAC Systems
 - Roofs
 - Electrical
 - Unsafe Flooring
 - Unsafe Porches/Steps
 - Broken/Nonfunctioning Exit/Entryway (including windows)
 - Plumbing
 - Architectural Barriers for Disabled and/or Handicapped Persons
 - Stoves/Ovens
 - Windows replacement for Weatherization
 - Weatherization Repairs
 - Other related and necessary repairs as approved by City staff
- Non-eligible Improvements Unnecessary physical improvements, repairs of a cosmetic nature, and repairs to structures not legally attached to the home (e.g. unattached garages, sheds, etc.)

III. APPLICATION PROCEDURE

Application Forms

Applicants may call the City and request a pre-application packet to be mailed or schedule an appointment with a City representative to discuss in person the program and the application

process. A pre-application packet can also be picked up at the Clovis Administration Building, Affordable Housing Programs, 1033 Fifth Street, Clovis, CA.

Only complete application packets will be accepted and evaluated for preliminary eligibility, on a first come first served basis. A complete application packet includes, but is not limited to, the following:

- Application; and
- Documentation to verify income from all sources of all household members aged 18 and older; and
- Proof of ownership of the home (or mobile home); and
- Other requirements as identified in the pre-application

If an applicant is deemed to be eligible based on the pre-application and preliminary documentation provided, they will be required to provide additional information as needed, including completing a more in-depth application.

Approval Process

The following is a list of procedures followed when applying for a rehabilitation grant:

- Pre-Application A Pre-application must be completed by the owner(s) of the home.
 This includes listing all household members, and their income and asset information.
- Preliminary Approval A City representative will evaluate the application and all supporting documentation to determine if the applicant meets preliminary requirements for the program. Preliminary eligibility will be based on income and ownership.
- Complete Application Upon preliminary eligibility, applicant will be required to provide additional qualifying information including the submittal of a more complete application.
- Environmental Review When a determination of eligibility is made, a City representative will prepare an Environmental Appendix A level of review for the project to be maintained in the project file.
- Inspection An inspection will be scheduled with the homeowner and will be conducted by a City appointed Construction Inspector/Manager. Further program eligibility will be determined by demonstrated need at the time of inspection (existence of health and safety deficiencies, and/or other eligible repairs within the home).
- Work Write-Up Inspector will draft a scope of work (work write-up) of eligible repair items for City review, and for approval by the City Project Review Committee. A list of the approved repair items will also be provided to the homeowner for review and approval.
- Project Review Committee The City Project Review Committee is made up of City staff
 and makes the final determination of the applicant's general eligibility and eligibility of
 the needed repairs and improvements. The applicant will be notified in writing of the
 Committee's decision.
- Rehabilitation Construction Bids The City appointed Construction Inspector/Manager
 will work with the homeowner and assist in obtaining rehabilitation construction bids from
 a list of contractors who have been determined to meet the requirements for completing
 work for the program. The homeowner will be given an opportunity to add additional
 contractors to the list as long as the contractor meets the requirements of the program
 (e.g. state licensing, current business license, etc.).
- Bid Review Construction Inspector/Manager Clovis staff will act as the clearinghouse for receiving and opening bids. Construction Inspector/Manager City staff will review each for reasonableness, competitiveness, and completeness. Once the lowest and

- best bid has been determined, and agreed upon/selected by the homeowner, a Notice to Proceed will be mailed to the awarded contractor. A copy of the notice will be mailed to the homeowner.
- Change Orders The City expects contractors submitting project bids to do a thorough inspection of the item(s) to be repaired prior to preparing the bid. Change orders will only be approved if they are necessary to complete the repairs, could not be anticipated prior to construction, and upon recommendation by the Construction Inspector. Payment will not be issued for change orders unless they have been approved in writing by the homeowner, the Construction Inspector/Manager and a City representative prior to the additional work beginning.

Pre-Construction Requirements

Debris, furniture and belongings removal is a pre-construction requirement for a homeowner's participation in the program. City staff must be able to access and inspect the parts of the home wherein repairs are needed, and contractors must be able to access those same areas in order to provide estimates and complete the repairs. The work area of the home must be in a clean and sanitary condition, free of debris, prior to project approval.

IV. FINANCING

Grant Limits

Grants of up to \$8,000 are available for eligible program repairs. Grant amounts will be determined by actual need/cost of the repairs. The maximum grant to homeowners for repairs shall not exceed the amount required to fund costs associated with eligible improvements. Eligible homeowners are allowed to participate in the program only once every 5 years.

Term of Financing

Grant – The City's assistance is provided as a **grant**, therefore there is no repayment required as long as the homeowner continues to live in the property for one year after the assistance is provided.

Loan Conditions

Ownership and Occupancy – If the homeowner does not continue to occupy and own the subject property for a period of one year immediately following project completion, the grant funds provided must be immediately repaid in full to the City of Clovis.

V. REHABILITATION CONTRACTORS

Requirements

The City-appointed Construction Inspector/Manager will keep a list of eligible contractors for the repair program. However, homeowners can contact/contract any contractor of their choosing as long as they meet the criteria below, with pre-approval from their assigned Construction Inspector/Manager and City staff.

General Contractor Participation Criteria:

- The contractor must hold a current and valid State of California General Contractor's license.
- The contractor cannot be on the State or Federal Debarred Contractors list.
- The contractor must have a City of Clovis business license.

- The contractor must have current and valid General Liability and Workmen's Compensation Insurance.
- The contractor must provide a one-year warranty for their work.

Bids submitted by contractors who do not meet the criteria will not be considered.

Construction Process

After the contractor has been selected, and a Notice to Proceed issued, the Construction Inspector/Manager shall make arrangements with the Contractor and the homeowner to begin the repairs. The contractor will be responsible for making sure all required permits have been secured, depending on the type of work to be performed. The contractor will also be responsible for requesting required inspections from the Construction Inspector/Manager for work being performed, and for submitting proof of the permits/inspections prior to receiving payment. Contractor will have 30 calendar days from the date of the Notice to Proceed to complete the project. Timeline extensions may be provided on an as needed basis, as pre-approved by the Construction Inspector/Manager, and City staff.

Contractor Payment

The Construction Inspector/Manager entity (or City), will pay the Construction contractor directly and request reimbursement from the City. No funds will be distributed to the homeowner. Once the work has been completed, the contractor shall provide the Construction Inspector/Manager with all required Permits, Proof of Permit Inspection and Close-Out, and a Homeowner Satisfaction Statement signed by the homeowner. Once all required and completed documentation has been provided, payment may be approved and processed. A 90% retention will be kept on payments, no other partial payments will be permitted.

Contractor/Homeowner Disputes

The agreement to complete work rests solely between the homeowner and the contractor, and therefore the City is not a party to the agreement. However, should a dispute arise, the City is willing to act as an intermediary to assist in an agreeable resolution. If it is deemed a contractor has not made a good faith effort to resolve the matter, or has been negligent, the contractor may be barred from participation in future City-funded projects. The homeowner may pursue legal action against the contractor through Small Claims Court and/or the State Contractors License Board.

VI. PROGRAM COMPLAINT AND APPEAL PROCEDURE

Complaints by applicants, residents or property owners regarding the City's Program should be made to the City's Director of Economic Development, Housing and Communications Department. The Director, or a designee, will investigate the complaint, prepare an analysis and recommendation and will schedule a discussion of the complaint with the Loan Review Committee. If the matter is not resolved to the satisfaction of the person filing the complaint, this person may submit a written appeal addressed to the City's Loan Review Committee. The Loan Review Committee will be convened within fifteen (15) days from the date the appeal is received unless a longer period of time is requested by the appellant. Within five (5) working days from the date the appeal is heard by Loan Review Committee, the City will mail a written response of the Committee's decision to the appellant. If the appellant is still not satisfied with the decision, they may appeal in writing to the Clovis City Manager following the same time line and procedures above. The decision of the City Manager will be final.

VII. AMENDMENTS

Amendments to these guidelines may be made by the City whenever appropriate to improve Program effectiveness and to resolve problems. As part of the amendment adoption process, the City will review the policies of the funding source to ensure continuing compliance with published policies. Copies of amendments will be submitted to the U.S. Department of Housing and Urban Development CPD Representative for Clovis.

Substantial program amendments, including increasing of the grant funding amount will be provided to the Clovis City Council for review and approval before being implemented.

Revised May 8, 2023, by Clovis City Council Effective July 1, 2023



CITY of CLOVIS

REPORT TO THE CITY COUNCIL

TO: Mayor and City Council

FROM: General Services Department

DATE: May 8, 2023

SUBJECT: General Services - Approval – Award of Workers' Compensation Claims

Administration Services Contract to Acclamation Insurance Management Services, Incorporated in the amount of \$870,552 over the next three (3)

years.

ATTACHMENTS: 1. Draft Contract

CONFLICT OF INTEREST

Councilmembers should consider recusal if a campaign contribution exceeding \$250 has been received from the project proponent (developer, applicant, agent, and/or participants) since January 1, 2023 (Government Code 84308).

RECOMMENDATION

Accept the proposal submitted by Acclamation Insurance Management Services (AIMS) for provision of Workers' Compensation claims administration services for the period of July 1, 2023, through June 30, 2026, with the option to extend the contract with City Manager approval through June 30, 2028.

EXECUTIVE SUMMARY

AIMS is the current vendor for third-party administration of the City's self-insured workers' compensation program. The City's contract with AIMS is scheduled to expire on June 30, 2023. In anticipation of the contract expiration, staff issued a Request for Proposals for this service. After careful review and analysis of the proposals submitted, it is recommended that the City enter into a contract for an additional three (3) years with AIMS with the option to extend the contract an additional two (2) years with City Manager approval until June 30, 2028.

BACKGROUND

Since 1979, the City has utilized the services of a third-party administrator (TPA) to manage its self-funded workers' compensation program. The program currently operates with a self-insured retention of \$250,000 with losses beyond this amount covered through the City's participation in the Local Agency Workers Compensation Excess Joint Powers Authority (LAWCX). Since the current agreement for workers' compensation claims administration services expires on June 30, 2023, staff prepared and distributed a Request for Proposal (RFP), which was received by

14 firms. The RFP identified the more than thirty-two (32) scope of work elements summarized as follows:

- Claims management, review and investigation
- Audit review and payment of medical and prescription bills
- Management of referrals to medical providers
- · Claims record management
- Payment of benefits to injured employees
- Maintaining compliance with California law
- Bill Review and Managed Care

In response to the RFP, the City received two (2) proposals. Both of the proposals received met the City's criteria for the services requested and were considered viable proposals. The proposals were rated based on the criteria summarized below:

- Performance record and consistent professional service and reputation in the industry
- Management / staff qualifications and experience
- Presence of a local office to administer the City's account
- Cost effectiveness of medical and legal cost containment services and activities
- Overall value of the services proposed

Staff interviewed the two (2) vendors based on their proposal responses and services provided. The vendors included AIMS and TRISTAR Insurance Group.

The following chart shows the costs for administration services proposed by these vendors.

Proposed Administration Costs				
Vendor	FY 23/24	FY24/25	FY 25/26	TOTAL
TRISTAR AIMS	\$223,858 \$250,235	\$231,343 \$256,491	\$239,090 \$262,903	\$694,291 \$769,629

It is standard industry practice to use the bill review and medical case management services associated with the TPA firm. All vendors submitted proposed pricing for these services. Staff analyzed the proposal's bill review costs by using the number of bills received by the City for the past year and applying the vendor's fee calculations to establish an estimated cost for bill review services for each proposal. Staff's methodology for estimating the proposed services was confirmed by the vendors as the rate methodologies used for bill review services varied by vendor.

The following chart shows the aggregate proposal costs including administration and estimated bill review costs.

Three (3) Yea	r Administration Costs	s, Plus Estimated B	ill Review Cos
Vendor	Administration	Bill Review	TOTAL
AIMS	\$769,629	\$100,923	\$870,552
TRISTAR	\$694,291	\$277,892	\$972,183

Staff's assessment of the proposals indicates that both of the vendors under consideration are capable of providing the City with quality services. Each vendor has service features that distinguish it from others. However, it was determined that the proposal submitted by AIMS provides the best overall value for the City. In addition, AIMS has provided excellent, responsive service for the City for the last nineteen (19) years. In conjunction with City staff, AIMS has helped contain costs through results-driven claims administration, aggressive bill review, medical case management and reduction of litigated City claims. AIMS has committed to maintaining a local office, the assignment of the current examiner on the City's account and providing excellent quality of service. As a result, staff recommends that the City enter into a three (3) year agreement with AIMS, with an option to extend for an additional two (2) years with an administrative cost increase at two and half percent increase (2.5%) per year .

FISCAL IMPACT

The projected cost for the services over the next three (3) years is \$870,552. The projected cost to extend the contract for an additional two years is \$613,000.

REASON FOR RECOMMENDATION

The proposal submitted by AIMS meets all of the City's criteria for provision of workers' compensation claims administrative services. AIMS is a well-established firm and has provided excellent administrative and cost containment services to the City. In addition, AIMS is contracted with many public entities in the San Joaquin Valley and throughout California and has the experience to administer the City's workers' compensation program. The overall proposal submitted by AIMS has been determined to be the best overall value and the most cost-effective proposal received.

ACTIONS FOLLOWING APPROVAL

Staff will prepare a three (3) year agreement with AIMS for the City Manager's signature with the option to extend the contract an additional two (2) years provided AIMS continues to meet the service requirements.

Prepared by: Lori Shively, Personnel/Risk Manager

Reviewed by: City Manager 974

CLAIM ADMINISTRATOR AGREEMENT

THIS AGREEMENT FOR SERVICES (this "Agreement") is made and entered into as of this 1st day of July, 2023, between the City of Clovis, (the "Client"), and ACCLAMATION INSURANCE MANAGEMENT SERVICES, INC. ("Claim Administrator" and/or "AIMS") for Claim Administrator to provide to Client medical and disability management services necessary to achieve the purposes of this Agreement ("Services"). The City of Clovis and Acclamation Insurance Management Services, Inc. may each be referred to herein as a "Party", or collectively as "Parties".

In consideration of the mutual covenants herein contained, the Parties hereto agree as follows:

I. APPOINTMENT AND AUTHORITY

- A. Subject to the express limitations of authority set forth herein and in accordance with the provisions of this Agreement, the Client hereby appoints AIMS to adjust and administer claims, and AIMS accepts such appointment, for such class(es) of business and in such territories as are set forth in Schedule A attached to this Agreement. AIMS and its employees, in their performance of their duties under this Agreement shall do so as independent contractors, and shall act in compliance with such rules, regulations, or instructions as the Client may prescribe in writing.
- B. In executing the Services contemplated under this Agreement, the Claim administrator agrees and is hereby authorized:
 - 1. To investigate, adjust, settle, resist or otherwise process all submitted claims, pursuant to the procedures and within the authority granted by the Client as set forth in Schedule B attached to this Agreement.
 - 2. To investigate, adjust, settle, resist, or otherwise handle all submitted claims in excess of the authority granted or in variance of the procedures only with the prior approval of the Client.
 - 3. To make payment on claims approved for settlement in accordance with the procedures set forth in Schedule B attached.
 - 4. To handle all submitted claims according to the requirements of any appropriate legislative and/or regulatory authority.

ATTACHMENT 1

- 5. To file any reports, maintain any licenses or any other authorization necessary or required by law to carry out the Claim Administrator's obligations and duties under this Agreement.
- C. The Claim Administrator has the authority to do whatever is reasonably necessary, legal and proper to administer claims within the Claim Administrator's settlement authority limit and in accordance with the procedures established under this Agreement. The Claim Administrator shall, in connection with such claims, exercise its own judgment unless the Client specifically advises otherwise.

II. RECORDS AND REPORTS

- A. Prior to the start of this Agreement, at a date to be mutually agreed to by both Parties, Claim Administrator shall retrieve, at its own expense, all open claim files from the Client or the Client's designated representative. It is understood that AIMS shall not be responsible for any expenses related to the retrieval of the Client's closed claims from the Client or the Client's designated representative. All claim files, both open and closed, remain the property of the Client no matter where they are held or stored.
- B. The Claim Administrator shall keep accurate, complete, and separate records of all claims handled pursuant to this Agreement on a timely basis and for the duration set forth herein, or as required by law and/or regulation. The claim files and records shall be established and maintained in accordance with the terms of this Agreement and any applicable law and/or regulation and shall at a minimum contain all documents, notes, and work papers that reasonably pertain to each claim in such detail that pertinent events and the dates of the events can be reconstructed and the Claim Administrator's actions pertaining to the claim can be ascertained.
- C. The Client, or its duly authorized representative, and any state insurance regulatory official may at all reasonable times inspect and copy any and all files, records, books, and bank account records maintained by the Claim Administrator pursuant to this Agreement. This right to inspect and copy records, books and bank account records shall survive the cancellation, suspension or termination of this Agreement and shall continue until all claims under this Agreement have been closed or returned to the Client, and all regulatory requirements have been met.

AGENDA ITEM NO. 2.

- D. The Claim Administrator shall furnish the Client and/or its designed standard loss run reports on a periodic and timely basis. The reports shall contain such information, in such form, and on such schedule as is reflected in Schedule B attached to this Agreement.
- E. It is understood that the Claim Administrator operates in a paperless/digital environment, and that it is standard policy to destroy physical mail thirty (30) days after receipt. All physical mail is electronically scanned and maintained in the Claim Administrator's systems and may be accessed at any time.
- F. The Claim Administrator shall not be responsible for any State Mandated Reporting of Medical Payments, unless the Client uses the Bill Review services offered by Allied Managed Care. Inc.

III SERVICE FEES AND EXPENSES

- A. Subject to compliance by the Claim Administrator with the terms and conditions of this Agreement, the Client will pay, and the Claim Administrator will accept as full compensation for the Services provided under this Agreement the service fees as set out in Schedule C attached to this Agreement.
- B. AIMS shall send monthly invoices to the Client for Services contemplated in this Agreement. Client shall pay Contractor undisputed charges within thirty (30) days of receipt of the invoice. If any charges are disputed, the Client shall pay the undisputed charges, if any, within thirty (30) days of receipt of the invoice. Client and the Claim Administrator shall engage in good faith negotiations to attempt to resolve any disputed charges.
- C. In the event that Client has a good faith basis to dispute a portion or all of an invoice, it will notify the Claim Administrator in writing with the specific reasons for such dispute within fifteen (15) days of receiving such invoice and pay the remaining undisputed amounts as provided herein.
- D. The Client shall also be responsible for and shall pay all Allocated Loss Expenses, as defined herein, in addition to the Service fees as provided for in this Agreement. For the purposes of this contract, Allocated Loss Expenses include but are not limited to the following:
 - 1. Fees for medical examinations of claimants, including the reasonable and necessary transportation expenses of claimants.
 - 2. Costs of reports from attending or examining physicians.

- 3. Attorney's fees and disbursements.
- 4. Costs of court report services and transcripts.
- Witness attendance fees.
- 6. Printing costs related to trials and appeals.
- 7. The costs of credit bureau reports.
- 8. The costs of private investigators.
- 9. The costs of photographs.
- 10. Medical or vocational rehabilitation costs.
- 11. Charges for medical costs containment services, i.e., utilization review, preadmission authorization, hospital bill audit, provider bill audit and medical case management.
- 12. The costs of any similar service related to the investigation and defense of a particular claim, or the protection of and collection of the subrogation rights of the Client, for which the Client shall have given prior approval.
- 13. Mediation and arbitration costs.
- 14. Medicare Lien negotiation.

Such Allocated Loss Expenses are limited to reasonable, customary and necessary expenses incurred by the Claim Administrator in the course of the performance of its duties under this Agreement.

IV. COMPLIANCE WITH STATE INSURANCE CODES

- A. The Claim Administrator agrees to operate at all times in compliance with the terms of this Agreement, including all Schedules attached hereto, and in all material respects with applicable federal, state, and local statutes, regulations, codes and ordinances, including those applicable to unfair trade and claim practices, complaint handling, records retention, and data security practices pertaining to the services contemplated under this Agreement.
- B. The Claim Administrator agrees to implement appropriate measures to ensure the security and confidentiality of non-public personal information provided by the Client. The Claim Administrator further agrees, upon request by the Client, to provide confirmation that such measures have been implemented.

V. TERM AND TERMINATION

- A. The term of this Agreement shall be for a period of three (3) years commencing on the date first written above. During the term of this Agreement the Claim Administrator is the Client's only Claims Administrator in connection with claims outlined on Schedule A attached. All new notices of such claims that the Client or its designee(s) first receive during the term of this Agreement will be forwarded only to the Claim Administrator for the purposes of providing the Services as set out herein. Upon mutual agreement, confirmed in writing by both parties, AIMS and the Client may extend this Agreement on a year-to-year basis for no more than three years.
- B. Either Party may cancel this Agreement by giving the other party sixty (60) days advance written notice of its intention to do so.
- C. The Claim Administrator warrants that it and its adjuster employees now have all licenses necessary to conduct the business described in this Agreement. The Claim Administrator agrees it and specifically the adjusting employees who are assigned to the Client's account will maintain during the term of this Agreement any such necessary licenses. In the event that any such license expires or terminates, for any reason, the Claim Administrator shall notify the Client no later than fifteen (15) days after the date of the license expiration or termination and shall make commercially reasonable efforts to renew or acquire new and necessary licenses within forty five (45) days of such notice. If AIMS is unable to acquire such licenses, this Agreement shall automatically terminate unless the Client agrees, in writing, to modify the provisions set forth in this paragraph.
- D. This Agreement covers the initial period stated above unless cancelled pursuant to the provisions of this Agreement. Any continuation or renewal shall be the subject of further negotiations between the parties. If the Agreement is not renewed, the Client shall exercise one of the following options within thirty (30) days prior to the date of termination:

- Require the Claim Administrator to conclude the handling of all open claims as provided herein, subject to all the terms and conditions of this Agreement.
- 2. Require the Claim Administrator, at the termination of the Agreement, to deliver all files to the Client or a destination identified in writing by Client. Any time and expense incurred by the Claim Administrator in the delivery of such files will be billed to the Client, with supporting documentation for such billing, and the Client shall pay such billing to the Claim Administrator within thirty (30) days from the billing date. The Claim Administrator shall be entitled to payment for all undisputed Services rendered up to that time according to the terms of this Agreement.

VI. INSURANCE AND INDEMNITY

- A. The Claim Administrator is required to maintain in full force and effect during the term of this agreement insurance coverage in accordance with the terms and procedures set forth in Schedule D.
- B. The Claim Administrator hereby agrees to, at all times hereafter, defend, indemnify and hold the Client harmless from all claims, liability or loss which result from real or alleged, negligent or willful acts, or errors or omissions of the Claim Administrator, or the servants, agents or employees of the Claim Administrator, in the performance of duties under this Agreement. Included are all costs, expenses, attorney fees and other legal fees, penalties, fines, direct or consequential damages, assessments, verdicts (including punitive damages to the extent permissible under the law of the state where the Claim Administrator maintains its principal office) and any other expense or expenditure incurred by Client as a result of the Claim Administrator's performance or lack of performance under the terms of this Agreement.

VII. DISPUTE RESOLUTION

A. Disputes arising out of or relating to this Agreement, other agreements between the parties, or any other relationship involving Client and AIMS (whether occurring prior to, as part of, or after the signing of this Agreement) shall first be resolved by good faith negotiations between representatives of the parties with decision-making authority. If either party determines that the dispute cannot be resolved

through informal negotiation, then the dispute shall be submitted to non-binding mediation. The site of the mediation and the selection of a mediator shall be determined by mutual agreement of the parties. Enforcement of any remedy available to either Party, shall be brought in the appropriate court in the State of California, City and County of Fresno, or in the United States District Court for the Eastern District of California, and each of the Parties submits and consents to the non-exclusive jurisdiction of either of such courts for the purpose of any such suit, action or proceeding. Process in any suit, action or proceeding may be served by registered or certified mail addressed to the Party at its last known address.

VIII. CONFIDENTIALITY

A. <u>Maintaining confidentiality of documents</u>

During the performance of this Agreement, a Party may provide to the other Party information orally, in writing or by electronic means (whether through secured access through their respective internal websites, systems networks, and/or databases or otherwise), that is confidential and/or proprietary information ("Confidential Information") (for purposes of this Section VIII, the Party providing Confidential Information is referred to as the "Disclosing Party" and the Party receiving Confidential Information is referred to as the "Receiving Party"), including, but not limited to: (i) business and financial data, technical data, manuals, forms, records, methods, product information, strategic plans, potential and existing strategic partner information, sales and marketing information, and other information necessary for Claim Administrator to perform its duties; (ii) trade secrets and other intellectual property, and software applications or components thereof, including the source code, whether developed in- house or otherwise owned by either of the Parties; and (iii) personally identifiable consumer information and nonpublic personal information of the Client's employees, customers, and consumers. The Receiving Party shall maintain such information as confidential and shall use reasonable efforts to ensure that such information shall be used only for the purposes contemplated in this Agreement. The Receiving Party shall implement and maintain appropriate information security policies and procedures with the same care as used by a reasonable person in protecting his or her own confidential information, which policies and procedures shall include administrative, technical and physical safeguards designed to: (1) ensure the security and confidentiality of Confidential Information; (2) protect against any anticipated threats or hazards to the security or integrity of Confidential Information; and (3) protect against unauthorized access to or use of Confidential Information. The Receiving Party shall immediately notify the Disclosing Party of any breach of confidentiality and shall cooperate with Disclosing Party to remedy any such breach. Any compilation, aggregations, reports, studies, or analyses generated by AIMS may be used internally by AIMS solely to assist in making assessments pursuant to this Agreement and shall not be disseminated.

B. Strict limits on release of Confidential Information

Claim Administrator shall not release any Confidential Information to any entity or person other than the Client's employees and Claim Administrator's representatives on an as-needed basis without the express written consent of the Client or as the Claim Administrator may be required by law to disclose.

C. Court-Ordered disclosure of Confidential Information

If the Claim Administrator is served with a subpoena, court order, or other legal document demanding or requiring the release of Confidential Information, Claim Administrator shall immediately give notice to the Client. The Client shall decide whether to take any legal action in response to any such subpoena, court order, or other legal document and Claim Administrator shall cooperate with and assist the Client (at no cost or expense to the Claim Administrator) in seeking a protective order, moving to quash the subpoena, or otherwise obtaining relief from disclosing Confidential Information.

IX. SEVERABILITY

- A. If any term or provision of this Agreement, or the application of any term or provision of this Agreement to a particular situation, shall be finally found to be void, invalid, illegal or unenforceable by a court, then notwithstanding that determination, the term or provision shall remain in force and effect to the extent allowed by such ruling and all other terms and provisions of the Agreement or the application of this Agreement to other situations shall remain in full force and effect.
- B. Notwithstanding the foregoing, if any material term or provision of this agreement or the application of such material term or condition to a particular situation is finally found to be void, invalid, illegal, or unenforceable by a court, then the Parties agree to work in good faith and fully cooperate with each other to amend this Agreement to carry out its intent.

X. SPECIAL PROVISIONS

A. Special provisions, to this Agreement are specified in Schedule E, which is attached hereto and incorporated by reference herein.

XI. GENERAL PROVISIONS

- A. This Agreement supersedes all prior agreements of any type whatsoever by and between the Client and the Claim Administrator.
- B. The Claim Administrator's rights under this Agreement are not assignable, unless otherwise agreed upon in writing by an authorized officer of the Client.
- C. The captions of the various provisions of this Agreement shall not be deemed a part of this Agreement and shall not be construed in any way to limit the content thereof but are inserted herein only for reference and for the convenience of the parties.
- D. This Agreement may be executed in two or more counterparts, each of which will be deemed an original, but all of which together will constitute but one and the same Agreement.
- E. This Agreement shall in all respects be interpreted, enforced and governed under the laws of the State of California, exclusive of its choice of law rules.
- F. This Agreement shall be effective as of the date first written above.
- G. All notices, requests, demands and other communications hereunder must be in writing, unless specified otherwise, and shall be deemed to have been duly given if delivery by hand or mailed first class, registered mail, return receipt requested, postage and registry fees prepared, or by telex, facsimile, e-mail (if confirmed by the receiver), or cable and addressed as follows:

If to the Client:

City of Clovis 1033 5th Street Clovis, CA 93612

Phone: (559) 324-2725 Fax: (559) 324-2865

E-mail: loris@cityofclovis.com Attn: Personnel/Risk Manager

If to the Claim Administrator:

Acclamation Insurance Management Services, Inc.

10445 Old Placerville Road

Sacramento, CA 95827

Phone: (916) 563-1900

Fax: (916) 563-1919

Attn: President & Chief Executive Officer

Notices sent by fax will be effective upon date of fax receipt if a confirming copy is subsequently received by one of the other above methods. Addresses may be changed by notice to all Parties, in writing, signed by the addressee. Electronic mail shall be deemed received upon delivery if there is confirmation by the receiver.

Written notice provided via first class registered mail shall be deemed received three days after the date it was sent, overnight mail shall be deemed received the day after it was sent, certified mail and hand-delivered notice shall be deemed received the date it was delivered.

IN WITNESS WHEREOF the Parties hereto have caused this Agreement to be executed by their duly authorized representative recorded below.

Dated:	CITY OF CLOVIS
	By: John Holt, City Manager Name:
	ATTEST
	Karey Cha, City Clerk
	APPROVED AS TO FORM
	Scott G. Cross, City Attorney
Dated:	ACCLAMATION INSURANCE MANAGEMENT SERVICES, INC.
	By:
	Name:
	Title:

LIST OF SCHEDULES

Schedule A: Program Scope and Territory

Schedule B: Claim Administration Procedures and Authority

Schedule C: Claim Service Fees

Schedule D: Insurance Requirements

Schedule E: Special Provisions

SCHEDULE A

SCOPE AND TERRITORY

Program Administrator: Acclamation Insurance Management Services, Inc.

Class of Business: Workers' Compensation, Cost Containment and Bill Review

Cost Containment

Territory: California

- 1. Subject to the terms and conditions set forth in the AGREEMENT, AIMS shall provide the Client professional services as contained within this AGREEMENT. AIMS shall ensure that all claims are processed in accordance with California law, codes, rules, and regulations as promulgated by the Administrative Director and the Manager of the Department of Self Insurance Plans.
- 2. AIMS agrees to initiate prompt processing of all claims presented to AIMS upon notification in writing, facsimile transmission, e-mail, or by telephone from Client.

3. Penalties:

- Any penalties assessed by the Division of Workers' Compensation for delays in benefits that are the direct result of delay by AIMS shall be the responsibility of AIMS. Conversely, those penalties that are assessed as of the direct result of delay by the Client shall be the responsibility of the Client.
- 2. Any penalties assessed by the Division of Workers' Compensation, Audit Unit for which AIMS made negligent error as identified by a State auditor shall be the responsibility of AIMS. The Client shall be responsible for paying penalties for which the Client has made a negligent error as identified by a State auditor.
- 3. AIMS shall be responsible for any and all penalties that are the result of late payments pursuant to the statutory requirements for timely payments. If the penalties are paid from the trust fund as an add-on to a bill or benefit, AIMS shall reimburse the Client on a quarterly basis.

4. Licenses, Permits, etc.:

AIMS represents and warrants to the Client that it has all professional licenses, permits,

qualifications, and approvals of whatsoever nature which are legally required for AIMS to practice its profession. AIMS represents and warrants to City that it shall, at its sole cost and expense, keep in effect at all times during the term of the AGREEMENT any licenses, permits, and approvals which are legally required for AIMS to practice its profession.

5. Standard of Performance:

AIMS shall perform all services required pursuant to the AGREEMENT in a manner and according to the standards identified in Schedule B, and if not specified in Schedule B or elsewhere in the AGREEMENT, then the standards of performance shall be consistent with those observed by a competent practitioner of the profession in which AIMS is engaged. All products and services of any nature that AIMS provides to Client pursuant to this AGREEMENT shall conform to the standards of quality normally observed by licensed, competent professionals practicing in AIMS profession.

6. Cooperation by Client:

Client shall, to the extent reasonable and practicable, assist and cooperate with AIMS in the performance of its services hereunder. Such assistance and cooperation may include, as reasonably necessary, providing initial claim information and other material available from Client's files as may be necessary.

SCHEDULE B

CLAIM ADMINISTRATION PROCEDURES AND AUTHORITY

1. Caseload

Each examiner assigned to the account shall have a caseload not to exceed 150 open indemnity claims. Each claim assistant assigned to the account shall have a caseload not to exceed 300 open medical only claims. In situations where caseloads include future medical and medical only claims, these claims shall be counted as 2:1 in the caseload limit. For example, if a claims examiner has 200 total claims and 50 claims are medical only, future medical care or a combination thereof, the caseload would be counted as 150 claims.

Any supervisor assigned to the account shall not have a case load but may be asked to handle specific issues.

2. Forms

AIMS shall provide all forms necessary for the processing of benefits or claims information including but not limited to: the Employer's Report of Injury, DWC Form 1, medical service orders, return to work slips, lost time information reports, vouchers, checks, and other related forms.

3. Claim File Set-Up and Diary Review

Upon receipt of the Employer's Report of Injury, AIMS will prepare an individual claim file within one (1) working day for each claim. All claim files shall be reviewed at least every thirty (30) days for active claims and at least every six (6) months for claims that have settled but are open for the employee's future medical care. The examiner shall distinguish the regular diary review from routine file documentation in the computer notepad. The supervisor shall monitor the diary reviews not less than every ninety (90) days with a note to the file reviewing the examiners plan of action, providing any necessary direction or by printing and providing the Client with a "No Activity" report each month to identify any files that have fallen off the diary system. The plan of action shall include, but not limited to, the employee's current work status, medical status, review of reserves, and future activity to move the claims toward resolution.

4. Claim Creation - Three Point Contact

AIMS shall conduct a three-point contact process for reported claims. Contact will be made with the non-represented injured worker within twenty-four (24) hours of receipt of a claim. Contact with the Client representative and treating physician shall be made within three (3) working days of receipt of a claim. If a nurse case manager is assigned to the claim, initial physician contact may be conducted by either the claims examiner or the nurse case manager. This initial contact should be substantive and clearly documented in the claim file. In the event a party is non-responsive, there should be evidence of at least three (3) documented attempts by AIMS to reach the individual. Medical-only claims shall have this three (3) point contact requirement as well.

5. Communication

A. Telephone Inquiries:

Return calls shall be made within one (1) working day of the original telephone inquiry. All documentation shall reflect these efforts.

B. Incoming Correspondence:

All correspondence received shall be clearly stamped with the date of receipt.

C. Return Correspondence:

All correspondence requiring a written response shall have such response completed and transmitted within five (5) working days of receipt.

D. Ongoing Claimant Contact:

For cases involving unrepresented injured workers who are off work, telephone contact shall be made at a minimum of once every forty-five (45) days and within three (3) working days after a scheduled surgical procedure. This requirement is in addition to nurse case management involvement for claims where nurse case managers are assigned.

6. AOE/COE Investigation

If a decision is made to delay benefits for a claim, an AOE/COE investigation shall be initiated within three (3) working days of the decision to delay. This may include, but is not limited to, obtaining witness/injured worker statements, initiating the QME/AME process, requesting medical records, etc.

7. Indexing

AIMS shall subscribe to a claims reporting bureau. The examiner shall request a report from the bureau on all new indemnity claims. All claims shall be reported to the Index Bureau at time of initial set-up and re-indexed on an as needed basis thereafter.

8. Reserves

Reserves shall be established based upon the ultimate probable cost of each claim. All reserve categories shall be reviewed on a regular basis but not less than at least every ninety (90) days. Such review shall be indicated in the computer notepad. The examiner shall utilize a reserve worksheet which has been approved by the City and the Local Agency Workers' Compensation Excess Joint Powers Authority pursuant to that JPA's Resolution Establishing a Claims Management Policy. Any changes to reserves shall include an explanation for the change and will be identified for the Client.

The claims assistant shall have the authority to establish reserves up to \$7,500. An examiner shall have authority to establish reserves up to \$250,000. A senior examiner shall have authority to establish reserves up to \$500,000. The supervisor shall have authority to establish reserves up to \$750,000. The manager shall have the authority to establish reserves up to \$1,000,000. An executive, or president of the TPA shall review and approve all reserves in excess of \$1,000,000.

9. Medical Administration

AIMS shall select a panel of general practitioners, specialists, hospitals, and emergency treatment facilities to which injured employees should be referred, as approved by the Client, and the Claim AIMS shall regularly review and update the panel.

Contact with the treating doctors shall occur every fourteen (14) days on lost time cases and will continue as needed during the continuation of temporary disability to assure that treatment is related to a compensable injury or illness. For long term disability cases, contact shall be maintained consistent with doctor recommendations.

AIMS shall maintain contact with treating physicians to ensure employees receive proper medical treatment and are returned to full or modified employment at the earliest possible date.

AIMS shall maintain direct contact with medical service providers to ensure their reports are received in a timely manner.

AIMS shall arrange medical evaluations when needed, reasonable, and/or requested

in compliance with the current Labor Code.

AIMS/ Allied Managed Care (AMC) shall ensure that medical bills are reduced to the Medical Fee Schedule and recommended rates established by the Administrative Director of Workers' Compensation. The Client shall pay for the use and benefits of the services provided; however, fees charged by the service contractor must be approved by the City prior to the provision of services. AIMS/AMC agrees to the requirements and fee structure that are in accordance with the procedures set forth in Schedule C.

AIMS shall provide, at the Clients expense, utilization review and/or professional managed care services on an as-needed basis to injured employees and as required by Labor Code, provided the Clients approval is obtained prior to the provision of such service.

10. Medical Payments

Medical bills will be matched to the file, reviewed for correctness, approved for payment, and paid within sixty (60) days of receipt or in compliance with the Labor Code. If all or part of the bill is being disputed, AIMS will notify the medical provider, on the appropriate form letter, within thirty (30) days or as established under Labor Code for Utilization Review.

11. Plan of Action

Each claim file shall contain the examiner's plan of action for the future handling of that claim. Such plan of action will be identified in the computer notepad within five (5) calendar days of initial claim set up. Such plan of action shall be clearly stated including the reasoning for the plan. The plan of action will be reviewed and/or updated at least every thirty (30) calendar days on active claims and at least every six (6) months on claims that have been settled but are open to monitor future medical care. Each plan of action will be clearly identified in the computer notepad.

12. Compensability

The compensability determination (accept claim, deny claim, or delay acceptance pending the results of additional investigation) and the reasons for such determination will be made and documented in the file within three (3) working days of the receipt of the notification of the loss. Delay of benefit letters shall be mailed in compliance with the Division of Industrial Relations' guidelines.

13. Provision of Benefits

AIMS shall provide all compensation and medical benefits in a timely manner and in compliance with the statutory requirements of the California Labor Code and applicable case law. AIMS shall compute and pay temporary disability benefits to injured employees based upon earnings information and authorized disability periods. AIMS shall review, compute, and pay all informal ratings, death benefits, findings and awards, life pensions, or compromise and release settlements. However, all such benefits shall be paid from the established trust fund. AIMS shall comply with the Client's salary continuation plan, which requires AIMS to compute temporary disability benefits and provide verification to the Client twice a month. AIMS shall also advise the Client of potential credits and penalties.

For all regular, full-time, non-sworn employees, the Client pays up to one (1) year salary continuation paid directly to the employee. For all regular, full-time employees, including sworn employees, the Client requires AIMS to provide vouchers to the Client confirming employees' time-off work for temporary disability and LC 4850 benefits. All disability benefit notices shall be sent to the employee as required by the Labor Code.

14. Return to Work

AIMS shall provide assistance to the Client in establishing a modified work program which is appropriate for injured employees while recovering and prior to their return to regular duties. AIMS shall notify the Client immediately of any change in employee work status.

AIMS shall consult frequently with the Client in those cases where the injury residuals might involve permanent work restrictions and/or retirement potential.

15. Transportation Expense

Transportation reimbursement will be mailed within five (5) days of the receipt of the claim for reimbursement. Advance travel expense payments will be mailed to the injured employee ten (10) days prior to the anticipated date of travel.

16. <u>Litigated Cases/ Cases Involving Outside Investigations</u>

AIMS shall promptly initiate an investigation of issues identified as material to potential litigation. The Client shall be alerted to the need for an outside investigation as soon as possible and AIMS shall appoint an investigator who is acceptable to the Client. The Client shall be kept informed on the scope and results of all investigations.

When defense counsel is not necessary, AIMS shall work closely with the applicant's attorney in informal disposition of litigated cases. All assignments to outside counsel will be done with the Client authorization and consent. In conjunction with the Client, AIMS shall monitor the outside counsel's progress. AIMS shall audit all bills before payment.

Settlement proposals directed to the Client shall be forwarded by AIMS or defense counsel in a concise and clear written form stating the reason(s) for such recommendation.

All preparation for a trial shall involve the Client so that all material evidence and witnesses are utilized to obtain a favorable result for the defense.

The supervisor or the examiner will attend Workers' Compensation Appeals Board hearings, meetings with defense counsel, and meetings with members of the Client, staff, departments, and employee groups as necessary and as requested to do so.

17. Allocated Expenses

All allocated expenses (Defense Attorney, Investigative Services, Nurse Case Management etc.) shall only be assigned with prior approval of the Client's representative.

18. Settlements

AIMS shall obtain the Client's authorization on all settlements using a Settlement Evaluation Worksheet form as provided by the Client. All requests for settlement authority shall include a written claim summary, estimate of permanent disability, and the defense counsel's comments and recommendations, if any.

19. Subrogation

Unless instructed otherwise by the Client, in cases where a third party is responsible for the injury to the employee AIMS will pursue subrogation and notify the Client of the subrogation plan. When subrogation is to be pursued, the third party shall be contacted within ten (10) days with notification of the Client's right to subrogation and the recovery of certain claim expenses. If the third party is a governmental entity, a claim shall be filed with the governing board within six (6) months of the injury or notice of injury.

Appropriate periodic contact shall be made with the responsible party and/or insurer to provide notification of the amount of the estimated recovery to which the City will be entitled.

If the injured worker brings a civil action against the party responsible for the injury, AIMS shall consult with the Client about the value of the subrogation claim and other considerations. Upon receipt of the Client's authorization, subrogation counsel shall be assigned to file a Lien or a Complaint in Intervention in the civil action.

Whenever practical, AIMS should take advantage of any settlement in a civil action by attempting to settle the workers' compensation claim by means of a third-party compromise and release. If such attempt does not succeed, then every effort should be made through the WCAB to offset claim expenses through a credit against the proceeds from the injured worker's civil action.

20. Job Displacement Benefit

AIMS shall advise the injured worker of his/her rights to job displacement benefits.

21. Excess Insurance

Cases that have potential to exceed the Client's self-insured retention shall be reported in accordance with the reporting criteria established by the Local Agency Workers' Compensation Excess Joint Powers Authority (LAWCX) and any other excess insurance policies.

All cases which meet the established reporting criteria are to be reported within ten (10) days of the day on which it is known the criterion is met.

22. Award Payments

Payments made by AIMS for the Client on awards, computations, or compromise and release agreements will be issued within ten (10) days following receipt of the appropriate document.

23. Penalties

The Client will be advised of the assessment of any penalty for delayed payment and the reason thereof and the Claim Administrator plans for payment of such penalty within five (5) days of assessment.

24. Case Closure

AIMS shall establish a goal of 100% closing ratio each month. Within thirty (30) days of being discharged by the treating physician, the employee shall be sent a closing letter.

A follow-up medical appointment with the treating physician shall be set for employees who have not followed-up with recommended medical treatment. The employee shall be notified accordingly to attend this appointment.

AIMS will monitor stipulated cases with future medical provisions. Reserves for future medical will be reviewed semi-annually and adjusted according to use.

25. Future Medical Claims

Claims that remain open to monitor future medical care shall remain open for two (2) years from the last payment of the benefit. Reviews shall be documented in the claim notes to include settlement information, outline future medical care, last date and type of treatment, name of excess carrier, excess carrier reporting level, and excess carrier reporting history. Reserves for future medical treatment will be reviewed every six (6) months and adjusted for use over a three (3) year average and the injured employee's life expectancy based on the current version of the U.S. Life Table. The reason(s) and calculation(s) for the adjustment(s) shall be clearly documented on the computer notepad.

AIMS shall evaluate the claim at least once a year to determine a reasonable amount for settlement of future medical benefits and any remaining benefits due. The reason(s) and calculations(s) for the recommended settlement amount shall be clearly documented in the computer notepad. AIMS shall clearly document the computer notepad with the outcome of the settlement negotiations with the employee or applicant attorney.

26. Loss Runs and Other Reports

A loss run shall be issued by the 15th of the month following the closing date. Any corrections that are requested to be made to the loss run shall be made within twenty (20) days.

AIMS shall provide the following monthly reports to the Client:

- A. A report of all open and closed claims run by fiscal year and department, to include the employees name, claim number, date of injury, paid amount with 4850 benefits, paid amount without 4850 benefits, future liability, total incurred with 4850 benefits, total incurred without 4850 benefits, frequency analysis loss cause, frequency analysis day of the week injury, count frequency by body part and any amounts recovered for subrogation or excess insurance.
- B. A Management Summary Report;

- C. All OSHA 300 log information. If the client communicates to AIMS the modified duty dates for each injured employee AIMS will record the information to populate the report;
- D. A check register, in check number order, including any voids, refunds, and recoveries received with a total page showing the payment for the month by fiscal year;
- E. A voucher register custom and standard run by fiscal year;
- F. A "No Activity" report listing the claims that have had no activity during the previous ninety (90) days. The report components should include no reserve changes, no payments, no recoveries, no refunds, and/or no note pad activity.

AIMS shall provide quarterly reports, in addition to the regular monthly reports, to the Client:

- A. A register of temporary disability paid for the quarter;
- B. Claims opened and closed in the quarter;
- C. Claims on delayed status with current status report;
- D. Claims in denied status with current status report;
- E. Reserve increases of \$10,000 or greater with current status report;
- F. Claims reportable to excess carrier with current status report;
- G. Claims reported in the quarter by department;
- H. Claims cost detail report of all open claims by department;
- I. Claims cost detail report of all future medical claims by department.

AIMS shall provide additional annual reports to the Client:

- A. Number of claims reported per year;
- B. Top 5 body parts injured for the year;
- C. Top 5 injury causes for the year;
- D. Five most expensive injuries for the year;
- E. Claims paid by year for each department for the last five years;

- F. Temporary disability paid by year for each department for the last five years;
- G. Permanent disability paid by year for each department for the last five years;
- H. Medical paid by year for each department for the last five years;
- I. Vocational rehabilitation paid by year for each department for the last five years;
- J. Legal costs paid by year for the last five years;
- K. Investigation costs paid by year for the last five years;
- L. Nurse Case Management costs paid by year for the last five years;
- M. Utilization Review costs paid by year for the last five years;
- N. Bill Review costs paid by year for the last five years;

AIMS will produce additional reports as reasonably needed by the Client.

27. Claims Reporting

AIMS shall maintain all loss information as required by the Workers' Compensation Insurance Rating Bureau.

AIMS shall assist in the preparation of all reports which are now, or will be required by the State of California or other government agencies with respect to self-insurance programs. AIMS will also assist in the preparation of all reports or databases required by the California Institute for Public Risk Analysis (CIPRA) or other statistical database organizations as requested by the Client.

28. Record Retention

All claim files shall be maintained in accordance with statutory time requirements and the Client's Record Retention Policy.

29. Claim Supervision

AIMS shall provide supervisory staff who will regularly review the work product of the claims examiners The supervisor shall review each claim not less than every ninety (90) days to ensure that each examiner is following the performance standards outlined in this herein.

30. Availability of Personnel

AIMS shall at all times have one (1) or more of the examiners assigned to the City's account, or in their absence, the supervisor or a manager of Workers' Compensation available by telephone for emergencies through a 24-hour emergency telephone number.

Upon reasonable prior notice, AIMS shall ensure at least one (1) or more of the examiners or supervisors assigned to the Client's account is available to meet in person with Client staff during regular business hours throughout the term of the contract period.

It is highly desirable that AIMS maintain a business office in the Clovis-Fresno metropolitan area to service the Client's account.

31. Examiner Training

AIMS shall ensure each claims examiner handling the Client's claims will receive continuing education training each year. AIMS shall annually certify this in writing on the anniversary date of the agreement between the Client and AIMS.

Examiners assigned to the Client shall have a minimum of three (3) years indemnity claim handling experience and obtain their Self-Insured Certificate from the State of California within one (1) year of being assigned to the Client's account.

32. Member Services

AIMS shall provide special on-site training services annually to personnel from the Client to ensure that the people within the Client who process workers' compensation claims are effectively carrying out the procedures required for a successful program. A copy of AIMS claims manual should be readily available for review by the appropriate Client staff or representative.

AIMS shall require its examiners or other AIMS personnel, as necessary, to attend the Client's regularly scheduled meetings to report on the general state of the program and on any particular cases of interest to the Client. AIMS shall require the supervisor or other AIMS personnel, as necessary, to attend the Client quarterly claims review at City of Clovis offices.

AIMS shall require one (1) of the dedicated unit supervisors/managers to meet with Client's personnel, at the Clients location, as needed to review program procedures regarding workers' compensation reporting requirements and other program matters that require the timely participation of the Client's personnel.

AIMS shall require an examiner to be available and readily respond to a Client's request for assistance with problem cases, including on-site visits to the Client.

AIMS shall provide the Client with information regarding statutes, proposed changes to statutes, and changes to the rules and regulations affecting the Client and its responsibility as a self-insured public employer.

33. Claim Reconciliation

All claim files shall be reconciled to ensure all medical, indemnity, and expense payments have been made correctly. The reconciliation is to verify that payments were made to the correct provider, in the correct amount, and from the correct claim file. The physical file should be verified with the computer information. All open files shall be reconciled.

34. Employee Services

As required, AIMS will develop for review by the Client's materials which provide information and guidance to employees of the Client regarding workers' compensation and the self-insurance program. As required, AIMS will meet with and assist injured employees in resolving problems that arise from injury or illness claims.

35. Compliance with Labor Code

AIMS shall comply with all provisions of the Labor Code and Rules and Regulations in effect at the applicable date of injury.

SCHEDULE C

CLAIM SERVICE FEE AND OTHER FEES

Workers' Compensation Third Party Claims Administration

Contract Year	Start & End Date	Fee
Year One	7/1/2023 — 6/30/2024	\$250,234.61*
Year Two	7/1/2024 – 6/30/2025	\$256,490.48 *
Year Three	7/1/2025 — 6/30/2026	\$262,902.74 *
Year Four	7/1/2026 — 6/30/2027	\$269,475.31 *
Year Five	7/1/2027 — 6/30/2028	\$276,212.19 *

- * Annual cost of living adjustment of 2.5%
- * Contract may be extended an additional two years (years 3 and 4 as noted above) with City Manager approval.

Should AIMS receive more claims than anticipated from the current claim administrator at the time of transfer and/or there is a 5% increase/decrease during the initial transfer or during any period of the contract due to significant change in the number of employees, and/or as a result of a catastrophic event, then both AIMS and the Client will negotiate, in good faith, a reasonable fee increase/decrease fee adjustment based on any revised required staffing.

The total annual flat fee proposed above contemplates handling all claims activity in a 12-month period (claims already open at the beginning of the 12-month term and any new claims reported during the 12-month term). The annual fee will be invoiced in 12 equal monthly amounts in arrears. The flat annual fees include all services detailed in the RFP proposal including, but not limited to the following services:

- All Claims Management Functions (currently open & included new claims)
- Data Management
- Claim File Storage
- Claim File Retrieval
- Account Management
- · Claims System Reporting
- Public Self-Insurers Annual Report
- Prepare Federal Form 1099 Notices
- Custom AIMS "dashboard"
- Website Access (on-line)
- Detailed Stewardship Report/Presentations
- Training Participation
- MMSEA Reporting

In the event the Client elects, upon termination of this Agreement, to require AIMS to conclude the handling of all open claims, AIMS shall invoice the Client at a monthly open rate to be negotiated in good faith between the Parties.

Carve-Out Agreement Pricing-

AIMS will assist the Client if the Client elects to have a Carve-Out Agreement in the negotiation of Carve-Out Agreements with their Unions. AIMS utilizes the services of an outside Applicant Attorney to assist with the discussions and presentation to the Union Members. AIMS will provide sample MOU Agreements, including physician specialty panels, mediation, and nurse case management panels. AIMS will assist the Client with the preparation and tracking of all material in connection with the Agreement.

Additionally, AIMS will provide tracking on all aspects of the Agreement for State Reporting purposes and to provide the Client with program effectiveness and any agreed upon cost analysis.

Negotiation/Preparation of Carve-Out Agreement: Annual Tracking/ State Reporting:

- \$15,000.00 / one-time set up fee at time of Union negotiations (per Union Agreement)
- \$400.00 monthly fee / beginning at program implementation (regardless of # of Unions participating)

Managed Care Services Utilizing Allied Managed Care, Inc. ("AMC")

Medical Bill Review Fees

Fee per bill to reduce to the Official Medical Fee Schedule (OMFS): \$6.50 per bill (flat rate per bill) plus PPO access fee (see below).

The following is included (at no additional charge):

- Full duplicates
- Appeals
- Initial Setup
- Technology Fees for Interface
- Client Training
- Re-evaluation/provider Inquiries
- Expert Testimony in Defense of Reviews
- Electronic Data Interface and On-line Access
- Courier Service

PPO Network

Fees are based on savings below Fee Schedule. Percent of savings is dependent on which PPO network is selected.

PPO Name	Access Fee
Anthem Blue Cross – CA	24%
First Health / Coventry	24%
Procura	18%
PRIME	18%
InterPlan	18%
ClarisPointe	18%
ASI Flex	18%

Negotiation of Non-OMFS and Line-Item Audit bills, including Inpatient/Outpatient Hospital bills (non-PPO charges): 10% of Savings capped at a maximum of \$5,000.00.

Electronic billing

Electronic and Standardized Billing Regulations: \$1.00 per bill.

Utilization Review

Nurse Review Flat

Rate:

\$95.00 per UR (nurse) Referral. This includes unlimited treatment requests and reviews per referral.

Physician Review Flat Rate:

\$250.00 per Peer Review Referral. This includes unlimited treatment requests and reviews per referral.

The following is included in the above fees:

- Initial set-up at the time of award of contract
- Customized Special Account Instructions
- Documentation letters post UR and Peer Review
- Technology Fees for interface
- Production Reports & Metrics
- Consultation with the AMC Medical Director
- Client Training

<u>Telephonic Case Management. including triage services for indemnity claims</u> \$107.00 per hour.

Field Case Management

\$125.00 per hour*

*Travel for Field Case Management (On-Site) services will be charged at the Internal Revenue Service approved rate for mileage at the time the mileage is incurred.

Allied Managed Care Provider Network - If the Client elects to have a Provider Network the pricing is listed below:

Yearly Pricing - \$2,000.00 per month (regardless of claim volume).

This includes Certification from State into AMC Service Entity MPN. Complete monitoring
of the MPN for State Compliance & reporting with toll free access/assistance for the Client
and Injured Employees and all services listed under the No Charge Services.

First Notice of Loss 24/7 Triage Nurse Call Center

Toll free call center with nurse triage component to minimize reportable injuries. Call center operates 24/7, directing injured employees into appropriate treatment facilities (MPN providers & occupational clinics designated by Client). Nurse intervention at reporting level recognizes "first aid" issues and directs employees to home care instead of seeking treatment. Call center uploads all information into AIMS' Claims Management System eliminating the need for the employer to create a 5020.

Per Reportable

Claim \$165.00 per claim

Non-Reportable

Claim: No Charge

SCHEDULE D

Insurance Requirements

AIMS shall procure and maintain for the duration of the contract insurance against claims for injuries to persons or damages to property which may arise from or in connection with the performance of the work hereunder by AIMS, his/her agents, representatives, employees, or subcontractors.

1. Minimum Scope of Insurance

Coverage shall be at least as broad as:

- 1. Commercial General Liability (CGL): Insurance Services Office Form CG 00 01 covering CGL on an "occurrence" basis, including products and completed operations, property damage, bodily injury and personal & advertising injury with limits no less than \$2,000,000 per occurrence. If a general aggregate limit applies, either the general aggregate limit shall apply separately to this project/location (ISO CG 25 03 or 25 04) or the general aggregate limit shall be twice the required occurrence limit.
- 2. Automobile Liability: Insurance Services Office Form Number CA 0001 covering, Code 1 (any auto), or if Claim Administrator has no owned autos, Code 8 (hired) and 9 (non-owned), with limit no less than \$1,000,000 per accident for bodily injury and property damage.
- 3. Workers' Compensation insurance as required by the State of California, with Statutory Limits, and Employer's Liability Insurance with limit of no less than \$1,000,000 per accident for bodily injury or disease.
- 4. Professional Liability (Errors and Omissions) Insurance appropriate to the Claims Administrator's profession, with limit no less than \$5,000,000 per occurrence or claim, \$5,000,000 aggregate. (If Claims-made, see below.)
- 5. Employee Dishonesty: \$2,000,000 to include comprehensive employee dishonesty, disappearance, theft, and forgery or alteration coverage.
- 6. Cyber Liability Insurance, with limits not less than \$2,000,000 per occurrence or claim, \$2,000,000 aggregate. Coverage shall be sufficiently broad to respond to the duties and obligations as is undertaken by Claim Administrator in this agreement and shall include, but not be limited to, claims involving security breach, system failure, data recovery, business interruption, cyber extortion, social engineering, infringement of intellectual property, including but not limited to infringement of copyright, trademark, trade dress, invasion of privacy violations, information theft, damage to or destruction of electronic information, release of private information, and alteration of electronic information. The policy shall provide coverage for breach response costs, regulatory fines and penalties as well as credit monitoring expenses.

It shall be a requirement under this agreement that any available insurance proceeds broader than or in excess of the specified minimum insurance coverage requirements and/or limits shall be available to the Additional Insured. Furthermore, the requirements for coverage and limits shall be (1) the minimum coverage and limits specified in this Agreement; or (2) the broader coverage and maximum limits of coverage of any Insurance policy or proceeds available to the named insured; whichever is greater. No representation is made that the minimum insurance requirements of this agreement are sufficient to cover the obligations of the Consultant under this agreement.

Limits of Insurance

The limits of insurance required in this agreement may be satisfied by a combination of primary and umbrella or excess insurance. Any umbrella or excess insurance shall contain or be endorsed to contain a provision that such coverage shall also apply on a primary and non-contributory basis before the City's own insurance or self-insurance shall be called upon to protect it as a named insured.

Other Insurance Provisions

The insurance policies are to contain, or be endorsed to contain, the following provisions:

Additional Insured Status

The City of Clovis, its officers, officials, employees, and volunteers are to be covered as additional insureds on the CGL policy with respect to liability arising out of work or operations performed by or on behalf of the including materials, parts, or equipment furnished in connection with such work or operations. General liability coverage can be provided in the form of an endorsement to the Claim Administrator's insurance (at least as broad as ISO Form CG 20 10 11 85 or if not available, through the addition of both CG 20 10, CG 20 26, CG 20 33, or CG 20 38; and CG 20 37 if a later edition is used). Additional insured Name of Organization shall read "City of Clovis, its officers, officials, employees, and volunteers." Policy shall cover City of Clovis, its officers, officials, employees, and volunteers for all locations work is done under this contract.

Primary Coverage

The Additional Insured coverage under the Claim Administrator's policy shall be "primary and non-contributory" and will not seek contribution from the City's insurance or self-insurance and shall be at least as broad as CG 20 01 04 13. The City of Clovis does not accept endorsements limiting the Claim Administrator's insurance coverage to the sole negligence of the Named Insured.

Notice of Cancellation

Each insurance policy required above shall state that coverage shall not be canceled, except with notice to the City of Clovis.

Waiver of Subrogation

Claim Administrator hereby grants to City of Clovis a waiver of any right to subrogation which any insurer of said Claim Administrator may acquire against the City of Clovis by virtue of the payment of any loss under such insurance. Claim Administrator agrees to obtain any endorsement that may be necessary to affect this waiver of subrogation, but this provision

applies regardless of whether or not the City of Clovis has received a waiver of subrogation endorsement from the insurer. The Workers' Compensation policy shall be endorsed with a waiver of subrogation in favor of the City of Clovis for all work performed by the Claim Administrator, its employees, agents and subcontractors.

Self-Insured Retentions

All Self-insured retentions must be disclosed to Risk Management for approval and shall not reduce the limits of liability. The City of Clovis may require the Claim Administrator to purchase coverage with a lower retention or provide proof of ability to pay losses and related investigations, claim administration, and defense expenses within the retention. The policy language shall provide, or be endorsed to provide, that the self-insured retention may be satisfied by either the named insured or City of Clovis.

Acceptability of Insurers

Insurance is to be placed with insurers with a current A.M. Best's rating of no less than A:VII, unless otherwise acceptable to the City of Clovis.

Claims Made Policies (note – applicable only to professional liability)

If any of the required policies provide coverage on a claims-made basis:

- 1. The Retroactive Date must be shown and must be before the date of the contract or the beginning of contract work.
- 2. Insurance must be maintained, and evidence of insurance must be provided for at least five (5) years after completion of the contract of work.
- 3. If coverage is canceled or non-renewed, and not **replaced with another claims-made policy form with a Retroactive Date** prior to the contract effective date, the Claim Administrator must purchase "extended reporting" coverage for a minimum of **five (5)** years after completion of contract work.

Claim Administrator must purchase "extended reporting" coverage for a minimum of five (5) years after completion of contract work.

Verification of Coverage

Claim Administrator shall furnish the City of Clovis with original certificates and amendatory endorsements or copies of the applicable policy language effecting coverage required by this clause. All certificates and endorsements are to be received and approved by the City of Clovis Personnel / Risk Management Division before work commences. However, failure to obtain the required documents prior to the work beginning shall not waive the Claim Administrator's obligation to provide them. The City of Clovis reserves the right to require complete, certified copies of all required insurance policies, including endorsements required by these specifications, at any time.

Claim Administrator shall, prior to the commencement of work under this Agreement, provide the City of Clovis with a copy of its declarations page(s) and endorsement page(s) for each of the required policies.

Subcontractors

Claim Administrator shall require and verify that all subcontractors, or other parties hired for

this work, purchase and maintain coverage for indemnity and insurance requirements as least as broad as specified herein and the Claim Administrator's agreement with the City to the extent they apply to the scope of the subcontractor's work.

Special Risks or Circumstances

City of Clovis reserves the right to modify these requirements, including limits, based on the nature of the risk, prior experience, insurer, coverage, or other special circumstances.

Certificate Holder Address

Proper address for mailing certificates, endorsements and notices shall be:

City of Clovis

Attn: Lori Shively Personnel/Risk Management Division

1033 Fifth Street
Clovis, CA 93612
Loris@cityofclovis.com

SCHEDULE E

SPECIAL PROVISIONS

Additional Terms:

 Financial Administration: The Client will establish a zero-balance trust account from which AIMS shall make all indemnity medical, and allocated loss expense payments. Payment authorization limits and payment policies will be established by Client and reviewed from time to time with AIMS. AIMS monthly service fee shall not be paid from the trust account.

AIMS shall maintain complete and accurate records with respect to costs, expenses, receipts, and other such information required by the Client that relate to the performance of services under the AGREEMENT. AIMS shall maintain adequate records of services provided in sufficient detail to permit an evaluation of services. All such records shall be maintained in accordance with generally accepted accounting principles and shall be clearly identified and readily accessible.

- Allocated Expenses: All allocated loss expenses as defined in Schedule C, shall be
 the responsibility of the Client. It is agreed and understood that, whenever
 practicable, allocated loss expenses should be billed directly to the Client and the
 bills will be paid from the trust account.
- 3. Right to Audit: The Client or its designated representative is authorized to visit AIMS processing and/or storage premises, for purpose of performing a claims audit, and have access to all data, including paper documents, microfilm, microfiche, and magnetically stored data which relate to payments or non- payments made by AIMS. Any assistance or service provided in response to a claims audit described above will be rendered at no additional cost of the Client.
- 4. Invalid Payments: No charges to the Client for payments made on behalf of persons who were not valid employees of the Client at the date of injury shall be accepted for payment by the Client.

5. Personnel: AIMS agrees to assign only competent personnel according to the reasonable and customary standards of training and experience in the relevant field to perform services pursuant to the AGREEMENT. This includes the assignment of at least one Senior level Claims Examiner. Failure to assign such competent personnel shall constitute grounds for termination of this AGREEMENT pursuant to Section V.B. of this AGREEMENT. The examiners and claims assistants may be dedicated to the exclusive handling of the Client's claims. AIMS shall be allowed to use a non-dedicated or part-time, experienced examiner when caseloads exceed the number specified in Schedule B. Each examiner shall have passed the State of California, Department of Industrial Relations, Self-Insurance Administrator's Examination; or as a minimum requirement an examiner that has not passed the State examination shall be enrolled in appropriate courses leading to certification within two years.

AIMS shall ensure that other personnel, such as management, clerical, accounting, and data processing, which may be required to satisfactorily provide the services required by this AGREEMENT, shall be provided by AIMS within the agreed fee for services contained in this AGREEMENT. It is understood that the personnel referred to in this paragraph need not be dedicated to the exclusive use of the Client.

- 6. Claim Reports: AIMS shall, at its expense, provide one week prior to the quarterly claims review meeting a written summary report showing the number of claims reported during the prior quarter, separated by a category (i.e. indemnity or medical only), the number of claims closed during the prior quarter, and any medical cost savings. This report shall show a comparison of the same information for the same quarter for the prior year.
- 7. Online interface: AIMS shall provide an online interface with its data base, accessible from the Client's computers for the use by the Client. Such data will be put in a format that will permit the Client to make print copies of the data on its printers. If the Client, under AIMS guidance, is not able to maintain an online interface with data maintained by AIMS, AIMS shall be required to provide a copy of all data processed during the past week to the Client's office each Friday in a disk media format which is transferable and useable with the Client's computers.



CITY of CLOVIS

REPORT TO THE CITY COUNCIL

TO: Mayor and City Council

FROM: General Services Department

DATE: May 8, 2023

SUBJECT: General Services - Approval – Res. 23-____, Authorizing Amendments to

the City's Classification and Compensation Plans to Adopt the Finance Manager Classification with a Salary Range of \$10,635 to \$12,927 per month, and Approval – Res. 23-____, Amending the City's FY 22-23

Position Allocation Plan.

ATTACHMENTS: 1. Res. 23-____ Classification and Compensation Plan

2. Res. 23-____ Position Allocation Plan

CONFLICT OF INTEREST

Councilmembers should consider recusal if a campaign contribution exceeding \$250 has been received from the project proponent (developer, applicant, agent, and/or participants) since January 1, 2023 (Government Code 84308).

RECOMMENDATION

For City Council to approve a resolution authorizing amendments to the City's Classification and Compensation Plans by adopting the Finance Manager Classification with a Salary Range of \$10,635 to \$12,927 per month, and approve a resolution amending the City's FY 22-23 Position Allocation Plan by deleting one (1) Accounting Supervisor position and adding one (1) Finance Manager position in the Finance Department.

EXECUTIVE SUMMARY

The Accounting Supervisor incumbent has been assigned significant additional duties and responsibilities beyond the scope of the current classification. Consequently, it is appropriate to re-class the position from Accounting Supervisor to Finance Manager. Currently, the Finance Department is authorized for one (1) Accounting Supervisor position. It is recommended that the City's Position Allocation Plan be amended to add one (1) Finance Manager position and eliminate one (1) Accounting Supervisor position in the Finance Department. Council approval is required for changes to the Position Allocation Plan.

BACKGROUND

Personnel has recently evaluated the responsibilities and work being performed by the Accounting Supervisor in the Finance Department as part of a classification review. The nature

and scope of duties currently performed by the Accounting Supervisor incumbent is at a depth/breath greater than the current classification encompasses. This reflects evolutions within the Department associated with City growth, the incumbent's expanded skill set, and the level of work necessary to effectively coordinate projects and programs. The incumbent is now performing duties more in line with a Finance Manager that include helping to manage the City's budget, forecast, revenue administration, and grants administration. The incumbent receives administrative direction from executive staff, oversees the maintenance of the General Ledger, and coordinates various financial statements, which are beyond the scope of an Accounting Supervisor.

FISCAL IMPACT

The fiscal impact of salary and benefits for the remainder of FY 22-23 is approximately an additional \$1,250. There are adequate funds in the Finance Department budget to cover the costs of this position for this fiscal year. The projected impact for FY 23-24 is approximately \$15,000.

REASON FOR RECOMMENDATION

The addition of one (1) Finance Manager position and the elimination of one (1) Accounting Supervisor position reflects the level of responsibility of staff in the Finance Department. The reclassification and additional compensation require Council approval.

ACTIONS FOLLOWING APPROVAL

The position allocation for the Finance Department will be modified as noted in Attachment 2. The position vacancy will be filled through the reclassification of the Accounting Supervisor.

Prepared by: Lori Shively, Personnel/Risk Manager

Reviewed by: City Manager **24**

RESOLUTION 23-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CLOVIS APPROVING AMENDMENTS TO THE CITY'S CLASSIFICATION AND COMPENSATION PLANS BY ADOPTING A FINANCE MANAGER CLASSIFICATION IN THE FINANCE DEPARTMENT

WHEREAS, it has been determined that the City has a need for a Finance Manager classification to provide the necessary support to the Finance Department; and

WHEREAS, it has been determined that the appropriate salary range for the Finance Manager is \$10,635 to \$12,927 per month; and

WHEREAS, it has been determined that it is appropriate to assign the Finance Manager classification to the Management Group.

NOW THEREFORE, BE IT RESOLVED, that the City of Clovis will modify the City's Classification and Compensation Plans to include the Finance Manager classification (Attachment A) with a monthly salary range of \$10,635 to \$12,927.

* * * * * *

The foregoing Resolution was introduced and adopted at a regular meeting of the City Council of the City of Clovis held on May 8, 2023, by the following vote to wit:

Mayor	City Clerk
Dated: May 8, 2023	
ABSTAIN:	
ABSENT:	
NOES:	
AYES:	

City of Clovis FINANCE MANAGER

SALARY RANGE \$10,635.00 - \$12,927.00 Monthly

DEFINITION

Under administrative direction to plan, organize, and manage the City's financial activities, systems, and programs in such areas as general accounting, financial reporting, budgeting, forecasting, auditing, grants administration, fund balance management; and perform related work as required.

CLASS CHARACTERISTICS

The incumbent performs a variety of difficult professional level accounting work. In this capacity, the incumbent receives administrative direction from Executive Staff and exercises direct supervision of professional and technical staff setting priorities, making assignments, training and reviewing the work of subordinates. The incumbent acts with a high degree of independence of action in the assigned areas of responsibility. Direction and instructions given by the supervisor generally do not provide all the information needed to complete the assignment. The incumbent is expected to resolve most problems confronted through the application of judgment and precedent, referring to the supervisor only those problems which involve the establishment of new procedures, or which involve situations that are inconsistent with departmental procedures and policies. Except where a deviation in policy is involved, most work is not reviewed directly by the supervisor and when work is reviewed, the review is directed towards outcome and results. The incumbent reports to and receives direction from the Finance Director.

EXAMPLES OF DUTIES

Duties may include but are not limited to the following: plan, organize, direct and coordinate fiscal activities including cash management, grant administration and financial reporting; provide highly complex management assistance to executive staff; establish and; oversee maintenance of the General Ledger and processing of journal entries; monitor all accounting transactions to ensure accuracy; correct financial records as necessary; review and track collection of all revenues due to the City. Coordinate and participate in the preparation and analysis of various financial statements, schedules and reports including preparation of the City's Annual Comprehensive Financial Report. Ensure financial statements are prepared on a timely basis in accordance with GAAP and GASB and related governmental accounting systems. Prepare adjustments, schedules, and footnotes. Oversee the preparation of the City's budgets; develop short and long-term financial forecasts. Prepare a variety of financial reports to include budget-to-actual revenue and expenditures; analyze significant variances. Communicate financial information to City management. Analyze data and support budget activities for other departments. Review departmental agenda items for appropriateness, impact, cost, effectiveness, and conformity to the City's budget, priorities, and strategic

ATTACHMENT A

goals. Oversee audits of financial records and procedures; maintain fiscal accountability, including compliance monitoring for a variety of programs funded by grants and miscellaneous funds accounts; perform advanced, difficult, and highly technical research and prepare related findings. Recommend corrective action as appropriate. Develop and direct the implementation of goals, objectives, and work standards for assigned area of responsibility. Recommend staffing needs and participate in recruitment and selection of staff. Supervise, train, and evaluate staff; work with employees to correct deficiencies; implement discipline procedures as required. Prioritize work of division; ensure deadlines are met; check work for accuracy, completeness and conformance to applicable policies, rules, and regulations. Monitor legislation related to division and department operations. Review, evaluate impact, and make recommendations. Implement new or revised laws, regulations, and accounting standards. Answer questions and provide information to the public; investigate complaints and recommend corrective actions as necessary to resolve complaints. Build and maintain positive working relationships with co-workers and the public using principles of good customer service; and perform related duties as assigned.

TYPICAL QUALIFICATIONS LICENSES REQUIRED

Possession of a valid California Driver's License and a good driving record.

EDUCATION AND EXPERIENCE

Education:

• Bachelor's Degree from an accredited college or university with a major in Accounting, Business, Public Administration or closely related field.

And

Experience:

 Four years professional-level experience performing accounting and financial analysis and auditing for a municipality or a business of comparable complexity with at least two years of supervisory experience.

QUALIFICATIONS

Knowledge of:

- Principles and practices of public finance administration including accounting, budgeting, and auditing;
- General municipal revenue and accounting principles and practices;
- General accepted accounting and auditing principles (GAAP) and Governmental Accounting Standards Board (GASB) practices related to municipal government finance; methods of internal controls appropriate to accounting procedures;
- Pertinent local, State and Federal laws, ordinances, policies, rules, and regulations;
- Principles of budget preparation, forecasting and monitoring;
- Financial reporting requirements;
- Modern office methods procedures and practices;
- Financial analysis and research methods;
- Data processing systems and procedures as they apply to financial record-keeping;
- Principles and practices of report writing;

- Techniques and principles of effective interpersonal communication;
- Principles and practices of supervision, training, performance evaluation and personnel management;
- Principles and practices of leadership, motivation, team building and conflict resolution;
- Business mathematics and statistics;
- Principles of good customer service;
- Appropriate safety precautions and procedures.

Ability to:

- Read, understand, interpret and apply laws, rules and regulations to specific accounting and financial situations;
- Organize, implement and direct financial operations and activities;
- Establish and analyze accounting systems and procedures;
- Analyze and prepare budgets; use computer programs to analyze data and build forecasting models.
- Analyze, understand, critically evaluate, and reconcile technical financial data and complex financial and accounting records; make recommendations regarding complex accounting transactions;
- Understand the organization and operation of the City and of outside agencies as necessary to assume assigned administrative responsibilities;
- Interpret and apply pertinent City and departmental policies, procedures, rules and regulations;
- Organize and supervise the work of staff engaged in a variety of accounting and financial record-keeping operations;
- Perform professional level accounting and financial record-keeping work of professional level difficulty
- Prepare clear and concise financial reports;
- Perform statistical analysis and auditing;
- Operate a vehicle observing legal and defensive driving practices;
- Understand and carry out oral and written instructions;
- Communicate clearly and concisely, both orally and in writing;
- Establish and maintain effective relationships with those contacted in the course of work;
- Plan, schedule, make work assignments, set priorities, train, evaluate, select and recommend discipline of subordinates:
- Maintain a high level of confidentiality of a wide range of sensitive information encountered in the course of work;
- Operate a computer terminal accurately and efficiently;
- Operate a calculator by touch.

SUPPLEMENTAL INFORMATION PHYSICAL DEMANDS AND WORKING CONDITIONS

- Incumbent is required to attend periodic evening meetings.
- Incumbent is required to travel within and out of the City to attend meetings.
- The work is primarily sedentary.

RESOLUTION 23-__

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CLOVIS APPROVING AMENDMENTS TO THE CITY'S FY 22-23 POSITION ALLOCATION PLAN

WHEREAS, the FY 22-23 Position Allocation Plan in the Finance Department was approved as part of the FY 22-23 City Budget adoption process; and

WHEREAS, a review of the staffing needs for the Finance Department indicates that the addition of one (1) Finance Manager position and the removal of one (1) Accounting Supervisor position is necessary in order to provide the support necessary for the Finance Department; and

WHEREAS, amending the City's adopted FY 22-23 Position Allocation Plan requires City Council authorization.

NOW, THEREFORE, BE IT RESOLVED, **RESOLVED** by the City Council of the City of Clovis that the City's FY 22-23 Position Allocation Plan shall be amended as noted in Attachment A.

* * * * *

The foregoing resolution was introduced and adopted at a regular meeting of the City Council of the City of Clovis held on May 8, 2023, by the following vote, to wit.

AYES: NOES:	
ABSENT:	
ABSTAIN:	
DATED:	
Mayor	City Clerk

ATTACHMENT 2

POSITION ALLOCATION ADJUSTMENT BY DEPARTMENT FY 22-23

DEPARTMENTNUMBER OF POSITIONSFinance Department1.0Add: Finance Manager1.0Delete: Accounting Supervisor1.0

ATTACHMENT A



CITY of CLOVIS

REPORT TO THE CITY COUNCIL

TO: Mayor and City Council

FROM: General Services Department

DATE: May 8, 2023

SUBJECT: General Services – Approval - Claim Rejection of the General Liability

Claim of Edgar Lawson, Jr.

ATTACHMENTS: None.

CONFLICT OF INTEREST

Councilmembers should consider recusal if a campaign contribution exceeding \$250 has been received from the project proponent (developer, applicant, agent, and/or participants) since January 1, 2023 (Government Code 84308).

RECOMMENDATION

Reject the General Liability Claim filed by Edgar Lawson, Jr.

EXECUTIVE SUMMARY

Edgar Lawson, Jr. (claimant), filed a General Liability Claim against the City of Clovis on April 4, 2023, regarding excessive force caused by police officers. Mr. Lawson claims that he sustained bodily injuries and seeks reimbursement. It is recommended that the claim be rejected at this time.

BACKGROUND

On April 4, 2023, a General Liability Claim was filed against the City of Clovis by Edgar Lawson, Jr. The claim was considered legally sufficient and timely. Mr. Lawson alleged that on November 8, 2022, the Clovis Police Department detained him while sitting inside a restaurant and used excessive force, which caused bodily injuries.

Mr. Lawson seeks damages for reimbursement in the amount in excess of \$25,000. The claim has been filed as a "civil unlimited case."

FISCAL IMPACT

Rejection of the claim does not result in any fiscal impact.

REASON FOR RECOMMENDATION

It is recommended that the claim be rejected. The City is not liable for this claim. In addition, by rejecting this claim, the time in which lawsuits may be filed against the City will begin to run.

ACTIONS FOLLOWING APPROVAL

A letter will be sent to the claimant informing him that the claim has been rejected.

Prepared by: Charles W. Johnson, Management Analyst

Reviewed by: City Manager **24**



CITY of CLOVIS

REPORT TO THE CITY COUNCIL

TO: Mayor and City Council

FROM: General Services Department

DATE: May 8, 2023

SUBJECT: General Services – Approval - Claim Rejection of the General Liability

Claim on behalf of Christian Perez.

ATTACHMENTS: None.

CONFLICT OF INTEREST

Councilmembers should consider recusal if a campaign contribution exceeding \$250 has been received from the project proponent (developer, applicant, agent, and/or participants) since January 1, 2023 (Government Code 84308).

RECOMMENDATION

Reject the General Liability Claim filed on behalf of Christian Perez.

EXECUTIVE SUMMARY

On behalf of Christian Perez (claimant), a General Liability Claim was filed against the City of Clovis on April 24, 2023, regarding allegations of discrimination within the workplace. Mr. Perez claims that he sustained emotional damages and other unidentified damages and seeks reimbursement. It is recommended that the claim be rejected at this time.

BACKGROUND

On April 24, 2023, a General Liability Claim was filed on behalf of Christian Perez against the City of Clovis. The claim was considered legally sufficient and timely. Mr. Perez alleged that on February 17, 2023, the Clovis Police Department failed to accommodate his disability and wrongfully terminated his employment.

Mr. Perez seeks damages for reimbursement in the amount in excess of \$25,000. The claim has been filed as a "civil unlimited case."

FISCAL IMPACT

Rejection of the claim does not result in any fiscal impact.

REASON FOR RECOMMENDATION

It is recommended that the claim be rejected. The City is not liable for this claim. In addition, by rejecting this claim, the time in which lawsuits may be filed against the City will begin to run.

ACTIONS FOLLOWING APPROVAL

A letter will be sent to the attorney on behalf of the claimant informing him that the claim has been rejected.

Prepared by: Charles W. Johnson, Management Analyst

Reviewed by: City Manager **24**



CITY of CLOVIS

REPORT TO THE CITY COUNCIL

TO: Mayor and City Council

FROM: Public Utilities Department

DATE: May 8, 2023

SUBJECT: Public Utilities – Approval – Final Acceptance for SPR 1987-048A, 79 N.

Sunnyside Avenue Site Improvements.

ATTACHMENTS: 1. Vicinity Map

CONFLICT OF INTEREST

Councilmembers should consider recusal if a campaign contribution exceeding \$250 has been received from the project proponent (developer, applicant, agent, and/or participants) since January 1, 2023 (Government Code 84308).

RECOMMENDATION

For the City Council to accept the work performed as complete and authorize recording of the notice of completion.

EXECUTIVE SUMMARY

This project is for the parking lot modifications and ADA improvements for the City of Clovis site located at 79 N. Sunnyside Avenue. The work consisted of site demolition, reconstruction of the parking lot pavement, trash enclosure, drive approaches, curb, gutter, curb ramp, chain link fencing, chain link fence rolling gate and automatic rolling gate, landscape and irrigation, and furnishing and installation of a covered parking structure.

Staff is recommending that Council accept the work as performed by the contractor, Central Valley Asphalt, and authorize the recording of the notice of completion.

BACKGROUND

Bids were received on January 25, 2022, and the project was awarded by City Council to the low bidder, Central Valley Asphalt, on February 14, 2022. The project was completed in accordance with the construction documents and the contractor has submitted a request for acceptance of the project.

FISCAL IMPACT

1. Award \$338,142.00

2. Contract Change Orders CCO No. 1

(\$1,286.00)

This change order was for additional sidewalk, curb and gutter, and removal of Bid Item No. 14 (fabric & slats for chain link fence).

Contract Change Orders CCO No. 2

\$5,664.28

This change order was for the removal and installation of chain link fence and installation of three (3) removable bollards.

4. Liquidated Damages Assessed

\$0.00

Final Contract Cost \$342,520.28

REASON FOR RECOMMENDATION

The Public Utilities Department, the Construction Inspector, the Project Engineer, and the City Engineer agree that the work performed by the contractor is in accordance with the project plans and specifications and has been deemed acceptable. The contractor, Central Valley Asphalt, has requested final acceptance from City Council.

ACTIONS FOLLOWING APPROVAL

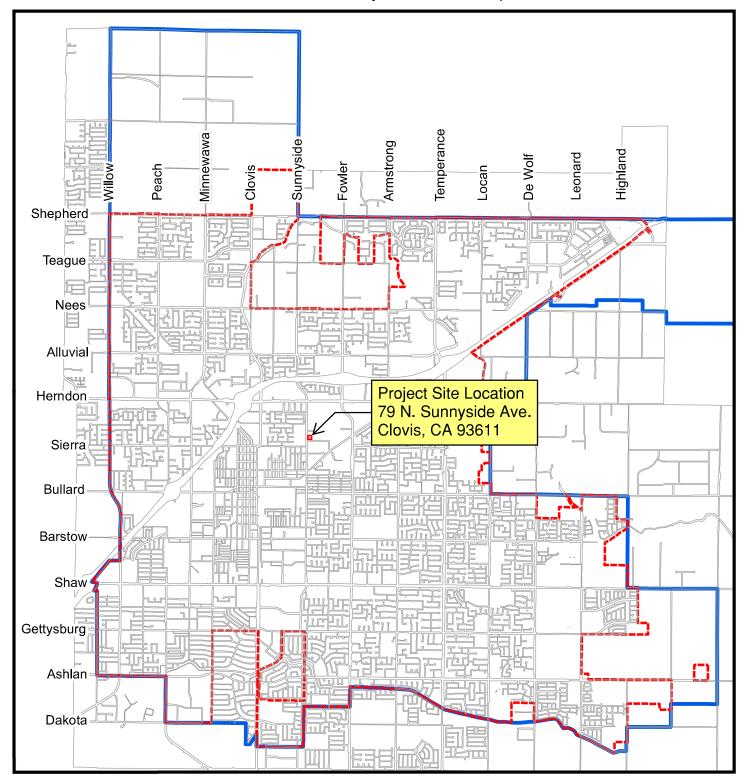
- 1. The notice of completion will be recorded; and
- 2. All remaining retention funds will be released 35 calendar days following recordation of the notice of acceptance, provided no liens have been filed. Retention funds may be released within 60 days after the date of completion, provided no liens have been filed, with "completion" defined as the earlier of either: (a) beneficial use and occupancy and cessation of labor; or (b) acceptance by the City Council per Public Contract Code Section 7107(c)(2).

Prepared by: Sarai Yanovsky, Civil Engineer

Reviewed by: City Manager 974

VICINITY MAP

SPR 1987-048A 79 N. Sunnyside Ave. Site Improvements





ATTACHMENT 1









CITY of CLOVIS

REPORT TO THE CITY COUNCIL

TO: Mayor and City Council

FROM: Administration
DATE: May 8, 2023

SUBJECT: Consider Approval – Res. 23-____, Adoption of the City of Clovis 2023-

2024 Annual Action Plan for the expenditure of Community Development

Block Grant Funds.

Staff: Claudia Cazares, Management Analyst

Recommendation: Approve

ATTACHMENTS: 1. Resolution

2. 2023-2024 Annual Action Plan

CONFLICT OF INTEREST

Councilmembers should consider recusal if a campaign contribution exceeding \$250 has been received from the project proponent (developer, applicant, agent, and/or participants) since January 1, 2023 (Government Code 84308).

RECOMMENDATION

Consider adopting the City of Clovis 2023-2024 Annual Action Plan for the expenditure of Community Development Block Grant Funds.

EXECUTIVE SUMMARY

The U.S. Department of Housing and Urban Development (HUD) requires the City adopt the attached 2023-2024 Annual Action Plan for identifying projects for the expenditure of Community Development Block Grant Funds.

BACKGROUND

As an entitlement city for the purpose of receiving Community Development Block Grant Funds from HUD, Clovis must adopt an Annual Action Plan to identify CDBG projects for the 2023-2024 fiscal year. In 2021, the City Council approved the five-year Consolidated Plan. Development of the Consolidated Plan required an extensive analysis of housing and community development needs for disadvantaged populations to be completed through community input and census data analysis. Staff conducted over 50 interviews with agencies and Clovis residents to identify gaps in services for disadvantaged populations. Additionally, staff employed a consultant to analyze demographic data to determine the needs in the community. The analysis and input resulted in the following summary of needs by priority, as approved in the Consolidated Plan:

High Priority

Community Centers

Job Creation/Retention
ADA Sidewalk Improvements
Street/Alley Improvements
Homeless Services/Shelters
Fire Stations/Equipment
Code Enforcement
Affordable Housing for Families/Seniors/Veterans
Housing Rehabilitation
Jobs for Youth
Food Pantry Programs
Programs for Foster Children Aging Out of System
Youth Counseling/Resource Center
First-Time Homebuyer Programs
Youth Centers

Medium Priority

Substance Abuse Services
Micro Loans to Small Businesses
More Educational Opportunities
Support Groups for Families of
Disabled
Legal Services
Road Reconstruction
Tenant/Landlord Fair Housing
Parks/Recreational Facilities
Substance Abuse Services

Low Priority

Façade Improvements Utility Improvements (Water/Sewer)

In order to be eligible for CDBG funding, projects must fall into one of the following categories:

- 1. Directly benefit low- and moderate-income persons.
- 2. Aid in the prevention and elimination of slums or blight.
- 3. Meet an urgent need.

Based on the identified needs, and the CDBG program regulations, the following projects were previously approved by City Council to be funded (at estimated amounts) over the five-year Consolidated Plan period:

5 Year Goals and Allocations

1	Goal Name	Public Facility Improvements.			
	Goal	The City of Clovis intends to utilize approximately \$1,500,000 in CDBG funds for the			
	Description	purpose of acquisition, construction, reconstruction, rehabilitation, or installation of			
		water system improvements, sewer systems improvements, street and drainage			
		improvements, neighborhood facilities, solid waste facilities, and/or parks and			
		recreation facilities. In addition, a portion of those funds will be used for the			
		removal of architectural barriers including curb cuts, park improvements, and			
		improvements to public buildings to meet ADA requirements.			
2	Goal Name	Preservation of Affordable Housing Units.			
	Goal	The City of Clovis intends to utilize approximately \$683,421.25 in CDBG funds for the			
	Description	purpose of providing rehabilitation services to LMI owner-occupied units.			
3	Goal Name	Job creation for low-income individuals.			
	Goal	The City of Clovis intends to utilize approximately \$250,000 in CDBG funds for the			
	Description	purpose of economic development. The funds will be used to promote commercial			
		revitalization, business expansion, and/or job creation.			
4	Goal Name	Create a suitable living environment.			
	Goal	The City of Clovis has utilized approximately \$212,443 in CDBG funds for the			
	Description	purpose of providing code enforcement as a public service to LMI neighborhoods			
		within Clovis.			
5	Goal Name	CDBG administration.			
	Goal	The City will continue to administer the CDBG program in compliance with program			
	Description	regulations and requirements. To ensure the effective use of limited CDBG funds,			
		the City must allocate funding towards planning and monitoring of the related			
		projects.			

While this list meets many of the high priority needs identified through the consolidated planning process, some needs were not addressed with CDBG due to lack of funds. As in years past, staff will seek out other resources to meet the needs in the community. For the 2023-2024 program year, HUD has allocated \$652,542 to the City of Clovis. In addition, Clovis has CDBG project savings of \$67,835 to allocate to 2023-2024 projects.

Through the process identified in the HUD-approved Citizen Participation Plan, a recommended list of priority projects was created. The selected projects will meet the goals of the Consolidated Plan to improve neighborhoods, create jobs, and enhance the quality of life for the citizens of Clovis. The recommended projects for the 2023-2024 program year will improve infrastructure by making street/alley and trail improvements, support microenterprise businesses, and continue to emphasize improvements to Clovis' low- and moderate-income housing stock.

Staff recommends the proposed projects, for the 2023-2024 program year, be funded as follows:

1.	Housing Rehabilitation	\$ 197,881
2.	Brookfield/Cole/Rosebrook Alley Reconstruction	\$ 341,987
3.	Microenterprise	\$ 50,000
4.	Administration	\$ 130,508

In addition to the projects listed above, staff recommends the following projects be included as contingency project be funded if additional funds become available during the year:

San Jose/Beverly Alley Reconstruction - \$265,000

These projects, along with the availability of both the Consolidated Plan and Annual Action Plan, were advertised for public comment in The Business Journal and the Fresno Bee on April 5, 2023, and also on the City of Clovis website and social media. Copies of the Action Plan were made available at the Clovis Branch of the Fresno County Public Library, City of Clovis Administration Office, and the Clovis Senior Center.

FISCAL IMPACT

A total of \$720,377 in CDBG funds is available for 2023-2024. HUD distributes the funds on a reimbursement basis. The funds are included in the proposed 2023-2024 City of Clovis budget.

REASON FOR RECOMMENDATION

HUD requires the City Council to adopt an Annual Action Plan each year. The recommended action meets HUD's requirements to receive CDBG funds as an entitlement city.

ACTIONS FOLLOWING APPROVAL

Staff will submit the 2023-2024 Annual Action Plan to HUD by May 15, 2023, as required. Staff will then begin operation of the 2023-2024 CDBG Program, and projects will be completed during the 2023-2024 fiscal year, or soon thereafter.

Prepared by: Claudia Cazares, Management Analyst

Reviewed by: City Manager ?**

RESOLUTION 23-___

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CLOVIS ADOPTING THE 2023-2024 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) ANNUAL ACTION PLAN

WHEREAS, the City Council of the City of Clovis is a U. S. Department of Housing and Urban Development (HUD) entitlement city for the purpose of receiving Community Development Block Grant funds; and

WHEREAS, HUD requires the City of Clovis to adopt an Annual Action Plan to identify projects for the 2023-2024 program year for use of Community Development Block Grant funds.

iulius.				
NOW, THEREFORE, BE IT RESOLVED that the City of Clovis approves and adopts the 2023-2024 Annual Action Plan.				
*	*	*	*	*
The foregoing resolution Council of the City of Clovis he AYES: NOES: ABSENT: ABSTAIN: DATED:		•		9
DATED.				

Mayor

Attachment 1

City Clerk

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Community Development Block Grant (CDBG)

2023-2024 Annual Action Plan Public Review Draft

Clovis City Council

Lynne Ashbeck, Mayor
Vong Mouanoutoua, Mayor Pro Tem
Drew Bessinger
Diane Pearce
Matthew Basgall

John Holt, City Manager Andrew Haussler, Assistant City Manager

Executive Summary

AP-05 Executive Summary - 24 CFR 91.200(c), 91.220(b)

1. Introduction

The Action Plan is a document submitted to HUD on an annual basis that serves as a comprehensive housing affordability strategy, community development plan, and submission for funding under any of HUD's entitlement formula grant programs.

As a CDBG Entitlement City, Clovis' Economic Development, Housing and Communications Department is required to and has developed a five-year strategic plan that identifies and prioritizes the future use of the City's Community Development Block Grant (CDBG) funds. The five-year plan became effective July 1, 2021, and will end on June 30, 2026. This Annual Action Plan represents year three of the five-year plan.

In preparing the Consolidated Plan, the City utilized several methods to analyze the housing and community development needs of Clovis. These methods included, conducting interviews of community residents, stakeholders, community organizations, and multi-family unit property owners, analyzing U.S. census data, and utilizing information in several city and county planning documents. The City hosted community meetings, hearings and met with organizations as an effort to outreach to and encourage participation of all residents, particularly low- and moderate-income residents, elderly persons, and persons with disabilities. The purpose of the meetings was to inform the community about the Consolidated Plan process and to identify opportunities to improve collaborative efforts, eliminate service delivery gaps in order to develop and sustain decent and affordable housing, suitable living environments, and expand community and economic opportunities.

2. Summarize the objectives and outcomes identified in the Plan

This could be a restatement of items or a table listed elsewhere in the plan or a reference to another location. It may also contain any essential items from the housing and homeless needs assessment, the housing market analysis or the strategic plan.

Clovis estimates that it will receive CDBG funding of \$3,750,000 over the next five years. It is anticipated that 20% of those funds will be used for Administrative costs. The balance of CDBG funds are anticipated to be divided between four prioritized goals, as follows:

<u>Goal 1: Housing</u> - \$750,000 (24%) to be used to improve the quality of owner-occupied units, increase multi-family units for low- to moderate-income households, support transitional and permanent housing for homeless persons, and support regional efforts to end chronic homelessness.

<u>Goal 2: Economic Development</u> - \$250,000 (6%) to be used to support projects that create jobs for low-to moderate-income persons.

<u>Goal 3: Infrastructure</u> - \$1,337,500 (35%) to be used to improve the quality, and increase the quantity, of public improvements that benefit low- to moderate-income residents and neighborhoods, improve the quality, and increase the quantity, of facilities that benefit neighborhoods, seniors, and those with special needs, and provide funds to bring public facilities into ADA compliance.

<u>Goal 4: Public Services</u> - \$562,500 (15%) to be used to provide crime awareness and additional policing that benefits low- to moderate-income neighborhoods, support senior and youth programs, support programs and activities that benefit those with special needs, and to support food pantry programs. In year three of the Consolidated Plan Period (Program Year 2023-2024) CDBG funds typically set aside for public service activities will be used for owner-occupied housing rehabilitation activities, as agreed to by HUD and the City. The City projects to allocate public service funding to a public service activity in Program Years 2024-2025 and 2025-2026 based on needs identified through a public participation process.

3. Evaluation of past performance

This is an evaluation of past performance that helped lead the grantee to choose its goals or projects.

The following is a summary of the prior year performance and goals:

<u>Affordable Housing Development</u> - In October 2022, the City welcomed its first permanent supportive housing development, Butterfly Gardens. The 75-unit project provides housing and supportive services to disabled individuals and at-risk homeless individuals. City staff meets regularly with management staff from Butterfly Gardens to provide any needed support and to ensure the project partnership continues.

In 2022, the City applied for and received \$933,879 in Permanent Local Housing Allocation (PLHA) Program funds from the State of California, and an additional \$625,364 in 2023. The City is working with an affordable housing developer to utilize the PLHA funds to assist in the development of affordable multifamily housing in Clovis.

<u>Housing Rehabilitation</u> - The City provides grants of up to \$6,000 for health and safety repairs to low-income, owner-occupied households in the City of Clovis. This program served almost 300 households during the previous Consolidated Planning Period. In the 2021-2022 program year, 16 homeowners were assisted. It is anticipated that an additional 15 homeowners will be assisted in the 2022-2023 program year.

In 2021, The City was awarded \$5,000,000 from the State of California CalHome Program for the rehabilitation of low-income owner-occupied homes and for a mortgage assistance/rehabilitation program. During the 2022-2023 program year, staff prepared started administering the program and processed 10 homeowner applications. Of these applications, approximately 5 projects will be completed within the 2022-2023 year. The remaining 5 will be completed in the 2023-2024 year.

<u>Area-Based Policing/Crime Awareness</u> - Additional policing has historically been funded with CDBG funds through a dedicated Community Service Officer. The officer has focused on improving neighborhood conditions in CDBG eligible census tracts. The officer develops relationships with property owners, and utilizes neighborhood watch programs in eligible neighborhoods, provides code enforcement actions, and actively works to improve neighborhood conditions. The City will not be funding Area-Based Policing activities in the 2023-2024 Program Year.

<u>Economic Development/Job Creation</u> - The City invests heavily in economic development activities using local resources to attract and retain businesses that provide high wage jobs for its citizens. CDBG funds are currently used to pay the rental fees for low-income entrepreneurs owning food-based microbusinesses, at our local community kitchen. Utilization of the kitchen has allowed these entrepreneurs to start and/or expand their businesses.

<u>Capital Improvements</u> - The City funded the following projects during the current Consolidated Plan period:

- 1. Gettysburg-Norwhich Alley Reconstruction (\$190,000) Project was completed in March 2023.
- Dennis-Beverly/Mitchell Beverly-San Jose Alley Reconstruction, Phase 1 and 2, to be constructed concurrently (\$720,000) – Project is under construction; anticipated completion date of summer 2023.
- 3. Brookhaven/Rosebrook Alley Reconstruction (\$200,000) Project is in design.
- 4. Gould Canal Improvements (\$134,255) Project is in design.

<u>Affirmatively Furthering Fair Housing</u> - HUD requires any jurisdiction receiving funds to commit to affirmatively further fair housing. In accordance with federal requirements, the City of Clovis completed the Analysis of Impediments to Fair Housing Choice in November of 2019, and submitted the Analysis to HUD for their review and approval.

4. Summary of Citizen Participation Process and consultation process

Summary from citizen participation section of plan.

Clovis developed a Citizen Participation Plan that was approved by City Council in 2006, and subsequently approved by HUD. Citizens, nonprofits, and all interested parties were provided adequate opportunities to review and comment on the plan. The purpose of the plan is to encourage citizens, particularly LMI residents, to participate in the development of the Consolidated Plan, Action Plans, Substantial Amendments, and Annual Performance Reports. Citizens are engaged through community meetings, public hearings, and individual interviews.

The primary goals of Clovis' Citizen Participation Plan are 1) to generate significant public participation, specifically from LMI residents and those residing in LMI neighborhoods; 2) to gather data that accurately describes and quantifies housing and community development needs and to suggest workable solutions;

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and 3) to obtain comments on proposals for allocating resources. Throughout the process to determine the needs and allocation of resources relative to the Consolidated Planning period, and the development of this action plan, the City consulted with both internal City Departments and external agencies, and individuals to understand Clovis' needs and available resources. Internally, Clovis met with several department representatives to provide information about the Consolidated Plan and the Community Development Block Grant. Department staff provided input on how CDBG resources can be utilized and leveraged to provide services such as housing programs, code enforcement, and infrastructure improvements.

City staff also held three public meetings throughout the development of the Action Plan.

- The first meeting was held on February 1, 2023 as an application workshop, and also provided the public information regarding the Consolidated Plan and the Action Plan. City staff provided instructions on how to fill out the CDBG Proposal Application to apply for CDBG funding. This public workshop was announced on Clovis social media and website on January 31, 2023 and noticed in English and Spanish in the local newspaper, *The Business Journal*, which services Clovis and the surrounding areas, on January 13, 2023. Three persons attended this meeting, though there were no public comments made in regard to the Action Plan needs or priorities during the meeting.
- The second public input meeting was held on March 2, 2023. City staff again provided information regarding the Consolidated Plan and the Action Plan. This public hearing was held to obtain citizen input and to respond to proposal related questions. This meeting was available for participation in person and via WebEx (virtual attendance and participation). The public meeting was announced on Clovis social media and website on February 16, 2023 and again on February 28, 2023. The meeting was also noticed in *The Business Journal* on February 10, 2023. Two people attended the in-person meeting, though there were no public comments made regarding the Action Plan's needs or priorities during the meeting.
- The third was a public hearing noticed on April 5, 2023, for a May 8, 2023 City Council Meeting, to review and consider approval of the 2023-2024 Action Plan. Citizens were also notified about the public hearing through the City's social media, City website, the public posting window at City Hall, and at the April 13, 2023 General Membership Meeting of the Fresno Madera Continuum of Care. The public hearing notice included information about the locations at which the action plan would be available for review, the proposed projects selected for funding, and time and place of the public hearing. The notice was published in both English and Spanish in *The Business Journal* and in Spanish in the *Fresno Bee*. ENTER RESULT OF PUBLIC HEARING AND ANY PUBLIC COMMENTS MADE IN MONTH-LONG PUBLIC COMMENT PERIOD AFTER PUBLIC HEARING SCHEDULED FOR MAY 8, 2023.

Copies of the public postings and public notices are included in this Action Plan as an Attachment ("Citizen Participation Comments").

5. Summary of public comments

This could be a brief narrative summary or reference an attached document from the Citizen Participation section of the Con Plan.

In regards to the February 1, 2023 Public Meeting notice posted on Facebook on January 31, 2023, the City received the following comment:

1. <u>Comment 1:</u> "Do you help individuals with necessary housing projects, who can't afford to get house from fixed. Couldn't come to meeting for medical reasons fyi not COVID."

In regards to the March 2, 2023 Public Meeting noticed on Facebook on February 16, 2023, the City received the following two comments:

- 2. <u>Comment 2:</u> "I think it's funny that these posts are put out and you want public input however, out of the six or seven times that I've actually come to voice an opinion you go against the public whatever is more tax dollars or money for the city is the decision made."
- 3. Comment 3: "Low-income housing for employed single people with no children or spouses."

ENTER PUBLIC COMMENTS MADE IN MONTH-LONG PUBLIC COMMENT PERIOD AFTER PUBLIC HEARING SCHEDULED FOR MAY 8, 2023.

6. Summary of comments or views not accepted and the reasons for not accepting them

All comments were accepted and incorporated into this Action Plan.

ENTER RESULT OF PUBLIC HEARING AND ANY PUBLIC COMMENTS MADE IN MONTH-LONG PUBLIC COMMENT PERIOD AFTER PUBLIC HEARING SCHEDULED FOR MAY 8, 2023.

7. Summary

Clovis staff prepared extensive information relative to the CDBG program, the preparation of the Consolidated Plan and Annual Action Plans, and the Citizen Participation process and its importance, and had these readily available at the meetings. The information was also provided in the presentation at the public hearing. A great effort on the part of the City went into the meeting preparations, regardless, the public meetings did not see substantial attendance or input. However, the City does conduct scientifically sampled surveys every two years to provide feedback to the City on services needed. This feedback is incorporated into the needs assessment for the community.

PR-05 Lead & Responsible Agencies – 91.200(b)

1. Agency/entity responsible for preparing/administering the Consolidated Plan

Describe the agency/entity responsible for preparing the Consolidated Plan and those responsible for administration of each grant program and funding source.

Table 1 – Responsible Agencies

Agency Role	Name	Department/Agency
CDBG Administrator	CLOVIS	Economic Dev., Housing and Communications Dept.

Narrative (optional)

The City of Clovis Economic Development, Housing and Communications Department serves as the lead agency for the Consolidated Plan, 2023-2024 Action Plan and the administration of CDBG funds. The City's institutional structure consists of a council-manager form of government. Under the council-manager form of government, adopted by municipal code, the City Council provides policy direction to the city manager who is responsible for administering City operations. The Council is the legislative body, which approves the budget and determines the tax rate, for example. The Council also focuses on the community's goals, major projects, and such long-term considerations as community growth, land use development, capital improvement plans, capital financing, and strategic planning. The Council hires a professional manager to carry out administrative responsibilities and supervises the manager's performance.

Consolidated Plan Public Contact Information

Claudia Cazares, Affordable Housing Management Analyst City of Clovis 1033 Fifth Street Clovis, CA 93612 (559) 324-2094 claudiac@cityofclovis.com

AP-10 Consultation – 91.100, 91.200(b), 91.215(l)

1. Introduction

Throughout the determination of needs and allocation of resources relative to this Action Plan, the City consulted with both internal and external departments, agencies, and individuals to understand Clovis' needs and available resources. Internally, Clovis met with several department representatives to provide information about the Consolidated Plan and the Community Development Block Grant. Department staff provided input on how CDBG resources can be utilized and leveraged to provide services such as housing programs, economic development, and infrastructure improvements.

Provide a concise summary of the jurisdiction's activities to enhance coordination between public and assisted housing providers and private and governmental health, mental health and service agencies (91.215(I))

The City of Clovis currently does not have publicly-owned housing. However, the City works closely with the Housing Authority to provide referrals for Section 8 vouchers to Clovis residents. City staff corresponds regularly with the Housing Authority to ensure coordination regarding development of affordable housing. in the 2022-2023 program year, the City worked with the Housing Authority and a local non-profit housing developer to set aside funding to provide for additional affordable rental units in the City. The City coordinates with other agencies including private and governmental health, mental health and service agencies through our participation in the Fresno Madera Continuum of Care (FMCoC). City staff participate in regular board meetings and hold a membership position on the FMCoC executive board, help form policy, and assist in rating applications for funding.

Describe coordination with the Continuum of Care and efforts to address the needs of homeless persons (particularly chronically homeless individuals and families, families with children, veterans, and unaccompanied youth) and persons at risk of homelessness.

The City of Clovis is an active member of the Fresno Madera Continuum of Care (FMCoC), which is the organization that acts as the regional planning body to address homelessness. This collaborative group addresses homeless issues including chronic homelessness, homelessness prevention, and discharge coordination policies on the region-wide basis of Fresno and Madera Counties, which includes the City of Clovis. Based upon the consultation process, the City has recognized a need for shelters for other at-risk populations such as youth and veterans, and will pursue projects to serve these populations.

Describe consultation with the Continuum(s) of Care that serves the jurisdiction's area in determining how to allocate ESG funds, develop performance standards for and evaluate outcomes of projects and activities assisted by ESG funds, and develop funding, policies and procedures for the operation and administration of HMIS

The City of Clovis does not receive ESG funding.

2. Describe Agencies, groups, organizations and others who participated in the process and describe the jurisdiction's consultations with housing, social service agencies and other entities

Table 2 – Agencies, groups, organizations who participated

1	Agency/Group/Organization	Fresno Madera Continuum of Care
	Agency/Group/Organization Type	Housing Services - Housing Services-Persons with Disabilities Services-Persons with HIV/AIDS Services-Victims of Domestic Violence Services-homeless
	What section of the Plan was addressed by Consultation?	Homeless Needs - Chronically homeless Homeless Needs - Families with children Homelessness Needs - Veterans Homelessness Needs - Unaccompanied youth Homelessness Strategy
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Based upon the consultation process, the City has recognized a need for shelters and other housing for at-risk populations such as youth and veterans, and will pursue projects to serve these populations.
2	Agency/Group/Organization	Fresno Housing Authority
	Agency/Group/Organization Type	Housing PHA Services - Housing Services-Persons with Disabilities Services-homeless
	What section of the Plan was addressed by Consultation?	Housing Need Assessment Public Housing Needs Market Analysis

Briefly describe how the	Based upon the consultation process, the
Agency/Group/Organization was consulted.	City has recognized a need for public
What are the anticipated outcomes of the	housing.
consultation or areas for improved coordination?	

Identify any Agency Types not consulted and provide rationale for not consulting

N/A

Other local/regional/state/federal planning efforts considered when preparing the Plan

Table 3 – Other local / regional / federal planning efforts

Name of Plan	Lead Organization	How do the goals of your Strategic Plan overlap with the
		goals of each plan?
Continuum of Care	Fresno Madera Continuum of Care	This effort aligns with the strategic plan goal to support activities to respond to homelessness and its impacts on the community.
City of Clovis Housing Element	Clovis Planning and Development Services	Government Code Section (GSC) 65300 requires cities and counties to adopt and maintain a General Plan with a minimum of seven mandatory elements: Land Use, Circulation, Housing, Conservation, Open Space, Noise, and Safety.
SJVHC Goals and Objectives	Fresno State University - Community & Economic Development	The San Joaquin Valley Housing Collaborative (SJVHC) serves as a regional voice for effective affordable housing policy in the San Joaquin Valley. The group establishes and supports a broad network of partners to promote and increase the development of affordable and workforce housing in the Valley.

Narrative (optional)

N/A

AP-12 Participation – 91.105, 91.200(c)

1. Summary of citizen participation process/Efforts made to broaden citizen participation Summarize citizen participation process and how it impacted goal-setting

The City's Citizen Participation Plan was approved by City Council in 2006, and subsequently approved by HUD. The purpose of the plan is to encourage citizens, particularly LMI residents, to participate in the development of the Consolidated Plan, Action Plans, Substantial Amendments, and Annual Performance Reports. Citizens are engaged through community meetings, public hearings, and individual interviews. The primary goals of Clovis' Citizen Participation Plan are 1) to generate significant public participation, specifically from LMI residents and those residing in LMI neighborhoods; 2) to gather data that accurately describes and quantifies housing and community development needs and to suggest workable solutions; and 3) to obtain comments on proposals for allocating resources. Throughout the determination of needs and allocation of resources relative to the Consolidated Plan, and the development of this action plan the City consulted with both internal and external departments, agencies, and individuals to understand Clovis' needs and available resources. Internally, Clovis met with several department representatives to provide information about the Consolidated Plan and the Community Development Block Grant. Department staff provided input on how CDBG resources can be utilized and leveraged to provide services such as housing programs, economic development and infrastructure projects.

City staff held three public meetings throughout the development of the Action Plan. The first meeting was a workshop held on February 1, 2023 and provided the public information regarding the Consolidated Plan and the Action Plan. City staff also provided instructions on how to fill out the CDBG Proposal Application to apply for CDBG funding. This public workshop was announced on Clovis social media and website on January 31, 2023 and noticed in English and Spanish in the local newspaper, *The Business Journal*, which services Clovis and the surrounding areas, on January 13, 2023. Three persons attended this meeting, though there were no public comments made in regard to the Action Plan's needs or priorities during the meeting. The City received one comment to the Facebook post, as shown in the table below.

The second public input meeting was held on March 2, 2023. City staff again provided information regarding the Consolidated Plan and the Action Plan. This public hearing was held to obtain citizen input and to respond to proposal related questions. This meeting was available for participation in person and via WebEx (virtual attendance and participation). The public meeting was announced on Clovis social media and website on February 16, 2023 and again on February 28, 2023. The meeting was also noticed in *The Business Journal* on February 10, 2023. Two people attended the in-person meeting, though there were no public comments made regarding the Action Plan's needs or priorities during the meeting. The City received two comments to this Facebook, as shown in the table below.

A public hearing was noticed on April 5, 2023, for a May 8, 2023 City Council Meeting to review and consider approval of the 2023-2024 Action Plan. Citizens were also noticed about the public hearing through the City's social media, City website, the public posting window at City Hall and at the April 13, 2023 General Membership Meeting of the Fresno Madera Continuum of Care. The public hearing notice included information about the locations at which the action plan would be available for review and was published in both English and Spanish in *The Business Journal* and in Spanish in the *Fresno Bee*.

ENTER RESULT OF PUBLIC HEARING AND ANY PUBLIC COMMENTS MADE IN MONTH-LONG PUBLIC COMMENT PERIOD AFTER PUBLIC HEARING SCHEDULED FOR MAY 8, 2023.

Citizen Participation Outreach

Table 4 – Citizen Participation Outreach

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/ attendance	Summary of Comments received	Summary of comments not accepted and reasons	URL (If applicable)
1	Public Meeting	Minorities Non-English Speaking - Specify other language: Spanish and Hmong Persons with disabilities Non-targeted/broad community Potential CDBG Applicants	3 persons attended	None	None	
2	Newspaper Ad	Non-English Speaking - Specify other language: Spanish Non-targeted/broad community General Public and Potential CDBG Applicants	None	None	None	

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/ attendance	Summary of Comments received	Summary of comments not accepted and reasons	URL (If applicable)
3	Internet Outreach	Minorities Non-English Speaking - Specify other language: Spanish Persons with disabilities Non-targeted/broad community	N/A	Comment 1: Do you help individuals with necessary housing projects, who can't afford to get house from fixed. Couldn't come to meeting for medical reasons fyi not COVID. Comment 2: I think it's funny that these posts are put out and you want public input however, out of the six or seven times that I've actually come to voice an opinion you go against the public whatever is more tax dollars or money for the city is the decision made. Comment 3: Low-income housing for employed single people with no children or spouses.	All comments were accepted and incorporated into this Action Plan.	https://www.facebook.c om/clovis.ca

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/ attendance	Summary of Comments received	Summary of comments not accepted and reasons	URL (If applicable)
4	Public Meeting	Minorities Non-English Speaking - Specify other language: Spanish and Hmong Persons with disabilities Non-targeted/broad community Residents of Public and Assisted Housing	2 persons attended	None	None	

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/ attendance	Summary of Comments received	Summary of comments not accepted and reasons	URL (If applicable)
5	Public Hearing	Minorities Non-English Speaking - Specify other language: Spanish and Hmong Persons with disabilities Non-targeted/broad community Residents of Public and Assisted Housing	tbd	tbd	tbd	

Expected Resources

AP-15 Expected Resources – 91.220(c)(1,2)

Introduction

The City of Clovis is committed to leveraging as many funds as possible against the CDBG allocation, including the following:

- State of California CalHome funds for housing rehabilitation and homeownership assistance
- Permanent Local Housing Allocation Funds for housing development
- HOME program funds through a State allocation for housing assistance
- Remnant Redevelopment Agency funds for housing assistance

Anticipated Resources

Table 5 - Expected Resources - Priority Table

Program	Source	Uses of Funds	Expec	ted Amoun	ar 1	Expected	Narrative	
	of		Annual	Program	Prior Year	Total:	Amount	Description
	Funds		Allocation:	Income:	Resources:	\$	Available	
			\$	\$	\$		Remainder	
							of ConPlan	
							\$	
CDBG	public	Acquisition						See
	-	Admin and						Introduction
	federal	Planning						above
		Economic						
		Development						
		Housing						
		Public						
		Improvements						
		Public						
		Services	652,542	0	67,835	720,377	1,649,858	

Explain how federal funds will leverage those additional resources (private, state and local funds), including a description of how matching requirements will be satisfied

There is no matching requirement for the use of CDBG funds. However, Clovis strives to leverage as many funding sources as possible when planning community and economic development activities. For example, in the previous funding year Clovis used remnant Redevelopment Agency funds, State HOME Program funds, and State CalHome Program funds for the purpose of expanding and preserving Clovis' affordable housing stock.

If appropriate, describe publicly owned land or property located within the jurisdiction that may be used to address the needs identified in the plan

The City of Clovis currently does not own any land within its jurisdiction to address the needs identified in the plan. Staff will continue to search for opportunities to potentially purchase land to fill those needs.

Discussion

The City of Clovis is committed to leveraging as many funds as possible against the CDBG allocation. In 2021 the City provided \$1,000,000 to the Fresno Housing Authority for the construction of 60 units of affordable housing. The funding was provided through the City's Affordable Housing Development Impact Fee Reduction Program. In addition, a supportive housing project is under construction with the support of \$300,000 in funding from the City's Affordable Housing Development Impact Fee Reduction Program.

The City was recently awarded \$5,000,000 in funds from the State of California CalHome program. These funds are focused on owner-occupied rehabilitation including mobile home replacements which house extremely low-income seniors who are at high risk of homelessness. In addition, a small portion of the funds will be used for down-payment assistance. The City also received and will be implementing an award of \$1,000,000 in State of California HOME funds for a down-payment assistance. The City applied for and was awarded State of California Permanent Local Housing Allocation funds. This will provide just over \$2 million over 5 years for a variety of affordable housing efforts. The initial plan is to support multi-family and/or supportive housing projects with a residual receipt loans to leverage state and federal tax credit programs. The City has provided a preliminary commitment to a not-for-profit developer for the construction of a 59-unit affordable multi-family housing project, to help secure additional project financing, and will consider other projects if this particular project is unsuccessful in obtaining the additional financing needed to develop the project.

Annual Goals and Objectives

AP-20 Annual Goals and Objectives

Goals Summary Information

Table 6 – Goals Summary

Sort	Goal Name	Start	End	Category	Geographic	Needs Addressed	Funding	Goal Outcome Indicator
Order		Year	Year		Area			
1	Administration	2021	2025	Administration		Increase, Improve, and	CDBG:	
						Preserve Affordable	\$130,508	
						Housing		
						Job Creation/Retention		
						Improve Public Facilities		
						Improve Homeless		
						Shelters/Services		
2	Affordable	2021	2025	Affordable Housing		Increase, Improve, and	CDBG:	Homeowner Housing Rehabilitated:
	Housing					Preserve Affordable	\$197,881	20 Household Housing Unit
						Housing		
3	Infrastructure	2021	2025	Non-Housing		Improve Public Facilities	CDBG:	Public Facility or Infrastructure
				Community			\$341,987	Activities other than Low/Moderate
				Development				Income Housing Benefit: 1855
								Persons Assisted
4	Economic	2021	2025	Non-Housing		Job Creation/Retention	CDBG:	Jobs created/retained: 10 Jobs
	Development			Community			\$50,000	
				Development				

Goal Descriptions

1	Goal Name	Administration
	Goal Description	Provide administration to implement the CDBG program.
2	Goal Name	Affordable Housing
	Goal Description	Provide rehabilitation services to LMI owner-occupied households.
3	Goal Name	Infrastructure
	Goal Description	Reconstruct two alleys between Rosebrook and Cole, from Jefferson to Estabrook/Brookside.
4	Goal Name	Economic Development
	Goal Description	Provide grants for low-income individuals to start businesses at the Clovis Culinary Center - Micro - enterprise

Projects

AP-35 Projects - 91.220(d)

Introduction

The Consolidated Plan goals described in the AP-20 Goals section represent high priority needs for the City of Clovis, and serve as the basis for the strategic actions the City will use to meet those needs. It is our goal that meeting these needs will expand and preserve the affordable housing stock in Clovis, as well as provide public facilities improvements and public services that will strengthen neighborhood revitalization. The City of Clovis Consolidated Plan preparation coincided with the development of the first year of the Action Plan. This Annual Action Plan represents year three of the five-year plan. The City implements all CDBG-funded projects in-house.

Projects

Table 7 - Project Information

4010	7 Troject information						
#	Project Name						
1	2023-2024 CDBG Administration						
2	2023-2024 Housing Rehabilitation Program Grants						
3	2023-2024 Microenterprise Community Kitchen						
4	2023-2024 Brookfield/Cole/Rosebrook Alley Reconstruction						

Describe the reasons for allocation priorities and any obstacles to addressing underserved needs

The projects have been selected based on consultation with city agencies, the emerging needs from the assessments made in the needs assessment section of the 2021-2025 consolidated plan as well as public consultations through the annual City of Clovis development survey. These priorities have been selected based on the most pressing needs of the City.

AP-38 Project Summary

Project Summary Information

1	Project Name	2023-2024 CDBG Administration
	Target Area	
	Goals Supported	Administration
	Needs Addressed	Increase, Improve, and Preserve Affordable Housing Job Creation/Retention Improve Public Facilities
	Funding	CDBG: \$130,508
	Description	Provide administration to implement the CDBG program.
	Target Date	6/30/2024
	Estimate the number and type of families that will benefit from the proposed activities	
	Location Description	
	Planned Activities	
2	Project Name	2023-2024 Housing Rehabilitation Program Grants
	Target Area	
	Goals Supported	Affordable Housing
	Needs Addressed	Increase, Improve, and Preserve Affordable Housing
	Funding	CDBG: \$197,881
	Description	Provide rehabilitation services to LMI owner-occupied households.
	Target Date	6/30/2024
	Estimate the number and type of families that will benefit from the proposed activities	20 low income families will benefit from this activity.
	Location Description	
	Planned Activities	Provide housing rehabilitation to low income owner-occupied households.

3	Project Name	2023-2024 Microenterprise Community Kitchen
	Target Area	
	Goals Supported	Economic Development
Needs Addressed		Job Creation/Retention
	Funding	CDBG: \$50,000
	Description	Provide grants for low-income individuals to start businesses at the Clovis Culinary Center.
	Target Date	6/30/2024
	Estimate the number and type of families that will benefit from the proposed activities	10 low income business owners will benefit from this activity
	Location Description	
	Planned Activities	Provide grants for low-income individuals to start businesses at the Clovis Culinary Center.
4	Project Name	2023-2024 Brookfield/Cole/Rosebrook Alley Reconstruction
	Target Area	
	Goals Supported	Infrastructure
	Needs Addressed	Improve Public Facilities
	Funding	CDBG: \$341,987
	Description	Reconstruct two alleys between Rosebrook and Cole, from Jefferson to Estabrook/Brookside.
	Target Date	12/30/2024
	Estimate the number and type of families that will benefit from the proposed activities	An estimated 1,180 persons will be assisted with this activity within this neighborhood.
	Location Description	Alleys located between Rosebrook and Cole, from Jefferson to Estabrook/Brookside.
	Planned Activities	Reconstruct two alleys between Rosebrook and Cole, from Jefferson to Estabrook/Brookside.

AP-50 Geographic Distribution – 91.220(f)

Description of the geographic areas of the entitlement (including areas of low-income and minority concentration) where assistance will be directed

- Home rehabilitation assistance will be open to all LMI owner-occupied households throughout Clovis.
- Alley reconstruction will take place only in LMI Census Tract/Block Group.
- The microenterprise program will be open to LMI small business entrepreneurs and will take place in Clovis.

Geographic Distribution

Table 8 - Geographic Distribution

Target Area	Percentage of Funds
City of Clovis Low-Moderate Census Tracts	100

Rationale for the priorities for allocating investments geographically

CDBG investments will be made in Census Tracts where at least 51% of the residents are low- to moderate-income.

Discussion

A map identifying low- to moderate-income census tracts is attached as an Appendix to this Action Plan as Grantee Unique Appendices ("LMI Map").

Affordable Housing

AP-55 Affordable Housing – 91.220(g)

Introduction

Clovis' first public housing authority project, Solivita Commons was completed in the summer of 2021. The project provides 59 subsidized units affordable to households earning less than 60% of area median income. In addition, Butterfly Gardens, a 75-unit supportive housing project targeting disabled individuals and at-risk homeless individuals completed construction in October 2022. This project is in partnership with the County of Fresno Behavioral Health Department and a private not-for-profit developer. The City works closely with the Fresno Housing Authority to provide Section 8 vouchers to Clovis residents. As population demographics continue to change and need continues to rise, Clovis will explore further partnerships with the housing authority and private funding to developers to develop additional affordable housing projects in Clovis.

Table 9 - One Year Goals for Affordable Housing by Support Requirement

One Year Goals for the Number of Households to be Supported	
Homeless	0
Non-Homeless	20
Special-Needs	0
Total	20

Table 10 - One Year Goals for Affordable Housing by Support Type

One Year Goals for the Number of Households Supported Through	
Rental Assistance	0
The Production of New Units	0
Rehab of Existing Units	20
Acquisition of Existing Units	0
Total	20

Discussion

The City intends to utilize CDBG financing to provide grants to low-income home owners to assist in the rehabilitation of their home. It is anticipated that the program will benefit 20 homeowners in the 2023-2024 program year.

AP-60 Public Housing – 91.220(h)

Introduction

The City of Clovis does not currently own or manage public housing.

Actions planned during the next year to address the needs to public housing

Clovis' first public housing authority project, Solivita Commons was completed in the summer of 2021. The project provides 59 subsidized units affordable to households earning less than 60% of area median income.

Actions to encourage public housing residents to become more involved in management and participate in homeownership

In 2020, the City signed a contract with the State of California to receive \$1,000,000 in HOME funds for a First-Time Homebuyer Down Payment Assistance Program. Unfortunately, the State of California placed a pause on the program during the 2022-2023 Program Year, and funds were not expended. The City expects to have the program available again in late Spring 2023, and expended within the 2023-2024 program year.

In 2021, The City was awarded \$5,000,000 from the State of California CalHome grant funds for the rehabilitation of low-income owner-occupied homes and for a mortgage assistance/rehabilitation program in Clovis. During the 2022-2023 program year, staff prepared guidelines, hired consultant inspectors/contract management, marketed the program, provided application intake for 10 homeowners. It is anticipated that of these approved applicants, a total of 5 housing rehabilitation projects will be completed within the 2022-2023 program year. The remaining 5 will be completed in the 2023-2024 program year, in addition to any new applicants received during that reporting period.

If the PHA is designated as troubled, describe the manner in which financial assistance will be provided or other assistance

The Fresno County Housing Authority is not considered to be troubled.

Discussion

Please refer to the narrative above.

AP-65 Homeless and Other Special Needs Activities – 91.220(i) Introduction

The City of Clovis does not receive funding specifically to assist the homeless population. The City of Clovis is an active member of the Fresno Madera Continuum of Care (FMCoC), which is the organization that acts as the regional planning body to address homelessness in the region. This collaborative group addresses homeless issues including chronic homelessness, homelessness prevention, and discharge coordination policies on the region-wide basis of Fresno and Madera Counties, which includes the City of Clovis. Based upon the consultation process, the City has recognized a need for shelters for other at-risk populations such as youth and veterans, and has provided funding to a 75-unit permanent supportive housing project, Butterfly Gardens, that provides affordable housing units for disabled and at risk homeless individuals. The City will continue to pursue projects to serve these populations. Clovis shares tax revenue with Fresno County that helps support programs such as the Marjaree Mason Center, which reports servicing over 300 battered women from the Clovis area per year. In addition, the tax revenue supports the EOC Sanctuary Youth Center that reports sheltering over 200 homeless youths ages 11-17 annually.

The Fresno-Madera Continuum of Care (FMCoC) released the Point-in-Time (PIT) count in June 2022. The PIT is the annual count of the region's sheltered and unsheltered homeless individuals and families. Despite the FMCoC's efforts to expand its housing and services, the overall count of the number of persons experiencing homelessness continues to increase significantly and as compared to the 2020 Count. At 4,216 homeless individuals, the 2022 report represents an increase of 15.8% in comparison to the 2020 PIT. Of the 4,216 individuals, 2,338 were experiencing unsheltered homelessness, 1,524 were using emergency shelters, and 336 were using transitional housing. The PIT also identified a total of 5,101 homeless specific housing that were operational within Fresno County and Madera County as of February 23, 2022.

Per the information provided in the 2022 PIT, the Count in the region rose to a peak in 2011, gradually declined for several years after that, and then began increasing again, with a sharper increase over the last two years. This pattern roughly tracks the progress of the economy: homelessness rose during the last years of the Great Recession in 2009 and 2010, then fell over the next few years as the economy recovered, then began rising again around 2017 as droughts and layoffs reduced job market opportunities in the Central Valley, then further increased in 2019 as the COVID-19 pandemic interfered with service and entertainment jobs. Homelessness is often a lagging indicator of general poverty: when people are laid off from work, they often will be able to remain housed for a year or two using savings, help from family, and so on before running out of options. It is worth noting that the last few years have seen a truly impressive increase in the number of emergency shelter beds available in the FMCoC region. This has caused the number of people experiencing unsheltered homelessness in the FMCoC to decrease by about 13%, even as the total number of people experiencing homelessness has been increasing.

Describe the jurisdictions one-year goals and actions for reducing and ending homelessness

including

Reaching out to homeless persons (especially unsheltered persons) and assessing their individual needs

The City is an active supporter of the FMCoC's Coordinated Entry System. The Coordinated Entry System provides an integrated intake process that connects individuals facing housing, domestic violence, substance abuse, physical health and/or mental health challenges to supportive services. Those needing service can access the system at various multi-Agency access points of entry (MAP). MAP access points are located throughout the County, and specifically at the Poverello House (a homeless shelter), Clinica Sierra Vista, Fresno EOC, The Welcome Center and at the Marjaree Mason Center.

Those needing homeless services within Clovis are referred to the MAP sites, and/or to the 24 hour telephone access line.

Addressing the emergency shelter and transitional housing needs of homeless persons

The City of Clovis amended their Development Code to allow emergency shelters and transitional housing, by-right, in any area that allows residential development. The first project to come to fruition is Butterfly Gardens as described above.

Helping homeless persons (especially chronically homeless individuals and families, families with children, veterans and their families, and unaccompanied youth) make the transition to permanent housing and independent living, including shortening the period of time that individuals and families experience homelessness, facilitating access for homeless individuals and families to affordable housing units, and preventing individuals and families who were recently homeless from becoming homeless again

In October 2022, the City welcomed its first dedicated permanent supportive housing development, Butterfly Gardens. The 75-unit project was a result of a partnership with the County of Fresno Behavioral Health Department, and a private non-profit housing developer. Butterfly Gardens provides housing and supportive services to disabled individuals and at-risk homeless individuals. City staff meets regularly with management staff from Butterfly Gardens to provide any needed support and to ensure the project partnership continues.

Additionally, City staff regularly refers persons needing housing assistance to the various MAP sites, and to the 24-hour intake telephone line.

Helping low-income individuals and families avoid becoming homeless, especially extremely low-income individuals and families and those who are: being discharged from publicly funded institutions and systems of care (such as health care facilities, mental health facilities, foster care and other youth facilities, and corrections programs and institutions); or, receiving assistance from public or private agencies that address housing, health, social services, employment, education, or youth needs.

In addition, Clovis residents have access to many facilities within Fresno County, including assisted and independent residential facilities for both the general adult population and the elderly. There are over 200 residential elderly care facilities in the County of Fresno, with capacity for over 5,000 persons. There are over 150 Adult residential facilities, with capacity for over 900 persons.

- Residential Care Facilities for the Elderly provide care, supervision and assistance with activities of daily living, such as bathing and grooming. They may also provide incidental medical services under special care plans. The facilities provide services to person 60 years of age and over, and persons under 60 with comparable needs. These facilities can also be known as assisted living facilities, nursing homes, and board and care homes.
- Adult Residential Facilities are facilities of any capacity that provide 24-hour non-medical care for adults ages 18-59, who are unable to provide for their own daily needs. Adults may be physically handicapped, developmentally disabled, and/or mentally disabled.

Discussion

In October 2022, the City welcomed its first dedicated permanent supportive housing development, Butterfly Gardens. The 75-unit project was a result of a partnership with the County of Fresno Behavioral Health Department, and a private non-profit housing developer. Butterfly Gardens provides housing and supportive services to disabled individuals and at-risk homeless individuals. City staff meets regularly with management staff from Butterfly Gardens to provide any needed support and to ensure the project partnership continues into the future.

The City of Clovis granted funds to the Fresno Housing Authority for the development of Solivita Commons, a 60-unit affordable multi-family project. The project is 100% deed-restricted for affordable housing. The City provided land use support, application for funding support, and the grant of funds to make the project possible. Construction was completed in 2021, and the property is leased.

The City was recently awarded \$5,000,000 in funds from the State of California CalHome program. These funds are focused on owner-occupied rehabilitation including mobile home replacements which house extremely low-income seniors who are at high risk of homelessness. In addition, a small portion the funds will be used for down-payment assistance. The City also received and will be implementing an award of \$1,000,000 in State of California HOME funds for a down-payment assistance. The City applied for and was awarded State of California Permanent Local Housing Allocation funds. This will provide just over \$2 million over 5 years for a variety of affordable housing efforts.

The initial plan is to support multi-family and/or supportive housing projects with residual receipt loans to leverage state and federal tax credit programs. The City has provided a preliminary commitment to a not-for-profit developer for the construction of a 59-unit affordable multi-family housing project, to help secure additional project financing, and will consider other projects if this particular project is unsuccessful in obtaining the additional financing needed to develop the project.

AP-75 Barriers to affordable housing – 91.220(j)

Introduction:

Clovis faces barriers to affordable housing that are common across housing markets, including decreasing supply of developable land, which increases the cost of acquisition and development of the land. Another common barrier is negative reaction from neighbors regarding affordable housing development based upon a misconception that property values will decline and an increase in parking and traffic. Most crucial, over the last two years, the region has experienced a rapid rise in home values, and interest rates, thereby pricing out first time homebuyers from the home ownership market. Though home values are still significantly below what can be found in surrounding areas, such as the Bay Area, Central Coast and Southern California, the asking prices for homes in the Central Valley are still beyond reach for most lower income families. Although the number of active listings is higher this year than in 2022, home sales have slowed due to these market forces.

Actions it planned to remove or ameliorate the negative effects of public policies that serve as barriers to affordable housing such as land use controls, tax policies affecting land, zoning ordinances, building codes, fees and charges, growth limitations, and policies affecting the return on residential investment

In its 2015-2023 Housing Element, Clovis identified several governmental constraints to the development, maintenance, and improvement of housing and affordable housing, as follows: Zoning Code Amendments, Lot Consolidation and Lot Splits, and Monitoring of Planning and Development Fees. Nongovernmental constraints were identified as follows: Land Costs, Construction Costs, and Availability of Financing.

Discussion:

Please see discussion above.

AP-85 Other Actions – 91.220(k)

Introduction:

This section will provide The City's other actions related to implementing the goals and priorities identified in the 2021-2025 Consolidated Plan. The CDBG programs have a stated goal to support the development of viable urban communities by funding programs that provide decent housing, suitable living environments, and expansion of economic opportunities, principally for persons of low and moderate-income.

The City will prioritize funding to meet the following Consolidated Plan goals:

- Improve Public Facilities
- Increase access to affordable housing
- Provide community and supportive services
- Expand economic development, including commercial revitalization, business expansion, and/or job creation

Actions planned to address obstacles to meeting underserved needs

The City will continue to pursue additional Federal, State, and private funding, when available, to assist in meeting the underserved needs of Clovis residents. The City will continue partnering with community based organizations, businesses and other public agencies to increase and align services in the community.

Actions planned to foster and maintain affordable housing

City staff will continue to monitor and apply for other funding sources, to increase the stock of affordable housing, and improve the condition of homes owned by lower income families.

The City of Clovis is undergoing an update to its Housing Element, which is planned to be completed in 2023. The update will provide guidance to City Departments, residents, business and housing developers on how to strategically provide housing for all income levels, particularly those with lower incomes.

City staff also provides technical assistance to affordable housing developers throughout the development process. Review and approval of these projects is a priority for City Departments. The City's Planning Division also provides for a development density bonus as part it's Affordable Housing Incentives programming, and assists developers in the application for and implementation of this tool. Additional incentives or concessions are reviewed and approved by the City if the development meets income targeting thresholds. These can include, reductions in standards such as setback requirements, approval of mixed use land uses not otherwise authorized by code, and other incentives that may be requested by the applicant.

Finally, the City will continue to administer its "Cottage Home Program" to incentivize the construction of

accessory dwelling units (ADU). The City offers three pre-approved ADU building plans free of charge to residents who propose to build a Cottage Home on their property. A goal of the program is to provide additional affordable housing opportunities for the community.

The City was recently awarded \$5,000,000 in funds from the State of California CalHome program. These funds are focused on owner-occupied rehabilitation including mobile home replacements which house extremely low-income seniors who are at high risk of homelessness. In addition, a small portion the funds will be used for down-payment assistance. The City also received and will be implementing an award of \$1,000,000 in State of California HOME funds for a down-payment assistance in the fall of 2021. The City applied for and was awarded State of California Permanent Local Housing Allocation funds. This will provide just over \$2 million over 5 years for a variety of affordable housing efforts. The initial plan is to support multi-family and/or supportive housing projects with residual receipt loans to leverage state and federal tax credit programs. The City has provided a preliminary commitment to a not-for-profit developer for the construction of a 59-unit affordable multi-family housing project, Butterfly Gardens, to help secure additional project financing, and will consider other projects if this particular project is unsuccessful in obtaining the additional financing needed to develop the project.

Additionally, in 2022, the City applied for and received \$933,879 in Permanent Local Housing Allocation (PLHA) Program funds from the State of California. In 2023, the City received an additional allocation of \$625,364 in PLHA funds. The City is working with a local affordable housing developer to utilize the PLHA funds to assist in the development of affordable multi-family housing in Clovis.

Actions planned to reduce lead-based paint hazards

City staff will continue to provide households with resources and guidance to reduce lead-based paint hazards. All housing program participants receive the "Protect Your Family From Lead in Your Home" pamphlet published by the US Environmental Protection Agency. All required precautions are taken to ensure lead is not disturbed with projects assisted with CDBG funds, and that vulnerable residents are not exposed.

Actions planned to reduce the number of poverty-level families

The City was recently awarded \$5,000,000 in funds from the State of California CalHome program. These funds are focused on owner-occupied rehabilitation including mobile home replacements which house extremely low-income seniors who are at high risk of homelessness. In addition, a small portion the funds will be used for down-payment assistance. The City also received and will be implementing an award of \$1,000,000 in State of California HOME funds for a down-payment assistance in the fall of 2021. The City applied for and was awarded State of California Permanent Local Housing Allocation funds. This will provide just over \$2 million over 5 years for a variety of affordable housing efforts. The initial plan is to support multifamily and/or supportive housing projects with residual receipt loans to leverage state and federal tax credit programs. The City has provided a preliminary commitment to a not-for-profit developer for the construction of a 59-unit affordable multi-family housing project, Butterfly Gardens, to help secure additional

project financing, and will consider other projects if this particular project is unsuccessful in obtaining the additional financing needed to develop the project.

Actions planned to develop institutional structure

City of Clovis staff responsible for the administration of the CDBG program will continue to access online, local and regional training to improve and enhance the City's knowledge of the CDBG regulations, building healthy homes, and reducing lead hazards.

Actions planned to enhance coordination between public and private housing and social service agencies

The City of Clovis will continue to maintain memberships and participation in the FMCoC, and the San Joaquin Valley Housing Collaborative. In addition, the City will continue to work closely with the Fresno Housing Authority (Fresno Housing), our local Habitat for Humanity, Self-Help Enterprises, Fresno County Department of Social Services, and other local affordable housing developers to enhance coordination activities between agencies.

Discussion:

The City of Clovis is committed to seeking funding, coordinating with agencies, and planning for the provision of services to our community, particularly those in high need.

Program Specific Requirements

AP-90 Program Specific Requirements – 91.220(I)(1,2,4)

Introduction:

Community Development Block Grant Program (CDBG) Reference 24 CFR 91.220(I)(1)

Projects planned with all CDBG funds expected to be available during the year are identified in the Projects Table. The following identifies program income that is available for use that is included in projects to be carried out.

1. The total amount of program income that will have been received before the start of the next	
program year and that has not yet been reprogrammed	0
2. The amount of proceeds from section 108 loan guarantees that will be used during the year to	
address the priority needs and specific objectives identified in the grantee's strategic plan.	0
3. The amount of surplus funds from urban renewal settlements	0
4. The amount of any grant funds returned to the line of credit for which the planned use has not	:
been included in a prior statement or plan	0
5. The amount of income from float-funded activities	0
Total Program Income:	0
Other CDBG Requirements	
1. The amount of urgent need activities	0
2. The estimated percentage of CDBG funds that will be used for activities that	
benefit persons of low and moderate income. Overall Benefit - A consecutive	
period of one, two or three years may be used to determine that a minimum	
overall benefit of 70% of CDBG funds is used to benefit persons of low and	
moderate income. Specify the years covered that include this Annual Action Plan.	0.00%

100% of the CDBG funds used during the 2023-2023 program year will be for the benefit of LMI persons. The City has assumed \$67,000 in savings from the 2022-23 program year that is being programmed for 2023-24 projects.

Citizen Participation Comments 2023-2024 Annual Action Plan (CDBG)

CONTENTS

- 1. Summary of Public Comments Received
- 2. Proof of Publications for Public Meetings and Public Hearing
 - 3. Copy of Facebook Public Meeting Notices

Summary of Public Comments Received

1/31/2023

Comment on Facebook Public Meeting Notice

Comment 1: "Do you help individuals with necessary housing projects, who can't afford to get house from fixed. Couldn't come to meeting for medical reasons fyi not COVID."

2/16/2023

Comments on Facebook Public Meeting Notice

Comment 2: "I think it's funny that these posts are put out and you want public input however, out of the six or seven times that I've actually come to voice an opinion you go against the public whatever is more tax dollars or money for the city is the decision made"

Comment 3: "Low-income housing for employed single people with no children or spouses."

Proof of Publications for Public Meetings and Public Hearing

OURNAL

P.O. Box 126 Fresno, CA 93707 Telephone (559) 490-3400

IN THE COUNTY OF FRESNO, STATE OF CALIFORNIA

CITY OF CLOVIS

2023-2024 COMMUNITY DEVELOPMENT BLOCK GRANT

CALL FOR PROJECTS

MISC. NOTICE

STATE OF CALIFORNIA

COUNTY OF FRESNO

I am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above entitled matter. I am the principal clerk of THE BUSINESS JOURNAL published in the city of Fresno, County of Fresno, State of California, Monday, Wednesday, Friday, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of Fresno, State of California, under the date of March 4, 1911, in Action No.14315; that the notice of which the annexed is a printed copy, has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to wit:

JANUARY 13, 2023

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed at Fresno. California.

JANUARY 13, 2023

Project proposals will be accepted until 4:00 PM on Friday, March 17, 2023

DECLARATION OF PUBLICATION (2015.5 C.C.P.)

CITY OF CLOVIS 2023-2024 COMMUNITY DEVELOPMENT BLOCK GRANT CALL FOR PROJECTS January 13, 2023

The City of Clovis is now accepting affordable housing and community development project proposals for the 2023-2024 Community Development Block Grant (CDBG). Project proposals the Clovis will be accepted by Economic Development, Housing, and Communications Department until 4:00 P.M. on Friday, March 17, 2023.

The 2023-2024 CDBG program year will begin on July 1, 2023 and end Claudia Cazares, Management Analyst on June 30, 2024. While the exact Affordable Housing Programs amount of CDBG funding is unknown at this time, it is anticipated that Clovis will receive approximately \$700,000 from the U.S. Department of Housing and Community Development. It is anticipated that the total amount of proposals submitted will exceed the amount of funding available.

To be considered for funding, CDBG project proposals must meet one of the following objectives:

Directly benefit low- and moderateincome persons;

Aid in prevention or elimination of slums or blight;

Meet an urgent need (the activity provides a remedy to a serious and immediate health or welfare problem, such as a natural disaster).

Proposals will only be accepted from the following:

Governmental agencies

Non-profit organizations

Private for-profit entities

CDBG completed in previous program years include Housing Rehabilitation, ADA Improvements, Streets and Alley Improvements, Micro-Business Development and Area-Based Policing. A workshop for those interested in submitting a proposal will be held on Wednesday, February 1, 2023, at 4:00 p.m. at the City Council Chambers of the City of Clovis, 1033 Fifth Street, Clovis, CA 93612. For further information about the CDBG program, or to request a proposal application packet, please contact:

Affordable Housing Programs

1033 Fifth Street, Clovis, CA 93612 (559) 324-2094

claudiac@cityofclovis.com

In compliance with the Americans with Disabilities Act, if you need special assistance or translation services to participate in this meeting, please contact Claudia Cazares at (559) 324-2094. Notification 48-hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility.

01/13/2023

(Space Below for use of County Clerk Only)

BUSINESS JOURNAL FRESNO I KINGS I MADERA I TULARE

P.O. Box 126 Fresno, CA 93707 Telephone (559) 490-3400

IN THE COUNTY OF FRESNO, STATE OF CALIFORNIA

CIUDAD DE CLOVIS

2023-2024 PROGRAMA DE FONDOS PARA EL DESARROLLO DE LA COMUNIDAD

LLAMADA POR SOLICITUDES, PROYECTOS O PROGRAMAS

MISC. NOTICE

STATE OF CALIFORNIA

COUNTY OF FRESNO

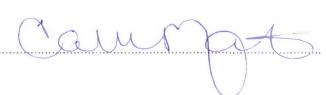
I am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above entitled matter. I am the principal clerk of **THE BUSINESS JOURNAL** published in the city of Fresno, County of Fresno, State of California, Monday, Wednesday, Friday, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of Fresno, State of California, under the date of March 4, 1911, in Action No.14315; that the notice of which the annexed is a printed copy, has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to wit:

JANUARY 13, 2023

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed at Fresno, California,

JANUARY 13, 2023

ON



Project proposals will be accepted until 4:00 PM on Friday, March 17, 2023

DECLARATION OF PUBLICATION (2015.5 C.C.P.)

CIUDAD DE CLOVIS

2023-2024 PROGRAMA DE FONDOS PARA EL DESARROLLO DE LA COMUNIDAD

LLAMADA POR SOLICITUDES, PROYECTOS O PROGRAMAS

13 de enero, 2023

La Ciudad de Clovis ya está aceptando propuestas para proyectos o programas para viviendas de bajo costo o desarrollo de la comunidad para el Program de Fondos para el Desarrollo de la Comunidad ("CDBG" en inglés) para el año 2023-2024. Solicitudes serán aceptadas en el Departamento de Desarrollo Económico, de Viviendas y Comunicación terminando a las 4:00 P.M. del viernes, 17 de marzo, 2023.

El Programa de CDBG 2023-2024 empieza el 1 de julio, 2023 y termina el 30 de junio, 2024. Aunque el gobierno federal no le ha proveído la cantidad exacta de fondos CDBG que se le dará a la ciudad, se anticipa que Clovis recibirá aproximadamente \$700,000 del Departamento Federal de Viviendas y Desarrollo Comunitario ("HUD" en inglés). Se anticipa que la ciudad recibirá mas propuestas en una cantidad que sobresale la cantidad de fondos que se anticipa recibir.

Para ser considerado para recibir fondos del Programa CDBG, su propuesta y proyecto tiene que llenar uno de estos objetivos:

Beneficiar directamente a personas de bajos recursos ("low-moderate income")

Asistir en la eliminación de condiciones de vida precarias e insalubres

· Satisfacer una necesidad urgente (para actividades que remedian un problema serio e inmediato a la salud, tal como un desastre natural)

Propuestas nada más serán aceptadas de las siguientes entidades:

Agencias del gobierno

Organizaciones no-lucrativas

· Empresas privadas con fines de lucro Algunos ejemplos de proyectos de CDBG completos en el pasado incluyen: Rehabilitación de Viviendas. Mejoras de Acceso para Personas con Discapacidades, Mejoras a Vías Públicas, Desarrollo para Micro-Empresas y Seguridad Policial Comunitaria.

Habrá un taller informativo para personas interesadas en presentar una solicitud para un proyecto o programa. El taller se llevará acabo el miércoles 1 de febrero, 2023, a las 4:00 P.M. dentro de la Cámara del Concilio de Clovis, ubicada en el 1033 Fifth Street, Clovis, CA 93612. Para más información tocante el Programa CDBG, o para pedir una aplicación para su propuesta, favor de contactar a:

Claudia Cazares, Management Analyst Programas de Viviendas Asequibles 1033 Fifth Street, Clovis, CA 93612 (559) 324-2094

claudiac@cityofclovis.com

De acuerdo con las leyes para personas con discapacidad física (ADA), si usted necesita acceso especial, o si usted necesita servicios de traducción, para participar en este programa, o estas juntas, favor de llamar a Claudia Cazares al (559) 324-2094, con 48 horas de adelanto para que la Ciudad de Clovis pueda hacer los arreglos necesarios para su acceso. 01/13/2023

P.O. Box 126 Fresno, CA 93707 Telephone (559) 490-3400 (Space Below for use of County Clerk only)

IN THE COUNTY OF FRESNO, STATE OF CALIFORNIA

YOUR INPUT IS NEEDED!

The City of Clovis invites you to participate in a meeting regarding the City's Community Development Block Grant (CDBG) program

MISC. NOTICE

STATE OF CALIFORNIA

COUNTY OF FRESNO

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FEBRUARY 10, 2023
I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed at Fresno, California,

FEBRUARY 10, 2023

Meeting Information: March 2, 2023 at 5:00 PM

DECLARATION OF PUBLICATION (2015.5 C.C.P.)

YOUR INPUT IS NEEDED! The City of Clovis invites you to 512d7bc3648bb6f570b70f1 participate in a meeting regarding the Webinar number: 2495 110 1071 City's Community Development Block Webinar Grant (CDBG) program. Currently (76336103 from phones) under development is the 2023-2024 Join by phone: 1-844-992-4726 United Action Plan for use of CDBG funds, and States Toll Free or +1-408-418-9388 input is needed on what projects should United States Toll be considered. Access code: 249 511 01071

The CDBG Program is a federal For questions contact: Claudia Cazares,

program to address the Housing and (559) 324-2094, claudiac@cityofclovis. Community Development needs of low comand moderate-income persons.

Potential projects include:

and drainage

Public Services Micro-Business Development Meeting Information: Date: March 2, 2023 Time: 5:00 P.M.

1033 Fifth Street Clovis, CA 93612 YOU CAN ALSO JOIN

COMPUTER VIA WEBEX: Meeting Link: https://cityofclovis.webex.com/ cityofclovis/j.php?MTID=m2e3452aa8

password: Rodeo1033

In compliance with the Americans with Disabilities Act, if you need special Housing Rehabilitation assistance to participate in this meeting, Public infrastructure improvements please contact Claudia Cazares at (559) such as water, sewer, sidewalks, streets 324-2094. Notification 48-hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility. TTY/TDD Assistance: The California Relay Service provides specially trained Communication . Time: 5:00 P.M. Assistants to relay conversations. Place: City of Clovis Council Chambers between deaf, hard of hearing, or speech-loss individuals and people who use a standard telephone. You can use this service to contact the City of Clovis by dialing 711. 02/10/2023

OURNAL

P.O. Box 126 Fresno, CA 93707 Telephone (559) 490-3400 (Space Below for use of County Clerk only)

IN THE COUNTY OF FRESNO, STATE OF CALIFORNIA

¡NECESITAMOS SU PARTICIPACIÓN!

La Ciudad de Clovis le hace una invitación a participar en una junta tocante el Programa de Fondos para el Desarrollo Comunitario (CDBG)

MISC. NOTICE

STATE OF CALIFORNIA

COUNTY OF FRESNO

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FEBRUARY 10, 2023

Meeting Information: March 2, 2023 at 5:00 PM

DECLARATION OF PUBLICATION (2015.5 C.C.P.)

NECESITAMOS PARTICIPACIÓN!

La Ciudad de Clovis le hace una invitación a participar en una junta tocante el Programa de Fondos para el Desarrollo Comunitario (CDBG). Actualmente la Ciudad desarrollando el Plan Anual para el año 2023-2024, para el uso de estos fondos, y necesitamos sus comentarios sobre cuales proyectos deberían ser considerados para el programa. El Programa CDBG es un programa

de fondos federales para ayudar en el desarrollo de viviendas asequibles y desarrollo de la comunidad para el beneficio de personas de bajos ingresos. programa son:

Rehabilitación de Viviendas Infraestructura física como agua, alcantarillado, banquetas, calles, y drennje.

Servicios Públicos Desarrollo de Negocios Información de la Junta: March 2, 2023 Hora: 5:00 P.M.

Clovis

Cámara del Concilio 1033 Fifth Street Clovis, CA 93612

Además puede unirse a la junta por computadora por el programa WebEx: Enlace: https://cityofclovis.webex.com/ cityofelovis/j.php?MTID=m2e3452aa8 512d7bc3648bb6f570b70f1

Numero del Webinar; 2495 110 1071 Contraseña del Webinar: Rodeo1033 (76336103 de su telefono)

Unase por telefono al: 1-844-992-4726 Gratis en EEUU ø +1-408-418-9388 de Paga EEUU Codigo de Acceso: 249 511 01071

Nombre de contacto: Claudia Cazares. (559) 324-2094, claudiac@cityofclovis.com

De acuerdo con las leyes para personas con una desabilidad física, si usted Los proyectos que posiblemente necesita acceso especial o si usted se llevaran a cabo a través de este necesita servicios de traducción para participar en estas juntas, por favor llame a Claudia Cazares al (559) 324-2094. Por favor notifiquenos 48 horas adelantado para que la ciudad de Clovis pueda hacer los arreglos necesarios de acceso, Asistencia TTY/ TDD: El programa de Servicio de Re-Transmisión de California le puede proveer Asistencia de Comunicación especialmente capacitada para transmitir Lugar: Ayuntamiento de la Ciudad de comunicaciones entre personas sordas, los que sufren de ensordecimiento. personas sordo-mudas y los que usan teléfonos fijos. Puedes usar este servicio para contactar a la Ciudad de Clovis al marcar al 711. 02/10/2023

AGENDA ITEM NO. 7.

THANK YOU for your legal submission!

Your legal has been submitted for publication. Below is a confirmation of your legal placement. You will also receive an email confirmation.

PUBLIC NOTICE

AVISO DE PERIODO DE COMENTARIOS PUBLICOS Y AUDIENCIA PÚBLICA PARA LA APROBACIÓN DEL PLAN DE ACCIÓN ANUAL CDBG 2023-2024

SE NOTIFICA POR EL PRESENTE ANUNCIO, que la Ciudad de Clovis tendrá copias del Plan de Acción Anual para el Programa de Desarrollo de la Comunidad (CDBG) 2023-2024, disponible por 30 dias para revisión y comentarios públicos empezando el 5 de abril, 2023, hasta el 5 de mayo, 2023 a las 4:30 p.m., en los siguientes lugares:

- Centro Cívico de Clovis: 1033 Fifth Street, Clovis, CA 93612
- · Centro de la Tercera Edad (Clovis Senior Center): 850 4th Street, Clovis, CA 93612
- Biblioteca Pública del Condado de Fresno en Clovis: 1155 Fifth Street, Clovis, CA 93612
- Ciudad de Clovis Sitio Web: www.cityofclovis.com/affordablehousing/

Mediante este aviso, la Ciudad de Clovis invita a los residentes que tienen un interés o puedan verse afectados por las actividades mencionadas en el Plan, a que sometan sus opiniones por escrito y que atiendan la Audiencia Pública. La participación ciudadana se considera un elemento importante del proceso de Plan de Acción Anual y es recomendado por el Departamento de HUD EE.UU. y la Ciudad de Clovis. Todos los comentarios escritos recibidos antes de; cierre de las operaciones el 5 de mayo de 2023, en la dirección a continuación serán considerados e incluidos como archivo adjunto en el documento de Plan.

Una audiencia pública se llevará a cabo el 8 de mayo, 2023 a las 6:00 p.m. en la sala del Concilio de la Ciudad de Clovis, situada en 1033 Fifth Street en Clovis. Residentes pueden someter sus opiniones y comentarios sobre el Plan de Acción Anual y el uso propuesto de los fondos CDBG para el año del programa 2023 2024. La asignación de fondos del programa CDBG del Departamento de EE.UU. de Vivienda y Desarrollo Urbano (HUD) para el año 2023-2024 en Clovis es de \$652,542, con fondos adicionales de \$67,835 de ahorros del año anterior. El uso propuesto de los fondos para el año del programa 2023-2024 son los siguientes:

* Rehabilitación de Viviendas

\$197,881.00

- * Mejoras de Callejón Brookfield/Cole/Rosebrook
- \$341,987.00
- * Ayuda a Micro-Empresas Cocina Comercial

\$50,000.00

* Administración

\$130,508.00

Comentarios Públicos

Residentes y grupos son invitados a someter comentarios por escrito ó orales tocante los proyectos propuestos y el programa de CDBG al ponerse en contacto con:

Claudia Cazares, Affordable Housing Management Analyst 1033 Fifth Street, Clovis, CA 93612

La Sra. Cazares a la vez puede ser contactada por teléfono al (559) 324-2094, ó por correo electrónico al claudiac@cityofclovis.com, de lunes a viernes.

Accesibilidad

En cumplimiento con las leyes de los Americanos con Discapacidades, si necesita servicios especiales de asistencia o de traducción para participar en esta reunión, favor de contactar a Claudia Cazares al (559) 324-2094. Notificación de 48 horas antes de la reunión permitirá a la ciudad para hacer los arreglos razonables para garantizar la accesibilidad.

Necesita asistencia contactando la Ciudad de Clovis?

El programa de Servicio de Re-Transmisión de California le puede proveer Asistencia de Comunicación especialmente capacitada para transmitir comunicaciones entre personas sordas, los que sufren de ensordecimiento, personas sordo-mudas y los que usan teléfonos fijos. Puedes usar este servicio para contactar a la Ciudad de Clovis al marcar al 711. W00000000

Publication Dates

ACCOUNT INFORMATION

City of Clovis 1033 Fifth Street Clovis, CA 93612 559-324-2094 claudiac@ci.clovis.ca.us

TRANSACTION REPORT

Date

April 3, 2023 6:08:04 PM EDT

SCHEDULE FOR AD NUMBER IPL01170120

April 5, 2023 The Fresno Bee

(Space Below for use of County

P.O. Box 126 Fresno, CA 93707 Telephone (559) 490-3400

IN THE COUNTY OF FRESNO, STATE OF CALIFORNIA

NOTICE OF PUBLIC COMMENT PERIOD AND PUBLIC HEARING FOR THE ADOPTION OF THE 2023-2024 CDBG ANNUAL ACTION PLAN

MISC. NOTICE

STATE OF CALIFORNIA

COUNTY OF FRESNO

I am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above entitled matter. I am the principal clerk of THE BUSINESS JOURNAL published in the city of Fresno, County of Fresno, State of California. Monday, Wednesday, Friday, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of Fresno, State of California, under the date of March 4, 1911, in Action No.14315; that the notice of which the annexed is a printed copy, has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to wit:

APRIL 5, 2023				
tanianianianianianianianianianianianiania				

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed at Fresno, California,

APRIL 5, 2023

A public hearing will be held on May 8, 2023 at 6:00 p.m.

DECLARATION OF PUBLICATION (2015.5 C.C.P.)

NOTICE OF PUBLIC COMMENT · Microenterprise - Commercial Kitchen.. PERIOD AND PUBLIC HEARING FOR THE ADOPTION OF THE 2023-2024 CDBG ANNUAL ACTION PLAN

NOTICE IS HEREBY GIVEN, that the Citizens and groups are encouraged City of Clovis will have copies of the 2023-2024 Annual Action Plan for the Community Development Block Grant (CDBG) Program available for a 30day public review and comment period beginning April 5, 2023 and ending at the close of business on May 5, 2023, at the following locations:

Clovis City Hall: 1033 Fifth Street, Clovis, CA 93612

Clovis Senior Center: 850 4th Street, Clovis, CA 93612

Fresno County Public Library in Clovis: 1155 Fifth Street, Clovis, CA 93612
City of Clovis Web Site: www.

cityofclovis.com

By this notice, the City of Clovis invites parties that have an interest in, or may be impacted by, the activities discussed in the Annual Action Plan, to submit a written comment and attend the Public Hearing. Citizen participation is considered an important element of the Annual Action Plan process and is encouraged by the U.S. Department of Housing and Urban Development and the City of Clovis. All written comments received by the close of business on May 5, 2023, at the address below will be considered and included as attachments in the Annual Action Plan document.

A public hearing will be held on May 8, 2023 at 6:00 p.m. in the City of Clovis Council Chambers located at 1033 Fifth Street in Clovis. Citizens may provide their views and comments on the Annual Action Plan and the proposed use of CDBG funds for the 2023-2024 program year. The 2023-2024 CDBG allocation from the U.S. Department of Housing and Urban Development (HUD) is \$652,542, with an additional \$67,835 of project savings from the prior year's CDBG allocation. The proposed use of funds for the 2023-2024 program year are as follows:

Housing Rehabilitation..... \$197,881.00 Brookfield/Cole/Rosebrook Alley
Reconstruction.. \$341,987.00

\$50,000.00

Administration, \$130,508.00

Public Comment to submit written or verbal comments concerning the proposed projects and the

CDBG Program by contacting: Claudia Cazares, Affordable Housing

Management Analyst 1033 Fifth Street, Clovis, CA 93612 Ms. Cazares may also be contacted at

(559) 324-2094 or via email at claudiac@ cityofclovis.com, Monday through Friday. Accessibility

In compliance with the Americans with Disabilities Act, if you need special assistance or translation services to participate in this meeting, please contact Claudia Cazares at (559) 324-2094. Notification of 48-hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility.

Need Assistance Contacting the City of Clovis? California Relay Service provides specially trained Communication Assistants to relay conversations between deaf, hard of hearing, or speech-loss individuals and people who use a standard telephone. You can use this service to contact the City of Clovis by dialing 711. 04/05/2023

(Space Below for use of County Olerk Olly)

P.O. Box 126 Fresno, CA 93707 Telephone (559) 490-3400

IN THE COUNTY OF FRESNO, STATE OF CALIFORNIA

AVISO DE PERÍODO DE COMENTARIOS PÚBLICOS Y AUDIENCIA PÚBLICA PARA LA APROBACIÓN DEL PLAN DE ACCIÓN ANUAL CDBG 2023-2024

MISC. NOTICE

STATE OF CALIFORNIA

COUNTY OF FRESNO

I am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above entitled matter. I am the principal clerk of THE BUSINESS JOURNAL published in the city of Fresno, County of Fresno, State of California, Monday, Wednesday, Friday, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of Fresno, State of California, under the date of March 4, 1911, in Action No.14315; that the notice of which the annexed is a printed copy, has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to wit:

APRIL 5, 2023

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed at Fresno, California,

APRIL 5, 2023

Una audiencia pública se llevará a cabo el 8 de mayo, 2023 a las 6:00

DECLARATION OF PUBLICATION (2015.5 C.C.P.)

AVISO PERÍODO COMENTARIOS **PÚBLICOS** AUDIENCIA PÚBLICA PARA APROBACIÓN DEL PLAN DE ACCIÓN ANUAL CDBG 2023-2024 SE NOTIFICA POR EL PRESENTE ANUNCIO, que la Ciudad de Clovis tendrá copias del Plan de Acción Anual para el Programa de Desarrollo de la Comunidad (CDBG) 2023-2024, disponible por 30 dias para revisión y comentarios públicos empezando el 5° de abril, 2023, hasta el 5 de mayo, 2023 a las 4:30 p.m., en los siguientes lugares:

Centro Cívico de Clovis: 1033 Fifth Street, Clovis, CA 93612

· Centro de la Tercera Edad (Clovis Senior Center): 850 4th Street, Clovis, CA 93612 Biblioteca Pública del Condado de Fresno en Clovis: 1155 Fifth Street, Clovis, CA 93612

Ciudad de Clovis Sitio Web: www. cityofclovis.com

Mediante este aviso, la Ciudad de Clovis invita a los residentes que tienen un interés o puedan verse afectados por las actividades mencionadas en el Plan, a que sometan sus opiniones por escrito y que atiendan la Audiencia Pública. La participación ciudadana se considera un elemento importante del proceso de Plan de Acción Ánual y es recomendado por el Departamento de HUD EE.UU. y la Ciudad de Clovis. Todos los comentarios escritos recibidos antes de; cierre de las operaciones el 5 de mayo de 2023, la dirección a continuación serán considerados e incluidos como archivo adjunto en el documento de Plan.

Una audiencia pública se llevará a cabo el 8 de mayo, 2023 a las 6:00 p.m. en la sala del Concilio de la Ciudad de Clovis, situada en 1033 Fifth Street en Clovis. Residentes pueden someter sus opiniones y comentarios sobre el Plan de fondos CDBG para el año del programa 2023-2024. La asignación de fondos del 04/05/2023 programa CDBG del Departamento de

DE EE.UU. de Vivienda y Desarrollo Urbano (HUD) para el año 2023-2024 en Clovis es de \$652,542, con fondos adicionales de \$67,835 de ahorros del año anterior. El uso propuesto de los fondos para el año del programa 2023-2024 son los siguientes: Rehabilitación

Viviendas...\$197,881.00 Mejoras de Callejón Brookfield/Cole/ Rosebrook... \$341,987.00

· Ayuda a Micro-Empresas - Cocina Comercial... \$50,000.00

Administración...... \$130,508.00 Comentarios Públicos

Residentes y grupos son invitados a someter comentarios por escrito ó orales tocante los proyectos propuestos y el programa de CDBG al ponerse en

contacto con: Claudia Cazares, Affordable Housing Management Analyst

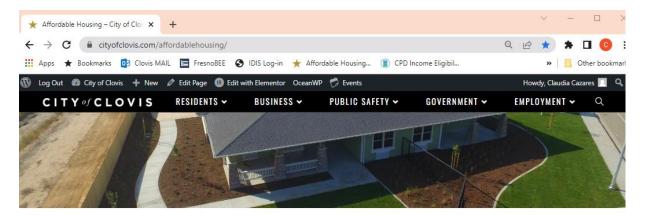
1033 Fifth Street, Clovis, CA 93612 La Sra. Cazares a la vez puede ser contactada por teléfono al (559) 324-2094, ó por correo electrónico al claudiac@ cityofclovis.com, de lunes a viernes. Accesibilidad

En cumplimiento con las leyes de los Americanos con Discapacidades, si necesita servicios especiales de asistencia o de traducción para participar en esta reunión, favor de contactar a Claudia Cazares al (559) 324-2094. Notificación de 48 horas antes de la reunión permitirá a la ciudad para hacer los arreglos razonables para garantizar la accesibilidad.

Necesita asistencia contactando la Ciudad de Clovis?

El programa de Servicio de Re-Transmisión de California le puede proveer Asistencia de Comunicación especialmente capacitada para transmitir comunicaciones entre personas sordas, los que sufren de ensordecimiento, personas sordo-mudas y los que usan teléfonos fijos. Acción Anual y el uso propuesto de los Puedes usar este servicio para contactar a la Ciudad de Clovis al marcar al 711.

4-5-2023 WEBSITE POSTING NOTICE OF PUBLIC COMMENT PERIOD AND PUBLIC HEARING ANNOUNCEMENT FOR MAY 8, 2023



Affordable Housing

VIVIENDA ASEQUIBLES DEVELOP AFFORDABLE HOUSING FAIR HOUSING CDBG DOCUMENTS STATE HOUSING LEGISLATION

April 5, 2023

NOTICE OF PUBLIC COMMENT PERIOD AND PUBLIC HEARING FOR THE ADOPTION OF THE 2023-2024 CDBG ANNUAL ACTION PLAN

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➤ Download the Draft Action Plan by Clicking on this link: 2023-2024 Action Plan Public Review Draft 4-5-23 (3.32 MB)

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- → Microenterprise Commercial Kitchen......\$50,000.00
- Administration.......\$130,508.00

Public Comment

Citizens and groups are encouraged to submit written or verbal comments concerning the proposed projects and the CDBG Program by contacting:



Claudia Cazares, Affordable Housing Management Analyst, 1033 Fifth Street, Clovis, CA 93612

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Clovis Housing Programs







Additional Resources

Issues with a home?

Need Housing?

Emergency Rental Assistance

Tenant & Landlord Resources

Facing Eviction

Victim of Housing Discrimination

At Risk of Foreclosure

At Risk of Becoming or are Homeless

(7)

^



Fresno Madera Continuum of Care General Membership Meeting April 13, 2023 8:30 - 10:30 AM **Zoom Meeting**

Agenda

Call Meeting to Order

Roll Call of Directors (10 min.)

2023 FMCoC Election Results (10 min.)

Laura Moreno, Chair

Sara Mirhadi, Secretary

Laura Moreno, Chair

Action Items

Approve February & March Minutes, April Agenda, & Financial Report (5 min.)

Approve FMCoC Written Standards (5 min.)

Approve Fresno Housing FMCoC HMIS Lead Agency MOU (5 min.)

Laura Moreno, Chair

Maya Spark, Homebase

Doreen Eley, Fresno Housing

Informational

Enfuse Action Collective Presentation (10 min.)

Madera County Plans for Bridge Housing Funding (10 min.)

Draft Madera County Plan to Prevent & End Homelessness & Gap Analysis (10 min.)

City of Clovis Public Comment Period for CDBG Annual Action Plan 4/5-5/8/23 (5 min.) Claudia Cazares, City of Clovis

VAWA Training for CoC & ESG Funded Projects (5 min.)

Youth Advisory Board Update (5 min.)

CoC NOFO Awards (5 min.)

CES Evaluation Provider Survey (5 min.)

2023 HUD CoC NOFO Meetings (5 min.)

FMCoC Action Camp & Mid-Point Follow-Up (5 min.)

HMIS Presentation (10 min.)

Lived Experience Advisory Board (LEAB) Update (5 min.)

County of Fresno Update (5 min.)

City of Fresno Update (5 min.)

Marjaree Mason Center Update (5 min.)

San Joaquin Valley Veterans Update (5 min.)

Unscheduled Announcements (5 min.)

Cristine Cortes, Enfuse Action

Connie Moreno-Peraza, Madera Co. DBH

Joel Bugay, Madera County

Maya Spark, Homebase

Katie W., RHCB & Doreen E. Fresno Housing

Marcella Lopez-Schmidt, Fresno Housing

Alex Sanchez, LEAB Chair

Cynthia Cardenas, County of Fresno DSS

Joe Pasillas, City of Fresno

Laura Lopez, Marjaree Mason Center

Beverly Novella, SJVV

Meeting Adjourned

If any accommodations are needed for the meeting, please contact Sara Mirhadi at (559) 498-6988 or mirhadi@poverellohouse.org.

Requests should be made as soon as possible but at least three days prior to the scheduled meeting.

Board of Directors

Chair: Laura Moreno Vice Chair: Jody Ketcheside Immediate Past Chair: Shawn Jenkins

Secretary: Sara Mirhadi Treasurer: Misty Gattie-Blanco

Regional Representatives: Joel Bugay-County of Madera, Philip Skei-City of Fresno, Claudia Cazares-City of Clovis

Members at Large: MaryAnn Knoy and Katie Wilbur Collaborative Applicant Representative: Doreen Eley Website address www.fresnomaderahomeless.org 1331 Fulton Mall, Fresno, CA 93721

Phone: (559) 457-4251



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Page 1 of 2

121

Claudia Cazares, Affordable Housing Management Analyst 1033 Fifth Street, Clovis, CA 93612

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AGENDA ITEM NO. 7.

Copy of Facebook Public Meeting Notices

https://www.facebook.com/clovis.ca POSTING OF PUBLIC NOTICES ON CITY OF CLOVIS FACE BOOK PAGE



DATE: January 31, 2023





La Ciudad de Clovis ya está aceptando propuestas para proyectos o programas para viviendas de bajo costo o desarrollo de la comunidad para el Programa de Fondos para el Desarrollo de la Comunidad ("CDBG" en inglés) para el año 2023-2024. Solicitudes serán aceptadas en el Departamento de Desarrollo Económico, de Viviendas y Comunicación terminando a las 4:00 P.M. del viernes, 17 de marzo, 2023. Habrá un taller informativo para personas interesadas en presentar una solicitud para un proyecto o programa. El taller se llevará acabo el miércoles 1 de febrero, 2023, a las 4:00 P.M. dentro de la Cámara del Concilio de Clovis, ubicada en el 1033 Fifth Street, Clovis, CA 93612. Para más información tocante el Programa CDBG, o para pedir una aplicación para su propuesta, favor de contactar a Claudia Cazares, Management Analyst, at (559) 324-2094 o por email at claudiac@cityofclovis.com.



AGENDA ITEM NO. 7.

DATE: February 16, 2023



The City of Clovis invites you to participate in a meeting regarding the City's Community Development Block Grant (CDBG) program. Currently under development is the 2023-2024 Action Plan for use of CDBG funds, and input is needed on what projects should be considered.

The CDBG Program is a federal program to address the Housing and Community Development needs of low and moderate-income persons.

Potential projects include:

- · Housing Rehabilitation
- · Public infrastructure improvements such as water, sewer, sidewalks, streets and drainage
- Public Services
- · Micro-Business Development

Meeting Information:

Date: March 2, 2023 Time: 5:00 P.M.

Place: City of Clovis Council Chambers, 1033 Fifth Street, Clovis, CA 93612

Webinar Meeting Link:

https://cityofclovis.webex.com/cityofclovis/j.php...

Webinar number: 2495 110 1071

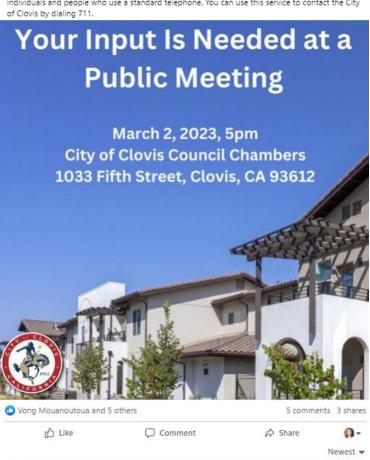
Webinar password: Rodeo1033 (76336103 from phones)

Join by phone: 1-844-992-4726 United States Toll Free or +1-408-418-9388 United States Toll

Access code: 249 511 01071

For questions contact: Claudia Cazares, (559) 324-2094, claudiac@cityofclovis.com

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Jay Lin

I think it's funny that these posts are put out and you want public input however, out of the six or seven times that I've actually come to voice an opinion you go against the public whatever is more tax dollars or money for the city is the decision made

Like Reply 5w



Tammy Dawson
Low income housing for employed single people with no children or spouses .

ike Reply 6w



La Ciudad de Clovis le hace una invitación a participar en una junta tocante el Programa de Fondos para el Desarrollo Comunitario (CDBG). Actualmente la Ciudad desarrollando el Plan Anual para el año 2023-2024, para el uso de estos fondos, y necesitamos sus comentarios sobre cuales proyectos deberían ser considerados para el programa.

El Programa CDBG es un programa de fondos federales para ayudar en el desarrollo de viviendas asequibles y desarrollo de la comunidad para el beneficio de personas de bajos ingresos. Los proyectos que posiblemente se llevaran a cabo a través de este programa son:

Rehabilitación de Viviendas

Infraestructura física como agua, alcantarillado, banquetas, calles, y drenaje.

Servicios Públicos

Desarrollo de Negocios

Información de la Junta:

Día: March 2, 2023 Hora: 5:00 P.M.

Lugar: Ayuntamiento de la Ciudad de Clovis

Cámara del Concilio, 1033 Fifth Street, Clovis, CA 93612

Además puede unirse a la junta por computadora por el programa WebEx:

Enlace: https://cityofclovis.webex.com/cityofclovis/j.php...

Numero del Webinar: 2495 110 1071

Contraseña del Webinar: Rodeo1033 (76336103 de su telefono)

Unase por telefono al: 1-844-992-4726 Gratis en EEUU o +1-408-418-9388 de Paga EEUU

Codigo de Acceso: 249 511 01071

Nombre de contacto:

Claudia Cazares, (559) 324-2094, claudiac@cityofclovis.com

De acuerdo con las leyes para personas con una desabilidad física, si usted necesita acceso especial o si usted necesita servicios de traducción para participar en estas juntas, por favor llame a Claudia Cazares al (559) 324-2094. Por favor notifiquenos 48 horas adelantado para que la ciudad de Clovis pueda hacer los arreglos necesarios de acceso. Asistencia TTY/TDD: El programa de Servicio de Re-Transmisión de California le puede proveer Asistencia de Comunicación especialmente capacitada para transmitir comunicaciones entre personas sordas, los que sufren de ensordecimiento, personas sordo-mudas y los que usan teléfonos fijos. Puedes usar este servicio para contactar a la Ciudad de Clovis al marcar al 711.





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Potential projects include:

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- Public infrastructure improvements such as water, sewer, sidewalks, streets and drainage
- Public Services
- Micro-Business Development

Meeting Information:

Date: March 2, 2023

Time: 5:00 P.M.

Place: City of Clovis Council Chambers, 1033 Fifth Street, Clovis, CA 93612

Webinar Meeting Link:

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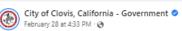
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Lugar: Ayuntamiento de la Ciudad de Clovis

Cámara del Concilio, 1033 Fifth Street, Clovis, CA 93612

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PLACE HOLDER FOR FB POSTING ANNOUNCING 5-8-2023 PUBLIC HEARING



CITY of CLOVIS

REPORT TO THE CITY COUNCIL

TO: Mayor and City Council

FROM: General Services Department

DATE: May 8, 2023

SUBJECT: Consider Approval – Update on Community Services Fee Policy.

Staff: Amy Hance, General Services Manager

Recommendation: Approve

ATTACHMENTS: 1. Community Services Fee Policy

CONFLICT OF INTEREST

Councilmembers should consider recusal if a campaign contribution exceeding \$250 has been received from the project proponent (developer, applicant, agent, and/or participants) since January 1, 2023 (Government Code 84308).

RECOMMENDATION

For the City Council to approve adoption of the Community Services Fee Policy.

EXECUTIVE SUMMARY

The Clovis Senior Activity Center and Clovis Recreation sections provide classes and programs to the community. A range of fees for some programs and activities have been set by the Master Administrative Fee Schedule. Depending on the class or program, these fees may not adequately recover basic costs. Staff is requesting adoption of the Community Services Fee Policy that will set out cost recovery goals depending upon individual or community benefit.

BACKGROUND

The Clovis Senior Activity Center and Clovis Recreation have provided programs, classes, and activities for area residents for over 40 years. Both sections are supported in part by the General Fund. A portion of the cost of providing services at the Senior Center is offset by hall rentals, special events, and class user charges along with donations. The Clovis Recreation also recovers some of the cost of programs through revenue received from the batting cage, adult and youth sport fees, and facility rental fees.

Currently, Clovis Recreation staff sets the costs for adult, youth, and league programs using a formula based on hourly staff costs, t-shirts, trophies, pictures, and other materials with the goal of 100% cost recovery for these items. Senior Center staff sets fees for programs and classes

based a variety of factors including instructor costs, length of classes, and some material costs. Class fees are designed to offset the costs of the program or class but ultimately constitute only a small portion of funds required for operating and maintaining facilities. All other associated expenses including maintenance, property and liability insurance, support staff, and other expenses come from the General Fund. As programs and services continue to grow with the community, a policy to define cost recovery goals for programs is needed.

The Community Services Program Fee Policy categorizes programs and events into one of three tiers. Each tier is defined as either a benefit to an individual only, a benefit to the community, or a combination of community and individual benefit:

- Tier 1 Highly individualized programs that primarily benefit individual participants and not the community as a whole. Cost recovery 90% – 100%
- Tier 2 Events or activities that benefit both the community and the individual by promoting physical and mental well-being along with recreation. Cost recovery 40% 90%
- Tier 3 Programs and events that enhance quality of life for the community and are offered to residents at no or minimal fee. Cost recovery 0% 40%

Once the appropriate class tier is determined by staff, the cost of wages and benefits for the class or program instructor, cost of class materials, and additional staff, set-up, or facility costs if required for a specific program are calculated. Using the tier percentage, the fee is then determined.

Fees will be adjusted accordingly if donations, sponsorships, or partnerships provide support to the program or class. Program costs will be evaluated periodically to ensure that fees remain in line with the total cost of the class. New programs can take time to become successful, so the policy provides a six-month grace period to allow for adjustments in marketing or scheduling to attract more students.

FISCAL IMPACT

Fees for activities and classes will be set according to the policy based on benefit to the community and individual. This will provide for more accurate cost recovery for the current services provided.

REASON FOR RECOMMENDATION

There is currently no policy to guide pricing for classes and programs at the Clovis Senior Activity Center and Clovis Recreation. The policy will provide a framework when setting fees based on the program benefit to the community and individual.

ACTIONS FOLLOWING APPROVAL

Staff will implement policy.

Prepared by: Amy Hance, General Services Manager

Reviewed by: City Manager

CITY OF CLOVIS COMMUNITY SERVICES FEE POLICY

Clovis Senior Activity Center and Clovis Recreation

Program fees are necessary to provide financial support for the community programs offered by the Clovis Senior Activity Center and Clovis Recreation. Class fees are designed to offset some of the City's direct costs of providing the program or class but ultimately constitute only a small portion of the total cost to the City of providing the service, including the funds required for operating and maintaining the facility.

Calculation of cost recovery includes:

- Wages and benefits for the class or program instructor.
- Cost of class materials (including uniforms, trophies, pictures, supplies and materials.)
- Additional staff, set-up or facility costs if required for a specific program.

When reviewing City fees, it is important to understand who is benefitting from a specific program or service to determine how that program or service should be paid for. The basic premise used by many agencies is that the higher the benefit to an individual from a program or service, the higher the cost recovery ratio should be; and the more the program or service benefits to the community as a whole, the lower the cost recovery ratio should be (or in some cases no fee at all) as the program or service has general applicability to the community funded by the taxes paid by participants.

Each program offered will be evaluated by staff and categorized into one of three tiers listed below. Each tier is defined as either a benefit to an individual only, the community, or a combination of community and individual. Fees may be adjusted if donations or sponsorships are provided to offset the cost. Program costs and participation will be evaluated periodically. New programs will be evaluated after six months in order to allow time to promote and increase class attendance. At the discretion of management, an additional fee may be imposed on participants residing outside City boundaries.

TIER 1 - HIGHLY INDIVIDUALIZED PROGRAMS - COST RECOVERY 90% - 100%.

Represents activities that primarily benefit individual participants and not the community as a whole. Programs and services are priced to recover near full cost recovery calculation.

 Primarily benefits individuals with little or no community benefit. For example, individual and team sports, camps, dance class, craft class, exercise, etc.

TIER 2 - COMMUNITY/INDIVIDUAL BENEFIT - COST RECOVERY 40% - 90%.

Represents services with a balance of community and individual benefit which promote individual, physical and mental well-being and provide a level of recreational skill development.

 Benefits both individuals and the community. For example, Clovis Trail Fest, Memorial Run, annual car show, etc.

TIER 3 - COMMUNITY BENEFIT - COST RECOVERY 0% - 40%.

These programs and events address social needs and enhance quality of life for the community. These services are offered to residents at no or a minimal fee. Typical costs to be recovered include general facility cost, some staff costs, supplies, or other nominal costs.

 Primary goal is to engage the community. For example, annual Easter egg hunt, Play Day in the Park, Cops and Kids camp, Easter and Thanksgiving meal, Christmas Tree Lighting, etc.

Effective 5-8-23



CITY of CLOVIS

REPORT TO THE CITY COUNCIL

TO: Mayor and City Council

FROM: Planning and Development Services

DATE: May 8, 2023

SUBJECT: Consider items associated with various fees under the Planning and

Development Services Department and find that the project is exempt from further environmental review under Section 15061(b)(3) of the California Environmental Quality Act Guidelines. City of Clovis, applicant.

a. Consider Approval - Res. 23-____, A request to approve a resolution amending Plan Check, Inspection Services, Encroachment Permits, and Community Investment Program Rates.

- b. Consider Approval Res. 23-____, A request to approve the 2023 City of Clovis Planning Division fee schedule.
- c. Consider Introduction Ord. 23-____, 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.

Staff: Sean Smith, Supervising Civil Engineer / George Gonzalez, Senior

Planner / Douglas Stawarski, Building Official

Recommendation: Approve

ATTACHMENTS:

- 1. Draft Resolution, Amending Plan Check, Inspection Services, Encroachment Permits, and Community Investment Program Rates
- 2. Draft Resolution, Approving the 2023 City of Clovis Planning Division Fee Schedule
- 3. Draft Ordinance, Amending Section 8.1.01.1 of Chapter 8.1 of Title 8
- 4. Table S-1

CONFLICT OF INTEREST

Councilmembers should consider recusal if a campaign contribution exceeding \$250 has been received from the project proponent (developer, applicant, agent, and/or participants) since January 1, 2023 (Government Code 84308).

RECOMMENDATION

For the City Council to approve Res. 23-____, amending Plan Check, Inspection Services, Encroachment Permits, and Community Investment Program Rates.

For the City Council to approve Res. 23-___, approving the 2023 City of Clovis Planning Division fee schedule.

For the City Council to approve Ord. 23-____, approving changes to Photovoltaic and Energy Storage Systems (ESS) fees contained in Table S-1.

EXECUTIVE SUMMARY

Staff is recommending updates to the following fee programs:

- 1. Engineering Division hourly rates and inspection fees
- 2. Planning Division fees
- 3. Building Division photovoltaic and energy storage systems (ESS) fees

Engineering Division Hourly Rates

Engineering Division hourly rates need to be adjusted from \$140 to \$145 per hour to follow increases in operational overhead costs to maintain a functional level of service to the development community and operation of the Community Investment Program, together with offsetting increases in operational costs. The revised rate will take effect beginning July 10, 2023, 60 days after approval.

Planning Division Fee Schedule

The Planning Division fee schedule was last updated by Resolution 22-64, which took effect August 29, 2022. The operational costs have increased for the Planning Division similar to the costs for the Engineering Division. A 3.81% across-the-board increase is recommended, based on the 5-year average change in the consumer price index (CPI). This methodology was used because it accounts for the changes in costs that have occurred since the comprehensive fee analysis was completed in 2021, while avoiding the "spiking effect" that would have occurred if only the most recent year's CPI was utilized. The revised fee schedule will provide the funding necessary for the Planning Division to maintain a functional level of service to the public. The revised rates will take effect beginning July 10, 2023, 60 days after approval.

Building Division Photovoltaic and Energy Storage Systems (ESS) Fees

Senate Bill 379 requires an online, automated permitting platform that verifies code compliance and issues real-time permits for residential roof-top mounted photovoltaic and energy storage systems. Currently, the plan and permit approval system is a manual process with staff-built invoices. The new automated process requires a more streamlined approach since the process is completely automated. A streamlined fee based on kW per hour is laid out in the *California Solar Permitting Guidebook*, and this fee structure is what is listed in Table S-1 (see **Attachment**

4), which will aid the implementation of the new system and help recover the City's costs in providing the necessary review and permit for such systems.

The current permit fee is based on an hourly rate is \$95.00, and the new fee would increase the photovoltaic system fees to about \$124.00 for the hourly rate for the first tier of 15 kW or less. This is an increase of about 30% on average. The last fee increase for photovoltaic systems was approved in 2011 when the hourly rate of \$95.00 was adopted. Since then, solar permits have increased from 200 to 2000 per year, and our streamlined process has been adequately funded. The new fees are necessary to fund the new software, development of the system, and the implementation of the new program that performs no subjective plan review prior to inspection. The revised rate will take effect beginning June 15, 2023, 30 days after adoption of the ordinance.

BACKGROUND

<u>Plan Check, Inspection Services, Encroachment Permits, and Community Investment</u> Program Rates

The Engineering Division last updated the hourly rates in 2022 by Resolution 22-63. The cost of employee benefits has been increasing and is expected to continue to rise for the foreseeable future. Staff is recommending an hourly rate of \$145 to follow the overhead increases of 2022.

Hourly Billing Rate

In accordance with the Clovis Municipal Code, the Council establishes, by resolution, a schedule of fees for inspection, staking, and other services to be rendered by the City in connection with work performed by Engineering staff. The \$140 per hour billing rate was last updated in June 2022 by Resolution 22-63. Going forward, staff will review the hourly rate and adjust according to the CPI as part of the annual, or biannual review of the Development Impact Fees.

Stakeholder Outreach

An email was provided to a group of over 130 stakeholders describing the proposed increase and all were offered the ability to meet in person or virtually. The stakeholders included the Building Industry Association (BIA), Fresno Metropolitan Flood Control District (FMFCD), the Clovis Unified School District, and several local residential and non-residential developers. None of the contacted stakeholders have provided opposition to the hourly rate increase. The revised rate will take effect beginning July 10, 2023, 60 days following the approval of the resolution by Council.

Planning Division Fee Schedule

Based on the evaluation completed in February 2023, staff is recommending an update to the 2022 Planning Division Fee Schedule utilizing the Consumer Price Index (CPI) for All Urban Consumers. The CPI was identified as the most applicable index for an adjustment to the Planning fees, which are based primarily on personnel costs. The recommended methodology utilizes the average of the last five (5) years of the CPI percentage changes to arrive at a total

increase of 3.81%. While it is relatively common to use the single year change in CPI to make these routine annual adjustments, a five-year average is recommended for the 2023 update because the change in the most recent year's CPI is over 6%, reflecting the high rate of inflation and related factors that the entire country is currently experiencing. Fee updates should avoid "spiking" factors that may not be sustained over time. An annual adjustment of over 6% would exceed actual and anticipated changes in processing costs.

Three entitlement types are excepted from this increase: Small Home Occupation Permits, Staff Research & Document Preparation, and the Redistribution Fee for applications during the commenting period. These three entitlements are proposed to be increased from the current hourly rate of \$140 per hour to \$145 per hour as proposed by the Engineering Division. The "per acre, per building permit, per sign, per unit, and per lot" fees are also not being proposed to change. The new rates within the Planning Division Fee schedule will take effect July 10, 2023, 60 days following the approval of the resolution by Council.

Stakeholder Outreach

An email was provided to a group of over 130 stakeholders describing the proposed changes to the 2023 Planning Division Fee Schedule on April 17, 2023. The stakeholders were the same as the Plan Check, Inspection Services, Encroachment Permits, and Community Investment Program Rates, which included the Building Industry Association (BIA), Fresno Metropolitan Flood Control District (FMFCD), the Clovis Unified School District, and several local residential and non-residential developers. No comments had been received as of the completion of this staff report.

Building Division Photovoltaic and Energy Storage Systems (ESS) Fees

Senate Bill No. 379, enacted in 2022, added Government Code Section 65850.52, effective January 1, 2023. This Section requires the City to implement an online, automated permitting platform that verifies code compliance and issues permits in real-time for a residential roof-top mounted photovoltaic system, as defined, that is no larger than 38.4 kilowatts alternating current nameplate rating and a residential energy storage system, as defined, paired with a residential solar energy system that is no larger than 38.4 kilowatts alternating platform current nameplate rating.

The City must have the online, automated permitting platform implemented by September 30, 2023. The City is on track to have the new platform fully implemented by the required deadline.

Currently, the City's permit fees are based on numerical counts of fixtures and components of a residential solar system. The updated fees in new Table S-1 (see **Attachment 4**) will simplify the calculation based on system-size only. The new fees are necessary for the fully automated process. The revised rates will take effect beginning June 15, 2023, 30 days after adoption of the ordinance by the Council.

California Environmental Quality Act

The proposed fee adjustments have been reviewed in compliance with the provisions of the California Environmental Quality Act (CEQA) and based upon the Public Resources Code Section 15061 (b)(3), there is no substantial evidence that the project will have a significant effect on the environment, therefore, all are exempt from CEQA.

FISCAL IMPACT

Engineering Department revenue increases will offset increased staff costs and allow City staff to maintain the current level of plan check and inspection services. The increase in the hourly rate will cover the increased costs of CIP staff and will not exceed the estimated amount required to provide the service for which the applicable fee is charged.

Planning Division revenue increases will offset increased staff costs and allow City staff to maintain the current level of service for entitlement applications. The fee increases will not exceed the estimated amount required to provide the service for which the applicable fee is charged.

Building Division revenue increase is necessary to help cover the cost of implementing the real-time permit approvals and issuance process for the new residential roof-top online real-time process and the residential standard photovoltaic permit process. The cost for the new automated permit system was included in the 2022-2023 budget and that cost to the City will be offset with the increased permit fees. The fee increases will not exceed the estimated amount required to provide the service for which the applicable fee is charged.

REASON FOR RECOMMENDATION

Staff is recommending an increase in the hourly billing rate to \$145 per hour to cover the cost of staff services provided on Plan Checks, Inspection Services, Encroachment Permits, and Community Investment Program projects.

Staff is recommending a revision to the Planning Division fee schedule to cover the cost of staff services provided on entitlement applications. The recommended adjustments are consistent with the discussion presented to stakeholders and the Council in 2022, during which Staff outlined its intent to proceed with routine or annual adjustments to the fees.

The Building Division Photovoltaic fees have not been adjusted since 2011. The new fee Table S-1 is necessary to implement the real-time permit approval and issuance process for the new residential roof-top online real-time process and the residential standard photovoltaic permit process.

ACTIONS FOLLOWING APPROVAL

1. Engineering staff will notify the development community and implement the new rates for Plan Check, Inspection Services, Encroachment Permits, and the Community Investment Program 60 days after approval of the resolution.

- 2. Planning staff will notify the development community and implement the new rates for the Planning Fee Schedule 60 days after approval of the resolution.
- 3. The Ordinance will return for a second reading and adoption during the May 15, 2023, City Council meeting. It will go into effect 30 days after its passage and adoption, if approved.

Prepared by: George Gonzalez, Senior Planner

Reviewed by: City Manager 77

RESOLUTION 23-___

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CLOVIS AMENDING PLAN CHECK, INSPECTION SERVICES, ENCROACHMENT PERMITS, AND COMMUNITY INVESTMENT PROGRAM RATES

WHEREAS, Chapter 2 of Title 7 of the Clovis Municipal Code provides rules and regulations for excavations and other work in City streets, for issuance of permits and fees therefor, and provides for a schedule of fees for engineering, inspection, staking and other services rendered by the City in connection with such work performed thereunder; and

WHEREAS, the Clovis Municipal Code, provides that fees be fixed by resolution; and

WHEREAS, the City Council of the City of Clovis desires to revise fees associated with services rendered by the City to cover the increased costs to the City of providing the applicable services.

NOW, THEREFORE, BE IT IS RESOLVED that the City Council of the City of Clovis hereby adopts the following revisions to the fee schedule for services hereinafter set forth and finds the fees set forth herein to be necessary to cover the increased costs to the City of providing the applicable services:

HOURLY RATE

The hourly rate for Engineering services rendered shall be set at \$145 per hour.

WITH RESPECT TO INITIAL SUBMITTAL FEES:

Initial plan review fees shall include four (4) submittals of the plans and preparation of all standard agreements (as indicated below). All additional submittals and preparation of non-standard agreements shall be subject to additional review fees per hour or fractions thereof at the Hourly Rate. Overtime fees will be 1.5 times the Hourly Rate per hour or fractions thereof with a two-hour minimum.

ENCROACHMENT PERMIT FEES:

- 1. The administrative charge for processing an application for an encroachment permit shall be based on 1 hour.
- 2. A minimum inspection fee of 3 hours at the hourly rate, or a fee calculated using the following inspection fees, whichever is greater, shall be applied to the proposed facilities to be installed within the City right-of-way. The fee shall be paid prior to issuance of a permit for the installation or construction of any of the items installed in the City right-of-way.

INSPECTION FEES:

See Attachment A

HOURLY CHARGES FOR REINSPECTION/RETEST AND OVERTIME:

Inspector Based on the Hourly Rate

Inspector (overtime) 1.5 times the Hourly Rate, two hour minimum

Other City Staff Based on the Hourly Rate

COMMUNITY INVESTMENT PROGRAM FEES:

Staff charges to the Community Investment Program will be billed at the established Hourly Rate.

SUBDIVISION PLAN CHECKING, TESTING, AND INSPECTION FEES:

Each person submitting a parcel map or a subdivision map to the City shall pay to the City, prior to submission of final subdivision or parcel map for approval, a fee for the checking of improvement plans associated with conditions of approval, testing, and inspecting all proposed improvements within the public right-of-way as follows:

- On the first \$10,000.00 of the estimated cost of improvements: 7%
- On the next \$490,000.00 of the estimated cost of improvements: 3.75%
- On the estimated cost of improvements in excess of the \$500,000: 2%

Said fees established by Section shall be based upon final cost estimates approved by the City Engineer and shall include all improvements as required under the conditions of approval for the entitlement, adjustment in or refund of such fees shall be made once fees have been paid; except when an entitlement is withdrawn or a reversion to acreage map is recorded, the unexpended portion of the required fee may be refunded upon written request made by the payer of said fees to the City Engineer.

OTHER ENTITLEMENT PLAN CHECK FEES

Each person submitting an entitlement other than a parcel map or a subdivision map to the City shall pay to the City, prior to submission of improvement plans for approval, a fee at the Hourly Rate based on 10 hours plus 11 hours per gross acre of development for the checking of all proposed improvement plans associated with conditions of approval within the public right-of-way. For entitlements with minimal conditioned work, the fee shall be based on 4 hours at the Hourly Rate.

INITIAL SUBMITTAL FEES:

The initial submittal of all tract map and parcel map reviews shall include a non-refundable payment for services to be rendered as follows:

- For each initial submittal of parcel maps with minimal off-site improvements: 1.5 hours
- For each initial submittal of parcel maps with significant off-site improvements: 12 hours
- For each initial submittal of tract maps: 30 hours

The initial submittal of all entitlements other than tract map and parcel map reviews shall include a non-refund able payment for services to be rendered as follows:

- For each initial submittal: either 20 hours or 10 hours plus 11 hours per gross acres, whichever is less.
- For each initial submittal of entitlements with minimal conditioned work: 4 hours

Said fees for this section shall be considered part of the fees calculated in Paragraphs 2 or 3 above. This initial payment shall be credited against the total plan check and/or inspection fee for the project with the balance due paid prior to final map or improvement plan approval.

The above said plan review fee shall include four (4) submittals of the plans and preparation of all standard agreements (as indicated below). All additional submittals and preparation of non-standard agreements shall be subject to additional review fees of per hour or fractions thereof based on the Hourly Rate. Overtime fees will be 1.5 times the Hourly Rate per hour or fractions thereof with a two-hour minimum.

Standard Agreements shall consist of the following:

- Subdivision and Parcel Map Agreement (a draft and one revision)
- Landscape Maintenance District Covenants

Non-Standard Agreements consist of the following:

- Deferment Agreements (includes fees and improvements)
- Perpetual Maintenance Agreements
- Escrow Instructions
- Special Research Requests
- Reciprocal Access/Maintenance Agreements
- Solid Waste and/or Temporary Turnaround Covenants
- Deeds, Easements and Irrevocable Offers of Dedication
- Right of Entry
- Partial Reconveyances
- Temporary Basin Maintenance Covenants
- Legal Descriptions for Street and Utility Deeds

BE IT FURTHER RESOLVED that the provisions of this Resolution shall not in any way affect provisions for fees or charges in any other Resolution or Ordinance of the City of Clovis.

* * * * *

AGENDA ITEM NO. 9.

AYES: NOES: ABSENT: ABSTAIN:				
DATED:	May 8, 2023			
	Mayor	 	City Clerk	

The foregoing resolution was introduced and adopted at a regular meeting of the City

Council of the City of Clovis held on May 8, 2023, by the following vote, to wit.

INSPECTION FEES 2023-2024					
Fee description	Quantity	Unit	Unit Price	Total Fee	
STREET WORK					
PERMIT PROCESSING FEE *	0	LS	\$237.50	\$0.00	
DEVELOPER APPLICATION FEE	0	LS	\$145.00	\$0.00	
MINIMUM INSPECTION FEE	0	EA	\$435.00	\$0.00	
RE-INSPECTION FEE (per occurrence)	0	EA	\$217.50	\$0.00	
WORKING IN R-O-W WITHOUT PERMIT	0	DAY	\$500.00	\$0.00	
VALLEY GUTTER	0	LF	\$2.90	\$0.00	
CURB / CURB AND GUTTER	0	LF	\$1.45	\$0.00	
SIDEWALK	0	SF	\$0.75	\$0.00	
MISC CONCRETE	0	SF	\$0.75	\$0.00	
DRIVE APPROACH	0	SF	\$0.75	\$0.00	
A/C PAVEMENT / TRENCH REPAIR	0	SY	\$2.20	\$0.00	
TRAFFIC MARKING / SIGNING	0	EA	\$145.00	\$0.00	
STREET LIGHTS	0	EΑ	\$36.25	\$0.00	
TRAFFIC CONTROL / LANE CLOSURE	0	EΑ	\$290.00	\$0.00	
TRAFFIC CONTROL / DETOUR	0	EΑ	\$725.00	\$0.00	
SEWER FACILITIES			•		
SEWER LATERAL	0	EΑ	\$45.90	\$0.00	
SEWER MAIN	0	LF	\$2.90	\$0.00	
MANHOLE	0	EΑ	\$97.00	\$0.00	
WATER FACILITIES			•	, ,	
WATER TIE-IN, 1"-3"	0	EA	\$172.50	\$0.00	
WATER TIE-IN, 4"-6"	0	EΑ	\$345.00	\$0.00	
WATER TIE-IN, 8" AND LARGER	0	EA	\$690.00	\$0.00	
WATER SERVICE HOT TAP	0	EA	\$97.00	\$0.00	
WATER MAIN / SERVICE LINE	0	LF	\$2.90	\$0.00	
WATER METER	0	EA	\$0.00	,	
FIRE HYDRANT	0	EΑ	\$97.00	\$0.00	
BLOW-OFF	0	EA	\$97.00	\$0.00	
DRAINAGE FACILITIES	-		*******	7	
STORM DRAIN MAIN	0	LF	\$2.90	\$0.00	
MANHOLE	0	EA	\$97.00	\$0.00	
SIDEWALK DRAINS	0	EA	\$97.00	\$0.00	
DRAIN INLETS	0	EA	\$97.00	\$0.00	
LANDSCAPE FACILITIES	•		ψ01100	φοίοσ	
PUBLIC LANDSCAPE	0	SF	\$0.12	\$0.00	
PUBLIC IRRIGATION (per each component)	0	EA	\$72.50	\$0.00	
WELO INSPECTION	0	EA	\$145.00	\$0.00	
SUB TOTAL OF FEES			VIII0100	\$0.00	
FIBER UTILITY PROCESSING FEE (1-3 hrs.)	0	HR	\$145.00	\$0.00	
Credit		1111	\$0.00	\$0.00	
Processing Fee Waver	0		\$179.00	\$0.00	
TOTAL FEES				\$0.00	

NOTE:

^{*} includes a \$20 Energov Fee

RESOLUTION 23-

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CLOVIS APPROVING THE 2023 CITY OF CLOVIS PLANNING DIVISION FEE SCHEDULE AND FINDING THE PROJECT EXEMPT FROM FURTHER ENVIRONMENTAL REVIEW UNDER SECTION 15061(B)(3) OF THE CALIFORNIA ENVIRONMENTAL QUALITY ACT GUIDELINES

WHEREAS, the City of Clovis Planning Division is proposing an update to the 2022 Planning Division Fee Schedule; and

WHEREAS, the update to the Fee Schedule is based primarily on the Consumer Price Index (CPI) for All Urban Consumers, including utilizing the average of the last five (5) years of the Consumer Price Index (CPI) percentage changes to arrive at a total increase of 3.81% to cover the increased costs to the City of providing the applicable services; and

WHEREAS, certain exceptions to the 3.81% increase are included where the fee is based on the hourly rate; and

WHEREAS, the hourly rate is proposed to increase from the current rate of \$140 to \$145 to cover the increased costs to the City of providing the applicable services; and

WHEREAS, the "per acre, per building permit, per sign, per unit, and per lot" fees are not being proposed to change; and

WHEREAS, the City published a Notice of the City Council Public Hearing for May 8, 2023, to consider the 2023 City of Clovis Planning Division fee schedule in the Business Journal ten days prior to said hearing; and

WHEREAS, on May 8, 2023, the City Council considered testimony and information received at the public hearing and the oral and written reports from City staff, as well as other documents contained in the record of proceedings relating to the 2023 City of Clovis Planning Division fee schedule, which are maintained at the offices of the City of Clovis Department of Planning and Development Services; and

WHEREAS, the City Council has reviewed and considered the staff report and all written materials submitted in connection with the request and hearing and considering the testimony presented during the public hearing; and

WHEREAS, the proposed project has been reviewed in compliance with the provisions of the California Environmental Quality Act (CEQA) and, based upon the Public Resources Code Section 15061 (b)(3), there is no substantial evidence that the project will have a significant effect on the environment, therefore, is exempt from CEQA.

NOW, THEREFORE, BE IT RESOLVED, that the City of Clovis Council approves the 2023 City of Clovis Planning Division fee schedule per **Attachment A** hereto and finds the fees set forth therein to be necessary to cover the increased costs to the City of providing the applicable services.

* * * *

The foregoing resolution was introduced and adopted at a regular meeting of the City Council of the City of Clovis held on May 8, 2023, by the following vote, to wit.

AYES: NOES: ABSENT:	
ABSTAIN:	
 Mayor	City Clerk





City of Clovis Planning Division FEE SCHEDULE

The following are the fees to be paid when filing an application with the City of Clovis Planning Division. The fee must accompany the application. Once an application is accepted, refunds and/or withdrawals shall be processed in accordance with Development Code Section 9.50.070.

Effective Date: July, 2023 (Adopted on May, 2023 by City Con	uncil Resolution 23)
ENTITLEMENT	FEE
ABANDONMENT	
Abandonment (Summary)	\$1,067
Abandonment of Right-of-Way	\$1,691
AMENDMENTS	
General Plan Amendment	\$13,560 + \$55/Acre
Ordinance Amendment	\$6,246
ANNEXATION / REORGANIZATION Does not include LAFCo Fees	
Sphere of Influence Expansion	\$23,633 + \$119/Acre
Annexation/ Reorganization	\$23,633 + \$119/Acre
Agricultural Preserve Annexation (In addition to Annexation Fee)	\$7,496 + \$119/Acre
APPEALS	
Appeal requiring a City Council Hearing	\$1,691
Appeal requiring a Planning Commission Hearing	\$3,201
ENVIRONMENTAL ASSESSMENT Not part of any other application (The normal cost of environmental assessments, except EIRs is included in	n the various application fees)
EIR or EA by Consultant hired by the City	Cost + 15% (\$10,000 Initial Deposit)
Categorical Exemption	\$1,119
Negative Declaration	\$4,241
Mitigated Negative Declaration	\$5,205
NEPA Compliance	Actual Cost
HOME OCCUPATION PERMIT	
Small Home Occupation Permit	\$145
Large Home Occupation Permit	\$250
MISCELANEOUS	
Adult Oriented Business Permit	\$8,068
Rear Yard Encroachment Permit	\$228
Staff Research & Document Preparation (Deferment Agreements, Zoning Confirmations, etc)	\$145/hr (1 Hr. Min.)
Determination of Use	\$4,710
Redistribution Fee (Within the commenting period)	\$145
Redistribution Fee (After the commenting period)	\$364
Sidewalk Permit (Contact the Economic Development Department for more information)	\$70
RESIDENTIAL SITE PLAN REVIEW	
Residential Site Plan Review, Single Family Residential, Subdivision	\$4,788 + 60/ Building Permit
Residential Site Plan Review, Single Family Residential Amendments, Individual Lot	\$910
SIGN REVIEW	
Sign Review	\$325 + \$20/Sign
Sign Review (Subdivision)	\$675 + \$20/Sign
Sign Review Amendment	1/2 base fee

SITE PLAN REVIEW			
Site Plan Review, Non-Residential	\$5,959	+ \$11	AGENDA ITEM NO. 9
Site Plan Review, Non-Residential (Requiring Planning Commission hearing)	\$10,072	+ \$119	9/Acre
Site Plan Review, 1-4 Multifamily Units	\$4,294	+ \$55/	
Site Plan Review, Multifamily Residential 5+ Units	\$5,960	+ \$55/	'Unit
Site Plan Review, Multifamily Residential (Requiring Planning Commission hearing)	\$10,072	+ \$55/	'Unit
Site Plan Review, Amendment	1/2 Establishe	ed Fee	
Site Plan Review, Exterior Amendment/ Amendments to Conditions	\$1,404		
MULTIFAMILY DESIGN REVIEW (Objective Standards)			
Multifamily Residential Design Review (1-4 Multifamily Units)	\$4,294	+ \$55/	/Unit
Multifamily Residential Design Review (5+ Multifamily Units)	\$5,959	+ \$55/	/Unit
Multifamily Design Review Amendment	1/2 Establishe	ed Fee	
SUBDIVISIONS			
Lot Line Adjustment- Minor (Involves one lot line)	\$1,145		
Lot Line Adjustment- Major (Involves multiple lot lines)	\$1,613		
Tentative Parcel Maps	\$7,131		
SB9 - Tentative Parcel Maps	\$6,350		
Final Parcel Maps	\$2,238	+ \$55/	Lot or Unit
SB9 - Final Parcel Maps	\$2,160	+ \$55/	Lot or Unit
Tentative Tract Map, Planning Commission	\$11,530	+ \$55/	Lot or Unit
Tentative Tract Map, Planning Commission & City Council	\$14,028	+ \$55/	Lot or Unit
Final Tract Map	\$3,227	+ \$30/	Lot or Unit
Tentative Tract Map- Amendment/ Amendment to Conditions	1/2 Base Fee		
Refiling of an Expired Tentative Tract Map (Request can incorporate no changes to the approved map and must be filed within 6 months of expiration)	1/2 Establishe	ed Fee	
USE PERMITS			
Administrative Use Permit	\$1,717		
Conditional Use Permit	\$7,990		
Conditional Use Permit, requiring City Council Hearing	\$9,760		
Office & Business Campus PUD	\$10,540	+ \$35/	Lot or Unit
Planned Development Permit (Residential and Non-Residential)	\$10,540	+ \$35/	Lot or Unit
Conditional Use Permit, Amendment	\$6,168		
Conditional Use Permit, Extension	\$2,602		
Temporary Use Permit	\$494		
VARIANCE			
Single Family Residential	\$5,153		
All Other Variances	\$7,860		
Minor Deviation	\$858		
Minor Adjustment- Signs	\$1,040		
ZONING			
Single Family Rezone/ Prezone	\$13,586	+ \$55/	'Acre
Rezone/ Prezone other than Single Family & PCC	\$13,586	+ \$55/	'Acre
Planned Commercial Center (PCC) Rezone/ Prezone	\$15,408	+ \$55/	/Acre
Planned Commercial Center (PCC) Rezone, Amendments/ Amendments to Conditions	1/2 Base Fee		
Mixed Use Zone	\$15,408	+ \$55/	/Acre
Master Plan Community Overlay District	\$18,635	+ \$55/	Acre
Master Plan Community Overlay District Amendments- Minor Amendment	\$1,404		
Master Plan Community Overlay District Amendments- Major Amendment	1/2 Base Fee		

ORDINANCE 23-__

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 THE UNIFORM ADMINISTRATIVE CODE TO ADD FEE TABLE S-1

The City Council of the City of Clovis does ordain as follows:

<u>Section 1</u>: Amendment to the Permit fees of Chapter 8.1 of Title 8 of the Clovis Municipal Code. Section 8.1.01.1, subsection (c) of Chapter 8.1 of Title 8 of the Clovis Municipal Code is amended to read as follows:

(c) The first paragraph of Section 304.2, Permit Fees, is amended to read as follows:

304.2 Permit Fees. The fee for each permit shall be as set forth in Tables B-1, E-1, M-1, P-1, S-1, and 3-G and 3-H, adopted by Ordinance and on file with the building official. The fees and fee calculation methodologies set forth in these Tables shall prevail over any conflicting fees or fee calculation methodologies set forth in any other adopted uniform code. Where a technical code has been adopted by the jurisdiction for which no fee schedule is shown in this code, the fee required shall be in accordance with the schedule established by the legislative body.

Section 2: Adoption of Table S-1.

Table S-1 referenced in Clovis Municipal Code Section 8.1.01.1(c) as amended herein is attached hereto and hereby adopted to be effective upon the effective date of this Ordinance.

Section 3: Severability Clause.

If any section, subsection, sentence, clause, or phrase of this Ordinance is for any reason held by a court of competent jurisdiction to be invalid, such a decision shall not affect the validity of the remaining portions of this Ordinance. The City Council of the City of Clovis hereby declares that it would have passed this Ordinance and each section, subsection, sentence, clause, or phrase thereof, irrespective of the fact any one or more sections, subsections, clauses, or phrases be declared invalid.

SECTION 4: Notification to California Building Standards Commission of Local Amendments.

The City Clerk is hereby directed to file a copy of this Ordinance with the California Building Standards Commission of the State of California.

SECTION 5: Effective Date.

This Ordinance shall take effect and be in full force and effect from and after thirty (30) days after its final passage and adoption. Within fifteen (15) days after its adoption, the Ordinance, or a summary of the Ordinance, shall be published once in a newspaper of general circulation.

APPROVED	: May 8	3, 2023	3								
	Mayo	r						City C	Clerk		
	*	*	*	*	*	*	*	*	*	*	
•	023, and	was a	adopte				_		_	•	Council held lay 15, 2023,
AYES: NOES: ABSENT: ABSTAIN:											
DATED:	May 15	5, 2023	3								
								City (Clerk		

Qty.	Electrical Number	Exhibit S-1 Table S-1 Description	Fixed Rate	
	3000	Permit Issuance (per permit)	38.00	
	3005	Information Maintenance Service (IMS) (per permit)	20.00	
	3020	Solar Permit Issuance (one per permit)		
		15 kW or Less	392.00	
		Over 15 kW to a maximum of 16 kW	442.00	
		Over 16 kW to a maximum of 17 kW	457.00	
		Over 17 kW to a maximum of 18 kW	472.00	
		Over 18 kW to a maximum of 19 kW	487.00	
		Over 19 kW to a maximum of 20 kW	502.00	
		Over 20 kW to a maximum of 21 kW	517.00	
		Over 21 kW to a maximum of 22 kW	532.00	
		Over 22 kW to a maximum of 23 kW	547.00	
		Over 23 kW to a maximum of 24 kW	562.00	
		Over 24 kW to a maximum of 25 kW	577.00	
		Over 25 kW to a maximum of 26 kW	592.00	
		Over 26 kW to a maximum of 27 kW	607.00	
		Over 27 kW to a maximum of 28 kW	622.00	
		Over 28 kW to a maximum of 29 kW	637.00	
		Over 29 kW to a maximum of 30 kW	652.00	
		Over 30 kW to a maximum of 31 kW	667.00	
		Over 31 kW to a maximum of 32 kW	682.00	
		Over 32 kW to a maximum of 33 kW	697.00	
		Over 33 kW to a maximum of 34 kW	712.00	
		Over 34 kW to a maximum of 35 kW	727.00	
		Over 35 kW to a maximum of 36 kW	742.00	
		Over 36 kW to a maximum of 37 kW	757.00	
		Over 37 kW to a maximum of 38 kW	772.00	
		Over 38 kW to a maximum of 38.4 kW	787.00	

Total permit fee is the sum of 3000, 3005, 3020



CITY of CLOVIS

REPORT TO THE CITY COUNCIL

TO: Mayor and City Council

FROM: Planning and Development Services

DATE: May 8, 2023

SUBJECT: Consider Approval – Res. 23-____, A resolution revising the Master

Development Fee Schedule and Providing a Description of Fees to be

Requested for County Adoption.

Staff: Sean Smith, Supervising Civil Engineer

Recommendation: Approve

ATTACHMENTS: 1. Res. 23-___, Revising Master Development Fee Schedule

2. Master Development Fee Schedule 23-24

3. Fee Comparisons 23-24

4. Nexus Sheets for Development Impact Fees

CONFLICT OF INTEREST

Councilmembers should consider recusal if a campaign contribution exceeding \$250 has been received from the project proponent (developer, applicant, agent, and/or participants) since January 1, 2023 (Government Code 84308).

RECOMMENDATION

For the City Council to approve Res. 23-____, revising the Master Development Fee Schedule and providing a description of fees to be requested for County Adoption.

EXECUTIVE SUMMARY

Staff proposes an update to the Development Impact Fees (DIF) in accordance with applicable provisions of the municipal code, which authorizes an annual adjustment to reflect actual construction and acquisition costs based on market conditions. The municipal code also authorizes an annual adjustment based on the Construction Cost Index (CCI) for California Cities, but staff is proposing to use the market-based actual cost method based on Council's direction at last year's fee update hearing and the substantial local volatility of construction costs. For reference, the average CCI between the Los Angeles and San Francisco areas for calendar year 2022 is +4.6%.

The most significant increases within the DIF program are being proposed within the Sewer and Water categories. The overall increase in Development Impact Fees to a development project

is dependent upon the land use and the location of the project within the City. The overall increases range from 12% to 23%.

No increase is proposed for the Water Supply Fee as it was re-established and approved by Council in March 2020 based on the current fixed costs to acquire 7,000 acre-feet of water per year.

Administrative fee rates are based on a percentage of certain DIFs and have been evaluated and found to be adequate and do not need to be updated with this DIF update.

BACKGROUND

The comprehensive fee evaluation based on the market conditions requires staff to analyze current construction costs, and to re-evaluate, quantify, and estimate the remaining planned City infrastructure needed for the estimated growth, update the DIF fund balances, and review market trends.

Last year Council limited the increases to the Sewer, Water and Street categories in consideration of the uncertainty in the projected market and inflation. There was an understanding that the substantial inflation in construction cost represented a spike and that costs would normalize and possibly come back down over the following year. However, this year's comprehensive review and fee evaluation shows a continued increase in inflation, labor, and material costs since the last update. There is some opinion in the development and construction industry of some cost reductions going forward. However, those same opinions proved incorrect over the past year. Staff believes, even if inflation slows, costs are not likely to decline appreciably and will certainly not return to pre-inflation (2021) levels over the next year. Limiting the necessary DIF increases based on assumptions of construction costs decreasing over the next year, as was done last year, is likely to result in widening the gap between the funds needed to build the infrastructure associated with the estimated growth and the funds collected to build the necessary infrastructure.

The municipal code provides for an annual update of the DIF program either through a comprehensive market-based review and evaluation of the fee rates or through an adjustment based on the average CCI between the Los Angeles and San Francisco areas for the twelve (12) month period ending the prior December.

Regular annual review, evaluation, and adjustments to DIFs are needed to keep pace with construction cost fluctuations and ensure that infrastructure associated with growth is fully funded. The CCI provides an appropriate alternative measurement of construction cost fluctuations and serves as a good basis for adjusting the fees between major cost reevaluations. In turn, these adjustments ensure timely reimbursements to developers who install infrastructure that is beyond their fair share.

Overall Results

The rate revisions will result in an increase in overall Development Impact Fees to a development project that ranges from 12% to 23% depending on land use and location.

Stakeholder Outreach

A series of emails was provided to a group of over 130 stakeholders describing the proposed increases and all were offered the opportunity to meet in person with staff to discuss the proposed increases to the fees. Four meetings were held, and they occurred weekly, with one the last week of March and the others occurring the first three weeks of April. The stakeholders included the Building Industry Association (BIA), Fresno Metropolitan Flood Control District (FMFCD), the Clovis Unified School District, and several local residential and non-residential developers. Several separate meetings were also held with smaller stakeholder groups upon request. The stakeholder meetings lead to the refining of several fees, including Sewer, Water and Fire.

As of the time of this staff report, no correspondence had been received from the stakeholders. The BIA indicated they would be providing correspondence that includes their suggested alternative but it had not been received.

Mitigation Fee Act (Government Code, Sections 66000 – 66024)

Section 66001 of the Government Code requires that the City shall do all of the following at the time that it establishes, increases or imposes a fee as a condition of approval of a development project:

- 1. Identify the purpose of the fee.
- 2. Identify the use to which the fee is to be put (identify the public facilities to be constructed).
- 3. Determine how there is a reasonable relationship (nexus) between the fees and the type of development project on which the fee is imposed.
- 4. Determine how there is a reasonable relationship (nexus) between the need for the public facility and the type of development project on which the fee is imposed.

Items 1 and 2 are clearly identified in various provisions of the municipal code for each fee. Items 3 and 4 are met through multiple actions taken by the City Council such as:

- 1. The General Plan
- 2. Specific Plans
- 3. Master Plans for Sewer, Water, Recycled Water, etc.
- 4. The method by which fee rates are established which evaluates the cost of improvements identified in the various adopted plans and distributes that cost among the developable properties within the respective service areas in rough proportion to their impact on, or need for, the public facilities.

AB602 (Government Code, Section 66016.5(a)(5)

AB602 established new requirements beginning in 2022 for agencies implementing Development Impact Fee programs to base residential impact fees on the square footage of the proposed residential units or make specific findings to explain why other metrics are

appropriate. To comply with AB602, staff evaluated and compared the current metrics used for imposing DIFs with the proposed square foot metric, and staff has determined the effectiveness and appropriateness of the current metrics for imposing DIFs by the City is established with decades of data and results. Staff worked with the City Attorney's Office to provide Council with the necessary findings to justify continued use of the current City metrics of imposing DIFs (Fees based on acreage or dwelling units) rather than an untested, unproven, and speculative metric based on residential square footage. These findings are included in Appendix A of the Nexus Sheets, Attachment 4 and are included as part of the Resolution for approving the updated fee schedule.

County Developments

The Memorandum of Understanding between the City of Clovis and the County of Fresno (MOU) includes a provision for county developments within the Clovis Sphere of Influence, as follows:

"CITY development fees shall be charged for any discretionary development applications to be approved by the COUNTY within the CITY's sphere of influence. To establish or amend CITY development fees, CITY shall conduct a public hearing and notify property owners in accordance with State Law. At the conclusion of that hearing, CITY shall adopt a resolution describing the type, amount, and purpose of CITY fees to be requested for COUNTY adoption."

"CITY shall transmit the adopted resolution to the COUNTY for its adoption of the fees. CITY shall include a draft ordinance for COUNTY's adoption with appropriate supporting documentation or findings by the CITY demonstrating that the fees comply with Section 66000 of the Government Code and other applicable State Law requirements. ..."

The resolution under consideration includes a statement of finding that the fees are in compliance with the Government Code and describes the type, amount and purpose of the fees by reference to the Master Development Fee Schedule and the Municipal Code. This resolution and a draft ordinance will be transmitted to the County of Fresno for adoption upon approval by council.

FISCAL IMPACT

The increases to the fee rates will provide funding commensurate with current land acquisition and construction costs for the public facilities needed to serve new development.

REASON FOR RECOMMENDATION

The findings for AB602 to justify continued use of the City's current method of imposing DIFs can be made as staff's analysis indicates that the City's metrics are the most appropriate for the basis of imposing residential impact fees rather than the square footage of proposed residential units.

The Municipal Code requires annual review and adjustment of the fees based on actual land acquisition and construction costs or the percentage increase or decrease in the Engineering News Record Index for the California Cities for the twelve (12) month period ending the prior December.

ACTIONS FOLLOWING APPROVAL

- 1. Staff will notify the development community and implement the new fee rates 60 days after approval of the resolution.
- 2. Staff will proceed with getting the fees adopted by the Fresno County Board of Supervisors.

Prepared by: Sean Smith, Supervising Civil Engineer

Reviewed by: City Manager 974

RESOLUTION 23-___

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CLOVIS REVISING THE MASTER DEVELOPMENT FEE SCHEDULE AND PROVIDING A DESCRIPTION OF FEES TO BE REQUESTED FOR COUNTY ADOPTION

WHEREAS, the State of California has enacted Section 66000 et seq. of the Government Code ("Mitigation Fee Act") which allows the City to collect development impact fees; and

WHEREAS, the City has duly adopted various development impact fees in accordance with applicable provisions of the Mitigation Fee Act, and such fees are described in applicable provisions of the Clovis Municipal Code; and

WHEREAS, Chapter 3.10 of the Clovis Municipal Code, adopted in accordance with the Mitigation Fee Act, requires the City's Development Impact Fees to be annually reviewed and adjusted by one of the following methods: (1) automatically adjusted each fiscal, effective July 1, by the percentage equal (increase or decrease) to the Engineering News-Record Index for the California Cities for the twelve (12) month period ending the prior December, or (2) adjusted to reflect actual construction/acquisition costs; and

WHEREAS, Clovis Municipal Code section 3.10.02 provides that any annual increase to Development Impact Fees by one of the authorized methods is not deemed an increase to the fees subject to the Mitigation Fee Act, and any adjusted fees shall be subject to City Council review and approval by resolution and shall be included in the City's Master Development Fee Schedule; and

WHEREAS, the State of California recently enacted Section 66016.5(a)(5) of the Government Code, which is one of the changes resulting from AB 602, which requires a new nexus study for development impact fees after July 1, 2022, to calculate the fees imposed on a housing development project proportionately to the square footage of proposed units, but also authorizes the fees to be calculated and imposed without complying with the square footage metric if certain findings are made; and

WHEREAS, City staff has performed the annual review of development impact fees, conducted the required nexus analysis, and prepared the nexus report for the City's fiscal year 2023-2024 Development Impact Fees, including the necessary findings required by Government Code section 66016.5(a)(5)(B) for using an alternative basis for calculating fees rather than the inappropriate square footage metric of calculating fees, which nexus report and findings are incorporated herein by this reference, and recommends the City Council approve

the nexus report and findings, and approve an adjustment to the fee rates based on current actual construction costs as authorized by Clovis Municipal Code section 3.10.02(b); and

WHEREAS, the applicable first amendment to the memorandum of understanding between the County of Fresno and the City of Clovis (MOU) requires that the City adopt a resolution describing the type, amount, and purpose of City development impact fees to be requested for County adoption, and

WHEREAS, the MOU further requires the City make findings demonstrating that the fees comply with applicable provisions of the Mitigation Fee Act and State law.

WHEREAS, the City Council conducted a duly noticed public hearing on the proposed adjustment to the City's Development Impact Fees at the regular City Council meeting on May 8, 2023, and considered the staff report, including all attachments to the staff report, the presentation from staff during the meeting, and all oral and written comments and materials provided at the meeting.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CLOVIS HEREBY FINDS AND RESOLVES AS FOLLOWS:

- The referenced and incorporated Nexus Report for Development Impact Fees Fiscal Year 2023-2024, including the Findings in Support of the Continuation of City Policies to Calculate and Impose Residential Development Impact Fees on a Per Unit or Per Acre Basis, is hereby approved.
- 2. The referenced and incorporated Findings in Support of the Continuation of City Policies to Calculate and Impose Residential Development Impact Fees on a Per Unit or Per Acre Basis includes an adequate discussion and justification as required by Government Code section 66016.5(a)(5)(B), including but not limited to: (i) an explanation as to why square footage is not an appropriate metric to calculate fees imposed on a housing development project, (ii) an explanation that an alternative basis of calculating the fee bears a reasonable relationship between the fee charged and the burden posed by the development, and (ii) that other policies in the fee structure support smaller developments, or otherwise ensure that smaller developments are not charged disproportionate fees.
- 3. City staff's annual review of and proposed adjustment to the City's Development Impact Fees is in accordance with Chapter 3.10 of the Clovis Municipal Code and applicable provisions of the Mitigation Fee Act, and the Master Development Fee Schedule for charges therein provided and attached hereto as Exhibit "A", is hereby approved, and any adjusted fee rates shall be effective beginning sixty (60) days following approval of this Resolution.
- 4. This Resolution is effective immediately and shall continue in force unless amended or repealed by the City Council.

5.	Fresno are attached he City of Clov state laws	described on the reto) and in the is does hereby for including without Code Sections	e Master De Clovis Munic ind that the fout limitation	evelopment ipal Code, a lees are in o n the Mitig	Fee Schedule and the City Co compliance with	(Exhibit "A" ouncil of the applicable
	*	*	*	*	*	
		ition was introdu vis held on		•		•
AYES: NOES: ABSENT: ABSTAIN:						
DATED:	May 8, 2023	3				
_	Mayo	or			City Clerk	

AGENDA ITEM NO. 10.

Water Major Facilities						
Residential	•					
Residential	2.0 or less	\$13,871	per unit			
Residential	2.1 to 2.5	\$13,871	per unit			
Residential	2.6 to 3.0	\$13,871	per unit			
Residential	3.1 to 3.5	\$13,871	per unit			
Residential	3.6 to 4.0	\$13,871	per unit			
Residential	4.1 to 4.5	\$13,871	per unit			
Residential	4.6 to 5.0	\$11,774	per unit			
Residential	5.1 to 5.5	\$9,677	per unit			
Residential	5.6 to 6.0	\$9,457	per unit			
Residential	6.1 to 6.5	\$9,237	per unit			
Residential	6.6 to 7.0	\$9,017	per unit			
Residential	7.1 to 7.5	\$8,797	per unit			
Residential	7.6 to 8.0	\$8,577	per unit			
Residential	8.1 to 8.5	\$8,357	per unit			
Residential	8.6 to 9.0	\$8,137	per unit			
Residential	9.1 to 9.5	\$7,917	per unit			
Residential	9.6 to 10.0	\$7,697	per unit			
Residential	10.1 to 10.5	\$7,477	per unit			
Residential	10.6 to 11.0	\$7,257	per unit			
Residential	11.1 to 11.5	\$7,170	per unit			
Residential	11.6 to 12.0	\$7,083	per unit			
Residential	12.1 to 12.5	\$6,996	per unit			
Residential	12.6 to 13.0	\$6,909	per unit			
Residential	13.1 to 13.5	\$6,822	per unit			
Residential	13.6 to 14.0	\$6,735	per unit			
Residential	14.1 to 14.5	\$6,648	per unit			
Residential	14.6 to 15.0	\$6,561	per unit			
Residential	15.1 to 15.5	\$6,474	6474			
Residential	15.6 to 16.0	\$6,387	per unit			
Residential	16.1 to 16.5	\$6,300	per unit			
Residential	16.6 to 17.0	\$6,213	per unit			
Residential	17.1 to 17.5	\$6,126	per unit			
Residential	17.6 to 18.0	\$6,039	per unit			
Residential	18.1 to 18.5	\$5,952	per unit			
Residential	18.6 to 19.0	\$5,865	per unit			
Residential	19.1 to 19.5	\$5,778	per unit			
Residential	19.6 to 20.0	\$5,685	per unit			
Commercial Retail		\$6.94	per bldg sf			
Professional Office		\$6.94	per bldg sf			
Industrial		\$1.86	per bldg sf			
Schools		\$14,515	per gross acre			
Public Facilities		\$3.76	per bldg sf			
FMFCD Basins		\$101,604.00	per gross acre			
Assisted Living		\$6.58	per bldg sf			

Water		
Water oversize		
All Areas except RT Ph 1,2	\$2,543	per gross acre
RT Park Phase 1, 2	\$275	per gross acre
Water front footage		
All Areas except RT Ph 1,2	\$43.70	per linear foot
RT Park Phase 1, 2	\$0	
Non-Potable Water System	\$3,941	per gross acre

Water Service					
Water meter:					
3/4"	\$348 each				
1"	\$435 each				
1 1/2" (residential only)	\$737 each				
2" (residential only)	\$940 each				
1 1/2" (landscape)	\$946 each				
2" (landscape)	\$1,080 each				
3" (landscape)	\$1,520 each				
4" (landscape)	\$2,523 each				
6" (landscape)	\$4,559 each				
1 1/2" (MFR & Non-res)	\$1,277 each				
2" (MFR & Non-res)	\$1,449 each				
3" (MFR & Non-res)	\$1,991 each				
4" (MFR & Non-res)	\$3,120 each				
6" (MFR & Non-res)	\$5,438 each				
Transceiver Fee	\$170 each				
Water service w/meter:					
3/4"	\$6,485 each				
1"	\$6,572 each				
1 1/2"	\$7,522 each				
2"	\$8,166 each				

Attachment 2

AGENDA ITEM NO. 10.

CITY OF CLOVIS MASTER DEVELOPMENT FEE SCHEDULE FULL IMPLEMENTATION

Sewer		
Sewer Major Facilities		
Single Family Residential	\$9,584	per unit
Multi-Family Residential	\$7,763	per unit
Commercial Retail	\$5.75	per bldg sf
Professional Office	\$4.89	per bldg sf
Industrial	\$2.68	per bldg sf
Assisted Living	\$9,584	per EDU
*Other	\$9,584	per EDU
All Projects in Core Area (Page 7)	\$0	
Sewer oversize		
All Areas except RT Ph 1,2	\$1,114	per gross acre
RT Park Phase 1, 2	\$0	
Sewer front footage		
All Areas except RT Ph 1,2	\$32.05	per linear foot
RT Park Phase 1, 2	\$0	
Sewer house branch connection		
4" lateral	\$136.00	per linear foot
6" lateral	\$138.00	per linear foot

^{*}Other includes hospitals, churches, hotels, motels, schools

Parks		
Park Acquisition and Development:		
All Residential	\$5,662	per unit
Retail	\$0.69	per bldg. sf.
Office	\$1.50	per bldg. sf.
Industrial	\$0.49	per bldg. sf.
All projects in core area (Page 7)	\$0	

Community sanitation fee		
Single family lot	\$509	per unit
Multi-family, non-residential	\$412	per unit

Admin., Public Facilities, Misc.						
Undergrounding administration fee	1.50%	of UG fees				
Street administration fee	1.50%	of street fees				
Administration fee	1.50%	of fees				
Fire Department Fee (Growth Areas) Outside Core Area Core Area	\$2,075 \$0	per unit				
Police Department Fee Growth Areas Core Area	\$1,457 \$0	per unit				
Special Area Annexation Fee	\$0	per gross acre				
Loma Vista Community Centers Master Plan Zone District Program Fee	\$1,591	per net acre				
Library Facilities Impact Fee***	6760					
Single family lot Multi-family, assisted living/group homes	\$760 \$621	per unit per unit				

Utility Undergrounding						
Utility Undergrounding fee						
Underground Area 1	\$8,400	per gross acre				
RT Park Phase 1, 2	\$2,797	per gross acre				
Underground Area 2	\$0	per gross acre				
Underground Area 3	\$8,003	per gross acre				
Underground Area 4	\$7,823	per gross acre				

Neighborhood Par	k Deposit		
Neighborhood Park Deposit			
Street Area 4 (Loma Vista Specific Plan)	\$5,643	per unit	

AGENDA ITEM NO. 10.

Street Fees

Area 1	Basis of Charge	Outside Travel Lane	Center Travel Lane	Traffic Signals	Bridges	Quadrant Intersections	Total
SFR - Rural (0 - 0.5)	per unit	\$7,968	\$2,062	\$860	\$78	\$0	\$10,968
SFR - Very Low Density (0.6 - 2)	per unit	\$7,968	\$2,062	\$859	\$78	\$0	\$10,967
SFR - Low Density (2.1 - 4)	per unit	\$7,968	\$2,062	\$860	\$78	\$0	\$10,968
SFR - Medium Density (4.1 - 7)	per unit	\$7,968	\$2,062	\$859	\$78	\$0	\$10,967
MFR - Medium High Density (7.1 - 15)	per unit	\$4,781	\$1,237	\$516	\$47	\$0	\$6,581
MFR - High (15.1 - 25)	per unit	\$4,781	\$1,237	\$516	\$47	\$0	\$6,581
MFR - Very High (25.1 - 43)	per unit	\$4,781	\$1,237	\$516	\$47	\$0	\$6,581
Retail	per 1000 bldg sf	\$12,575	\$3,254	\$1,356	\$122	\$0	\$17,307
Office, Public Facilities	per 1000 bldg sf	\$5,734	\$1,484	\$619	\$56	\$0	\$7,893
Industrial, Assisted Living	per 1000 bldg sf	\$1,543	\$399	\$166	\$15	\$0	\$2,123
Schools	per 1000 bldg sf	\$10,060	\$2,603	\$1,085	\$98	\$0	\$13,846
Churches	per 1000 bldg sf	\$5,734	\$1,484	\$619	\$56	\$0	\$7,893
Mini Storage	per gross acre	\$20,164	\$5,214	\$2,169	\$196	\$0	\$27,743

Area 1							
RT Park Phase 1, 2	Basis of Charge	Outside Travel Lane	Center Travel Lane	Traffic Signals	Bridges	Quadrant Intersections	Total
Industrial	per 1000 bldg sf	\$1,256	\$222	\$121	\$0	\$0	\$1,599
Office	per 1000 bldg sf	\$4,667	\$825	\$450	\$0	\$0	\$5,942

Area 2	Basis of Charge	Outside Travel Lane	Center Travel Lane	Traffic Signals	Bridges	Quadrant Intersections	Total
SFR - Rural (0 - 0.5)	per unit	\$412	\$0	\$105	\$0	\$0	\$517
SFR - Very Low Density (0.6 - 2)	per unit	\$412	\$0	\$106	\$0	\$0	\$518
SFR - Low Density (2.1 - 4)	per unit	\$412	\$0	\$106	\$0	\$0	\$518
SFR - Medium Density (4.1 - 7)	per unit	\$412	\$0	\$106	\$0	\$0	\$518
MFR - Medium High Density (7.1 - 15)	per unit	\$248	\$0	\$63	\$0	\$0	\$311
MFR - High (15.1 - 25)	per unit	\$248	\$0	\$63	\$0	\$0	\$311
MFR - Very High (25.1 - 43)	per unit	\$248	\$0	\$63	\$0	\$0	\$311
Retail	per 1000 bldg sf	\$649	\$0	\$166	\$0	\$0	\$815
Office, Public Facilities	per 1000 bldg sf	\$296	\$0	\$76	\$0	\$0	\$372
Industrial, Assisted Living	per 1000 bldg sf	\$79	\$0	\$21	\$0	\$0	\$100
Schools	per 1000 bldg sf	\$520	\$0	\$133	\$0	\$0	\$653
Churches	per 1000 bldg sf	\$296	\$0	\$76	\$0	\$0	\$372
Mini Storage	per gross acre	\$1,040	\$0	\$270	\$0	\$0	\$1,310

AGENDA ITEM NO. 10.

Street Fees

Area 3	Basis of Charge	Outside Travel Lane	Center Travel Lane	Traffic Signals	Bridges	Quadrant Intersections	Total
SFR - Rural (0 - 0.5)	per unit	\$76	\$0	\$37	\$0	\$0	\$113
SFR - Very Low Density (0.6 - 2)	per unit	\$77	\$0	\$38	\$0	\$0	\$115
SFR - Low Density (2.1 - 4)	per unit	\$77	\$0	\$38	\$0	\$0	\$115
SFR - Medium Density (4.1 - 7)	per unit	\$77	\$0	\$38	\$0	\$0	\$115
MFR - Medium High Density (7.1 - 15)	per unit	\$47	\$0	\$23	\$0	\$0	\$70
MFR - High (15.1 - 25)	per unit	\$47	\$0	\$23	\$0	\$0	\$70
MFR - Very High (25.1 - 43)	per unit	\$47	\$0	\$23	\$0	\$0	\$70
Retail	per 1000 bldg sf	\$122	\$0	\$60	\$0	\$0	\$182
Office, Public Facilities	per 1000 bldg sf	\$55	\$0	\$27	\$0	\$0	\$82
Industrial, Assisted Living	per 1000 bldg sf	\$15	\$0	\$7	\$0	\$0	\$22
Schools	per 1000 bldg sf	\$99	\$0	\$48	\$0	\$0	\$147
Churches	per 1000 bldg sf	\$55	\$0	\$27	\$0	\$0	\$82
Mini Storage	per gross acre	\$200	\$0	\$100	\$0	\$0	\$300

Area 4	Basis of Charge	Outside Travel Lane	Center Travel Lane	Traffic Signals	Bridges	Quadrant Intersections	Total
SFR - Rural (0 - 0.5)	per unit	\$7,034	\$2,482	\$586	\$686	\$0	\$10,788
SFR - Very Low Density (0.6 - 2)	per unit	\$7,033	\$2,482	\$585	\$686	\$0	\$10,786
SFR - Low Density (2.1 - 4)	per unit	\$7,033	\$2,483	\$585	\$687	\$0	\$10,788
SFR - Medium Density (4.1 - 7)	per unit	\$7,033	\$2,482	\$585	\$687	\$0	\$10,787
MFR - Medium High Density (7.1 - 15)	per unit	\$4,220	\$1,489	\$351	\$412	\$0	\$6,472
MFR - High (15.1 - 25)	per unit	\$4,220	\$1,489	\$351	\$412	\$0	\$6,472
MFR - Very High (25.1 - 43)	per unit	\$4,220	\$1,489	\$351	\$412	\$0	\$6,472
Retail	per 1000 bldg sf	\$11,100	\$3,918	\$924	\$1,083	\$0	\$17,025
Office, Public Facilities	per 1000 bldg sf	\$5,062	\$1,787	\$421	\$494	\$0	\$7,764
Industrial, Assisted Living	per 1000 bldg sf	\$1,362	\$481	\$113	\$133	\$0	\$2,089
Schools	per 1000 bldg sf	\$8,880	\$3,134	\$739	\$867	\$0	\$13,620
Churches	per 1000 bldg sf	\$5,062	\$1,787	\$421	\$494	\$0	\$7,764
Mini Storage	per gross acre	\$17,799	\$6,286	\$1,477	\$1,738	\$0	\$27,300

Area 5	Basis of Charge	Outside Travel Lane	Center Travel Lane	Traffic Signals	Bridges	Quadrant Intersections	Total
SFR - Rural (0 - 0.5)	per unit	\$3,322	\$1,710	\$378	\$214	\$0	\$5,624
SFR - Very Low Density (0.6 - 2)	per unit	\$3,321	\$1,710	\$378	\$213	\$0	\$5,622
SFR - Low Density (2.1 - 4)	per unit	\$3,321	\$1,710	\$378	\$213	\$0	\$5,622
SFR - Medium Density (4.1 - 7)	per unit	\$3,321	\$1,710	\$377	\$213	\$0	\$5,621
MFR - Medium High Density (7.1 - 15)	per unit	\$1,993	\$1,026	\$227	\$128	\$0	\$3,374
MFR - High (15.1 - 25)	per unit	\$1,993	\$1,026	\$227	\$128	\$0	\$3,374
MFR - Very High (25.1 - 43)	per unit	\$1,993	\$1,026	\$227	\$128	\$0	\$3,374
Retail	per 1000 bldg sf	\$5,242	\$2,699	\$596	\$337	\$0	\$8,874
Office, Public Facilities	per 1000 bldg sf	\$2,390	\$1,231	\$272	\$154	\$0	\$4,047
Industrial	per 1000 bldg sf	\$643	\$331	\$73	\$41	\$0	\$1,088
Schools	per 1000 bldg sf	\$4,194	\$2,159	\$477	\$270	\$0	\$7,100
Churches	per 1000 bldg sf	\$2,390	\$1,231	\$272	\$154	\$0	\$4,047
Mini Storage	per gross acre	\$8,403	\$4,326	\$954	\$536	\$0	\$14,219

AGENDA ITEM NO. 10.

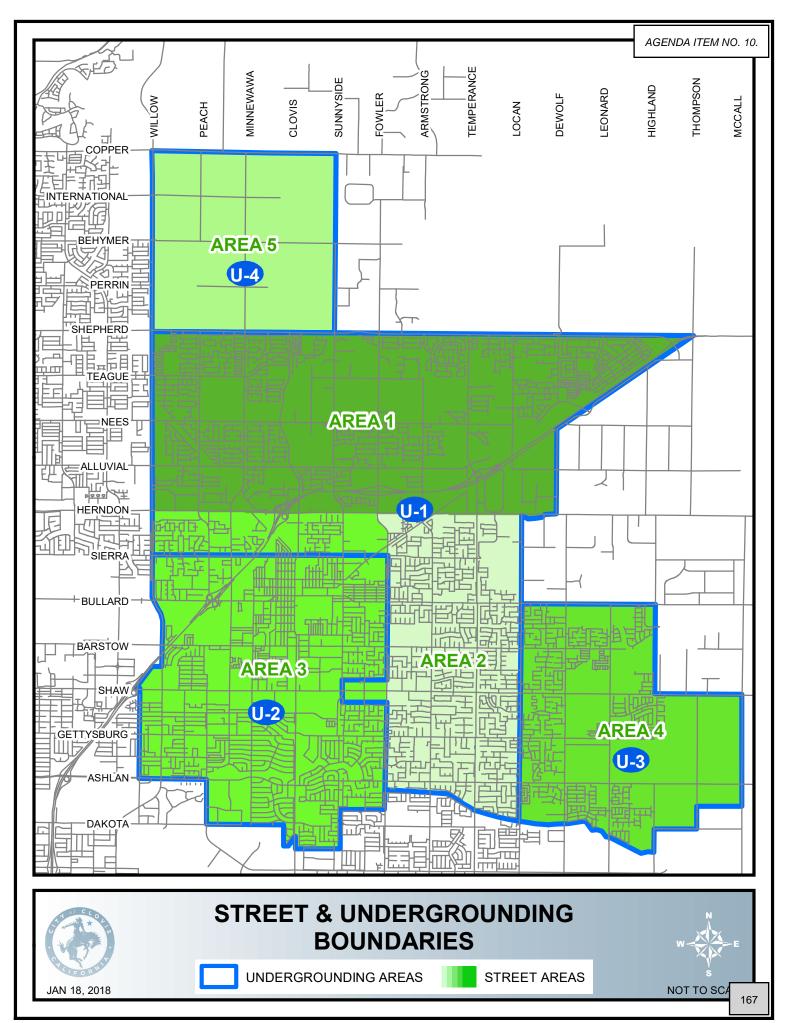
ewer oversize mains		
10"	\$9.25 per linear	foot
12"	\$23.05 per linear	foot
15"	\$53.40 per linear	foot
18"	\$90.90 per linear	foot
21"	\$125.30 per linear	foot
ewer overdepth mains:		
<u>8' to 12' in depth</u> 8" main	\$9.75 per linear	foot
10" main	\$12.35 per linear	
12" main	\$12.15 per linear	
15" main	\$16.55 per linear	
18" main	\$19.00 per linear	
21" main	\$22.70 per linear	
12' to 16' in depth	4	
8" main	\$21.10 per linear	
10" main	\$23.60 per linear	
	\$23.70 per linear	
12" main		
15" main	\$31.00 per linear	foot
15" main 18" main	\$31.00 per linear \$45.15 per linear	foot foot
15" main	\$31.00 per linear	foot foot
15" main 18" main	\$31.00 per linear \$45.15 per linear	foot foot
15" main 18" main 21" main	\$31.00 per linear \$45.15 per linear	foot foot foot
15" main 18" main 21" main Greater than 16' in depth	\$31.00 per linear \$45.15 per linear \$47.30 per linear	foot foot foot
15" main 18" main 21" main Greater than 16' in depth 8" main	\$31.00 per linear \$45.15 per linear \$47.30 per linear \$27.80 per linear	foot foot foot foot
15" main 18" main 21" main Greater than 16' in depth 8" main 10" main	\$31.00 per linear \$45.15 per linear \$47.30 per linear \$27.80 per linear \$30.70 per linear	foot foot foot foot foot
15" main 18" main 21" main Greater than 16' in depth 8" main 10" main 12" main	\$31.00 per linear \$45.15 per linear \$47.30 per linear \$27.80 per linear \$30.70 per linear \$31.00 per linear	foot foot foot foot foot foot

Water Oversize Reimbursement Rates						
Water oversize mains:						
12" main	\$45.65 per linear foot					
14" main	\$77.55 per linear foot					
16" main	\$117.60 per linear foot					
18" main	\$151.05 per linear foot					
20" main	\$198.65 per linear foot					
24" main	\$297.90 per linear foot					
Water oversize valves:						
12" valve	\$1,585.00 each					
14" valve	\$4,135.00 each					
16" valve	\$5,438.00 each					
18" valve	\$5,282.00 each					
20" valve	\$7,890.00 each					
24" valve	\$12,910.00 each					

WATER SUPPLY FEE

FY 2023-24

Land Use	Water Supply Fee *Outside FID (\$/gross acre)	Water Supply Fee Inside FID (\$/gross acre)
Rural Residential (1 DU/2 AC)	16,100	11,320
Very Low Density Residential (0.6 – 2.0 DU/AC)	16,100	11,320
Low Density Residential (2.1 – 4.0 DU/AC)	13,880	9,100
Medium Density Residential (4.1 – 7.0 DU/AC)	12,210	7,440
Medium High Density Residential (7.1 – 15.0 DU/AC)	18,320	13,540
High Density Residential (15.1 – 25.0 DU/AC)	26,090	21,310
Very High Density Residential (25.1 – 43.0 DU/AC)	40,520	35,740
Mixed Use Village	27,750	22,980
Mixed Use/Business Campus	27,750	22,980
Office	14,990	10,210
Industrial	5,550	780
Neighborhood Commercial	16,100	11,320
General Commercial	16,100	11,320
Open Space	8,330	3,550
Public Facilities	7,770	3,000
Parks	16,650	11,880
Schools	15,540	10,770



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FULL FEE UPDATE

Single-Family Fee Calculation Scenarios 2023-2024 Proposed Fee rates

		4 DU/AC (S	FR) - 40 acre d	evelopment	6.5 DU/AC (SFR) - 40 acre	development	7.5 DU/AC ((SFR) - 40 acre	development	14.5 DU/AC	(SFR) - 40 acre	development	15.5 DU/AC	(SFR) - 40 acre	development
		Existing Fees	Proposed Fees	Difference	Existing Fees	Proposed Fees	Difference	Existing Fees	Proposed Fees	Difference	Existing Fees	Proposed Fees	Difference	Existing Fees	Proposed Fees	Difference
	Total	\$7,122,986	\$8,492,532	\$1,369,545	\$10,123,207	\$11,809,895	\$1,686,688	\$10,579,780	\$12,243,032	\$1,663,251	\$18,563,810	\$21,191,320	\$2,627,510	\$20,009,749	\$22,769,092	\$2,759,343
Area 1	Per Unit	\$44,519	\$53,078	\$8,560	\$38,935	\$45,423	\$6,487	\$35,266	\$40,810	\$5,544	\$32,007	\$36,537	\$4,530	\$32,274	\$36,724	\$4,451
	% Change			19.2%			16.7%			15.7%			14.2%			13.8%
	Total	\$5,711,738	\$6,795,452	\$1,083,713	\$7,829,930	\$9,052,404	\$1,222,475	\$8,992,589	\$10,333,817	\$1,341,227	\$15,495,241	\$17,500,171	\$2,004,930	\$16,729,555	\$18,823,381	\$2,093,826
Area 2	Per Unit	\$35,698	\$42,472	\$6,773	\$30,115	\$34,817	\$4,702	\$29,975	\$34,446	\$4,471	\$26,716	\$30,173	\$3,457	\$26,983	\$30,360	\$3,377
	% Change			19.0%			15.6%			14.9%			12.9%			12.5%
	Total	\$5,293,396	\$6,388,964	\$1,095,568	\$7,370,683	\$8,605,012	\$1,234,330	\$8,566,310	\$9,919,392	\$1,353,082	\$15,000,469	\$17,017,254	\$2,016,785	\$16,224,998	\$18,330,680	\$2,105,682
Area 3	Per Unit	\$33,084	\$39,931	\$6,847	\$28,349	\$33,096	\$4,747	\$28,554	\$33,065	\$4,510	\$25,863	\$29,340	\$3,477	\$26,169	\$29,566	\$3,396
	% Change			20.7%			16.7%			15.8%			13.4%			13.0%
	Total	\$7,120,859	\$8,447,181	\$1,326,323	\$10,130,509	\$11,746,275	\$1,615,766	\$10,579,618	\$12,193,723	\$1,614,105	\$18,579,563	\$21,111,033	\$2,531,470	\$20,027,776	\$22,684,380	\$2,656,604
Area 4	Per Unit	\$44,505	\$52,795	\$8,290	\$38,964	\$45,178	\$6,214	\$35,265	\$40,646	\$5,380	\$32,034	\$36,398	\$4,365	\$32,303	\$36,588	\$4,285
	% Change			18.6%			15.9%			15.3%			13.6%			13.3%
	Total	\$6,380,656	\$7,600,915	\$1,220,259	\$8,935,495	\$10,375,660	\$1,440,165	\$9,748,846	\$11,243,074	\$1,494,228	\$16,985,074	\$19,279,933	\$2,294,859	\$18,324,185	\$20,727,501	\$2,403,316
Area 5	Per Unit	\$39,879	\$47,506	\$7,627	\$34,367	\$39,906	\$5,539	\$32,496	\$37,477	\$4,981	\$29,285	\$33,241	\$3,957	\$29,555	\$33,431	\$3,876
	% Change			19.1%			16.1%			15.3%			13.5%			13.1%

Note: Water Supply Fee (Base Rate) will increase the development cost by \$191,000.00 for Areas 1 through 5, as well as for all 40 acre residential developments.

FULL FEE UPDATE

Multi-Family Fee Calculation Scenarios 2023-2024 Proposed Fee rates

		7.5 DU/AC (I	MFR) - 40 acre	development	14.5 DU/AC ((MFR) - 40 acre	development	15.5 DU/AC	(MFR) - 40 acre	development	20 DU/AC (I	MFR) - 40 acre c	development
		Existing Fees	Proposed Fees	Difference	Existing Fees	Proposed Fees	Difference	Existing Fees	Proposed Fees	Difference	Existing Fees	Proposed Fees	Difference
	Total	\$9,972,303	\$11,616,675	\$1,644,372	\$17,389,354	\$19,980,364	\$2,591,010	\$18,754,296	\$21,474,622	\$2,720,326	\$23,367,399	\$26,599,488	\$3,232,089
Area 1	Per Unit	\$33,241	\$38,722	\$5,481	\$29,982	\$34,449	\$4,467	\$30,249	\$34,636	\$4,388	\$29,209	\$33,249	\$4,040
	% Change			16.5%			14.9%			14.5%			13.8%
	Total	\$8,385,112	\$9,707,460	\$1,322,348	\$14,320,784	\$16,289,215	\$1,968,431	\$15,474,101	\$17,528,911	\$2,054,810	\$19,134,890	\$21,508,248	\$2,373,358
Area 2	Per Unit	\$27,950	\$32,358	\$4,408	\$24,691	\$28,085	\$3,394	\$24,958	\$28,272	\$3,314	\$23,919	\$26,885	\$2,967
	% Change			15.8%			13.7%			13.3%			12.4%
	Total	\$7,958,832	\$9,293,036	\$1,334,203	\$13,826,012	\$15,806,298	\$1,980,286	\$14,969,545	\$17,036,210	\$2,066,665	\$18,586,302	\$20,971,516	\$2,385,214
Area 3	Per Unit	\$26,529	\$30,977	\$4,447	\$23,838	\$27,252	\$3,414	\$24,144	\$27,478	\$3,333	\$23,233	\$26,214	\$2,982
	% Change			16.8%			14.3%			13.8%			12.8%
	Total	\$9,972,141	\$11,567,366	\$1,595,226	\$17,405,106	\$19,900,077	\$2,494,971	\$18,772,322	\$21,389,910	\$2,617,588	\$23,395,657	\$26,494,862	\$3,099,205
Area 4	Per Unit	\$33,240	\$38,558	\$5,317	\$30,009	\$34,310	\$4,302	\$30,278	\$34,500	\$4,222	\$29,245	\$33,119	\$3,874
	% Change			16.0%			14.3%			13.9%			13.2%
	Total	\$9,141,368	\$10,616,717	\$1,475,349	\$15,810,618	\$18,068,977	\$2,258,359	\$17,068,731	\$19,433,031	\$2,364,300	\$21,201,105	\$23,971,978	\$2,770,873
Area 5	Per Unit	\$30,471	\$35,389	\$4,918	\$27,260	\$31,153	\$3,894	\$27,530	\$31,344	\$3,813	\$26,501	\$29,965	\$3,464
	% Change			16.1%			14.3%			13.9%			13.1%

Note: Water Supply Fee (Base Rate) will increase the development cost by \$191,000.00 for Areas 1 through 5, as well as for all 40 acre residential developments.

FULL FEE UPDATE

Non-Residential Fee Calculation Scenarios

2023-2024 Proposed Fee rates

		Retail (1 acre site)			Inc	lustrial (1 acre si	ite)	C	Office (1 acre site	Office (1 acre site)		
		Existing Fees	Proposed Fees	Difference	Existing Fees	Proposed Fees	Difference	Existing Fees	Proposed Fees	Difference		
Aron 1	Total	\$279,417	\$336,335	\$56,918	\$126,795	\$149,205	\$22,409	\$207,826	\$251,415	\$43,590		
Area 1	% Change			20.4%			17.7%			21.0%		
Area 2	Total	\$158,124	\$190,501	\$32,377	\$104,472	\$122,372	\$17,899	\$152,525	\$184,909	\$32,385		
Alea 2	% Change			20.5%			17.1%			21.2%		
Area 3	Total	\$143,705	\$176,378	\$32,673	\$94,615	\$112,811	\$18,196	\$141,138	\$173,819	\$32,681		
(Core)	% Change			22.7%			19.2%			23.2%		
Area 4	Total	\$280,273	\$333,438	\$53,166	\$126,616	\$148,351	\$21,734	\$207,998	\$249,872	\$41,873		
Alea 4	% Change			19.0%			17.2%			20.1%		
Area 5	Total	\$217,462	\$261,179	\$43,717	\$114,801	\$134,891	\$20,090	\$179,161	\$216,821	\$37,660		
Alea 5	% Change			20.1%			17.5%			21.0%		

Note: Water Supply Fee (Base Rate) will increase the development cost by \$4,780.00 per Acre for Areas 1 through 5.



Nexus Sheets

for

Development Impact Fees

Fiscal Year 2023-2024

ATTACHMENT 4

Fiscal Year 2023-2024

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Sewer Major Facilities Fee

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Water Major Facilities Fee

Water Oversize Fee

Water Front Footage Fee

Non-Potable Water Fee

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Utility Undergrounding Fee

Park Acquisition & Development Fee

Community Sanitation Fee

Fire Department Fee Police Department Fee

Library Fee

Appendix A

Findings in Support of the Continuation of City Policies to Impose Residential Development Impact Fees on a Per Unit or Per Acreage Basis

Sewer Major Facilities Fee

2023-2024

Existing Rates							
Single Family Residential	\$9,325	per Unit*					
Multi-Family Residential	\$7,554	per Unit*					
Retail	\$5.60	per bldg sf ^^					
Office	\$4.75	per bldg sf ^^					
Industrial	\$2.61	per bldg sf ^^					
Assisted Living	\$9,325	per EDU					
*Other	\$9,325	per EDU					

[^] Unit is defined as each separate dwelling unit

Propose			
			% change
Single Family Residential	\$9,584	per Unit^	2.8%
Multi-Family Residential	\$7,763	per Unit^	2.8%
Retail	\$5.75	per bldg sf ^^	2.7%
Office/PF/School	\$4.89	per bldg sf ^^	3.0%
Industrial	\$2.68	per bldg sf ^^	2.7%
Assisted Living	\$9,584	per EDU	2.8%
*Other	\$9,584	per EDU	2.8%

[^] Unit is defined as each separate dwelling unit

Purpose of Fee

The Sewer Major Facilities fee pays for the construction and financing of major sewer trunk lines, treatment capacity, and recycled water transmision to serve growth.

Scope of Improvements covered

Debt Service on past capacity upgrades at the Fresno Regional Plant.

Debt service on the construction of the City of Clovis treatment plant including the first 2.7 mgd treatment capacity, Pump Station E, Pump Station B, Ashlan Force mains, recycled water pump station and transmission system.

Construction and financing costs for future plant expansions.

Construction and financing costs for future upgrades and capacity purchases at the Fresno Regional plant.

Construction and financing costs for the future construction of Shepherd Avenue force mains and Dewolf trunk mains.

Construction and financing costs for the future construction of trunk mains to serve growth in Heritage Grove and the Northeast Village.

Nexus

Sewage treatment, conveyance, and disposal systems are necessary to accommodate new development. Major components of the system are needed in advance of development and therefore must be constructed using financing. The rates are directly related to system utilization by each land use category and and include development's share of financing and construction.

Methodology

- 1. Calculate the total cost of system components and financing.
- 2. Calculate the number of units or EDU's that will benefit from and pay for the system according to relative system utilization per the sewer master plan.
- 3. Rate = total cost divided by units.

Summary of Factors contributing to Rate Change

^{^^} Non-residential Fees are based on building square footage.

^{^^} Non-residential Fees are based on building square footage.

Sewer Oversize Fee

2023-2024

Existing Rates					
All Areas except RT Ph 1, 2	\$1,190 per Gr. Ac.*				
RT Park Phase1, 2	\$0 per Gr. Ac.*				

* Gross Acre (Gr. Ac.) is defined as the total land area being developed plus 1/2 of the right-of-way on adjacent streets

Proposed I	Rates	
		% change
All Areas except RT Ph 1, 2	\$1,114 per Gr. Ac.^	-6.4%
RT Park Phase1, 2		
^ Gross Acre (Gr. Ac.) is defined as th	ne total land area being	
developed plus 1/2 of the right-of-	way on adjacent streets	

Purpose of Fee

The Sewer Oversize Fee pays for the difference in construction cost between 8" mains at standard depth (which are paid for with front footage fees) and any larger mains and/or mains constructed at greater than standard depth.

Scope of Improvements covered

All sewer mains that are greater than 8" in diameter and all mains (including 8" diameter) constructed at depths greater than 8' are included. Mains that are considered trunk mains are not included in the sewer oversize fee, but are included in the sewer major facilities fee.

Nexus

In order to provide for the conveyance of sewage from all development, certain sewer mains are required to be larger than 8" in diameter or must be constructed at depths greater than 8'. The additional cost for these larger and/or deeper sewer mains is to be paid for by all development because all development recevies benefit.

Methodology

- 1. Calculate the total cost of system components (those lines larger 8" diameter and/or greater than 8' in depth).
- 2. Calculate the total acreage of undeveloped (developable) land.
- 3. Rate = total cost divided by total gross acreage.

Summary of Factors contributing to Rate Change

Sewer Front Footage Fee

2023-2024

Existing Rates					
All Areas except RT Ph 1, 2	\$22.64 per Linear Ft.*				
RT Park Phase1, 2	\$0.00 per Linear Ft.*				

^{*} Measurement of linear footage is to include all adjacent streets, alleys, or easements where existing or proposed sewer are (to be) installed.

Proposed	% change	
All Areas except RT Ph 1, 2	\$32.05 per Linear Ft.^	41.5%
RT Park Phase1, 2		
^ Measurement of linear footage is t	o include all adjacent	
streets, alleys, or easements where	e existing or proposed	
sewer are (to be) installed.		

Purpose of Fee

Development is responsible for the cost of 1/2 of the along all adjacent streets alleys and easements. The Sewer Front Footage Fee pays for the 1/2 construction cost of 8" mains at standard depth in order to reimburse developers who construct lines along properties that are not part of the developer's property.

Scope of Improvements covered

The fee covers the cost attributable to 8" sewer main construction that are to be constructed in streets, alleys, or easements where other developments will have frontage and/or connect to the main. The component of cost for sewer mains that are in excess of 8" diameter or 8' in depth is not included and is paid for through the oversize sewer fee. Mains that are considered trunk mains are not included in the sewer front footage fee, but are included in the sewer major facilities fee.

Nexus

All development benefits from the sewage collection system. Each property shares in the cost of the basic element of the collection system (8" sewer mains at standard depth) by providing for 1/2 the cost of any adjacent mains.

Methodology

- 1. Calculate the cost of 8" sewer main construction at 8' or less in depth on a linear foot basis.
- 2. Rate = 1/2 the construction cost per linear foot.

Summary of Factors contributing to Rate Change

Sewer House Branch Construction

2023-2024

Existing Rates							
4" Lateral	\$136 per Linear Ft.*						
6" Lateral	\$138 per Linear Ft.*						
* Linear footage refers to length	n of pipe installed.						

Proposed Rates					
4" Lateral	\$136.00 per Li	near Ft.^	0.0%		
6" Lateral \$138.00 per Linear Ft.^					
^ Linear footage refers to	rength of pipe installed.				

Purpose of Fee

This fee provides for cost recovery for City forces to supply and construct sewer house branches. While, in most cases, construction of sewer laterals is done by development, this fee provides for cost recovery when lateral construction is done using City forces at the election of the property owner and availability of City resources. Laterals installed by City forces normally occurs on individual residential connections to the sewer system.

Scope of Improvements covered

The fee covers the cost to construct 4" or 6" sewer laterals from the main to the property line and includes all associated costs (excavation, pipeline construction, connection to main, backfill, compaction, resurfacing).

Nexus

The fee represents direct cost recovery for property owner requested services.

Methodology

- 1. Calculate the cost of 4" and 6" sewer lateral construction on a linear foot basis.
- 2. Rate = construction cost per linear foot.

Summary of Factors contributing to Rate Change

2023-2024

	Existing Ra	tes	
Residential	2.0 or less	\$8,580	per Unit
Residential	2.1 to 2.5	\$8,580	per Unit
Residential	2.6 to 3.0	\$8,580	per Unit
Residential	3.1 to 3.5	\$8,580	per Unit
Residential	3.6 to 4.0	\$8,580	per Unit
Residential	4.1 to 4.5	\$8,580	per Unit
Residential	4.6 to 5.0	\$7,283	per Unit
Residential	5.1 to 5.5	\$5,987	per Unit
Residential	5.6 to 6.0	\$5,851	per Unit
Residential	6.1 to 6.5	\$5,716	per Unit
Residential	6.6 to 7.0	\$5,581	per Unit
Residential	7.1 to 7.5	\$5,445	per Unit
Residential	7.6 to 8.0	\$5,311	per Unit
Residential	8.1 to 8.5	\$5,174	per Unit
Residential	8.6 to 9.0	\$5,038	per Unit
Residential	9.1 to 9.5	\$4,902	per Unit
Residential	9.6 to 10.0	\$4,768	per Unit
Residential	10.1 to 10.5	\$4,632	per Unit
Residential	10.6 to 11.0	\$4,490	per Unit
Residential	11.1 to 11.5	\$4,437	per Unit
Residential	11.6 to 12.0	\$4,383	per Unit
Residential	12.1 to 12.5	\$4,330	per Unit
Residential	12.6 to 13.0	\$4,275	per Unit
Residential	13.1 to 13.5	\$4,221	per Unit
Residential	13.6 to 14.0	\$4,168	per Unit
Residential	14.1 to 14.5	\$4,114	per Unit
Residential	14.6 to 15.0	\$4,058	per Unit
Residential	15.1 to 15.5	\$4,005	per Unit
Residential	15.6 to 16.0	\$3,951	per Unit
Residential	16.1 to 16.5	\$3,899	per Unit
Residential	16.6 to 17.0	\$3,843	per Unit
Residential	17.1 to 17.5	\$3,789	per Unit
Residential	17.6 to 18.0	\$3,735	per Unit
Residential	18.1 to 18.5	\$3,682	per Unit
Residential	18.6 to 19.0	\$3,628	per Unit
Residential	19.1 to 19.5	\$3,574	per Unit
Residential	19.6 to 20.0	\$3,518	per Unit
Commercial Retail		\$4.29	per bldg sf ^^
Professional Office		\$4.29	per bldg sf ^^
Industrial		\$1.16	per bldg sf ^^
Schools/Parks		\$8,980	per Gr. Ac.^
Public Facilities		\$2.32	per bldg sf ^^
FMFCD Basins		\$62,862.45	per Gr. Ac.^
Assisted Living		\$4.06	per bldg sf ^^

[^] Gross Acre (Gr. Ac.) is defined as the total land area being developed plus 1/2 of the right-of-way on adjacent streets

Proposed Rates				
				% change
Residential	2.0 or less	\$13,871	per Unit	61.7%
Residential	2.1 to 2.5	\$13,871	per Unit	61.7%
Residential	2.6 to 3.0	\$13,871	per Unit	61.7%
Residential	3.1 to 3.5	\$13,871	per Unit	61.7%
Residential	3.6 to 4.0	\$13,871	per Unit	61.7%
Residential	4.1 to 4.5	\$13,871	per Unit	61.7%
Residential	4.6 to 5.0	\$11,774	per Unit	61.7%
Residential	5.1 to 5.5	\$9,677	per Unit	61.6%
Residential	5.6 to 6.0	\$9,457	per Unit	61.6%
Residential	6.1 to 6.5	\$9,237	per Unit	61.6%
Residential	6.6 to 7.0	\$9,017	per Unit	61.6%
Residential	7.1 to 7.5	\$8,797	per Unit	61.6%
Residential	7.6 to 8.0	\$8,577	per Unit	61.5%
Residential	8.1 to 8.5	\$8,357	per Unit	61.5%
Residential	8.6 to 9.0	\$8,137	per Unit	61.5%
Residential	9.1 to 9.5	\$7,917	per Unit	61.5%
Residential	9.6 to 10.0	\$7,697	per Unit	61.4%
Residential	10.1 to 10.5	\$7,477	per Unit	61.4%
Residential	10.6 to 11.0	\$7,257	per Unit	61.6%
Residential	11.1 to 11.5	\$7,170	per Unit	61.6%
Residential	11.6 to 12.0	\$7,083	per Unit	61.6%
Residential	12.1 to 12.5	\$6,996	per Unit	61.6%
Residential	12.6 to 13.0	\$6,909	per Unit	61.6%
Residential	13.1 to 13.5	\$6,822	per Unit	61.6%
Residential	13.6 to 14.0	\$6,735	per Unit	61.6%
Residential	14.1 to 14.5	\$6,648	per Unit	61.6%
Residential	14.6 to 15.0	\$6,561	per Unit	61.7%
Residential	15.1 to 15.5	\$6,474	per Unit	61.6%
Residential	15.6 to 16.0	\$6,387	per Unit	61.6%
Residential	16.1 to 16.5	\$6,300	per Unit	61.6%
Residential	16.6 to 17.0	\$6,213	per Unit	61.7%
Residential	17.1 to 17.5	\$6,126	per Unit	61.7%
Residential	17.6 to 18.0	\$6,039	per Unit	61.7%
Residential	18.1 to 18.5	\$5,952	per Unit	61.6%
Residential	18.6 to 19.0	\$5,865	per Unit	61.6%
Residential	19.1 to 19.5	\$5,778	per Unit	61.7%
Residential	19.6 to 20.0	\$5,685	per Unit	61.6%
Commercial Retail		\$6.94	per bldg sf ^^	61.7%
Professional Office		\$6.94	per bldg sf ^^	61.7%
Industrial		\$1.86	per bldg sf ^^	60.2%
Schools/Parks		\$14,515	per Gr. Ac.^	61.6%
Public Facilities FMFCD Basins		\$3.76 \$101,604.00	per bldg sf ^^	62.0%
			per Gr. Ac.^	62 1%
Assisted Living		\$6.58	per bldg sf ^^	62.1%

[^] Gross Acre (Gr. Ac.) is defined as the total land area being developed plus 1/2 of the right-of-way on adjacent streets

^{^^} bldg sf = building square foot

^{^^} bldg sf = building square foot

Water Major Facilities Fee

2023-2024

Purpose of Fee

The Water Major Facilities fee pays for the construction and financing of transmission water mains and water supply and treatment infrastructure including water wells, recharge facilities, surface water treatment facilities, and storage facilities as needed to serve growth.

Scope of Improvements covered

Debt Service on the existing surface water treatment facility.

Planned construction of future capacity capital improvements including recharge, treatment plan expansion, water wells, and transmission mains per the Water master plan

Nexus

Water production, treatment, and transmission systems are necessary to accommodate new development. Major components of the system are needed in advance of development and therefore must be constructed using financing. The rates are directly related to system utilization by each land use category and and include development's share of financing and construction.

Methodology

- 1. Calculate the total cost of system components and financing.
- 2. Calculate the number of units or EDU's that will benefit from and pay for the system according to relative system utilization per the water master plan.
- 3. Rate = total cost divided by units.

Summary of Factors contributing to Rate Change

Water Oversize Fee

2023-2024

Existing Rates		
All areas except RT Phase 1, 2	\$1,682 per Gr. Ac.*	
RT Phase 1, 2	\$182 per Gr. Ac.*	

* Gross Acre (Gr. Ac.) is defined as the total land area being developed plus 1/2 of the right-of-way on adjacent streets

Proposed Rates		% change
All areas except RT Phase 1, 2	\$2,543 per Gr. Ac.^	51.1%
RT Phase 1, 2	\$275 per Gr. Ac.^	51.3%

^ Gross Acre (Gr. Ac.) is defined as the total land area being developed plus 1/2 of the right-of-way on adjacent streets

Purpose of Fee

The Water Oversize Fee pays for the difference in construction cost between 8" mains and larger distribution mains.

Scope of Improvements covered

All water mains that are greater than 8" in diameter are included, except mains that are considered transmission mains which are included in the water major facilities fee.

Nexus

In order to provide for the distribution of water to all development, certain water mains are required to be larger than 8" in diameter. The additional cost for these larger water mains is to be paid for by all development because all development recevies benefit.

Methodology

- 1. Calculate the total cost of system components (those lines larger 8" diameter).
- 2. Calculate the total acreage of undeveloped (developable) land.
- 3. Rate = total cost divided by total gross acreage.

Summary of Factors contributing to Rate Change

Water Front Footage Fee

2023-2024

Existing Rates		
All areas except RT Phase 1, 2	\$27.40 per	Linear Ft.*
RT Phase 1, 2	\$0.00 per	Linear Ft.*
* Measurement of linear footage is to include all adjacent streets, alleys, or easements where existing or proposed water mains are (to be) installed.		

Proposed Rates	
\$43.70 per Linear Ft.^	59.5%
\$0.00 per Linear Ft.^	0%
	\$43.70 per Linear Ft.^

^ Measurement of linear footage is to include all adjacent streets, alleys, or easements where existing or proposed water mains are (to be) installed.

Purpose of Fee

Development is responsible for the cost of 1/2 of the 8" water mains along all adjacent streets, alleys, and easements. The Water Front Footage Fee pays for the 1/2 construction cost of 8" mains in order to reimburse developers who construct lines along properties that are not part of the developer's property.

Scope of Improvements covered

The fee covers the cost attributable to water main construction that are to be constructed in streets, alleys, or easements where other developments will have frontage and/or connect to the main. The component of cost for water mains that are in excess of 8" diameter is not included and is paid for through the oversize water fee. Mains that are considered transmission mains are not included in the water front footage fee, but are included in the water major facilities fee.

Nexus

All development benefits from the water distribution system. Each property shares in the cost of the basic element of the distribution system (8" water mains) by providing for 1/2 the cost of any adjacent water mains.

Methodology

- 1. Calculate the cost of 8" water main construction on a linear foot basis.
- 2. Rate = 1/2 the construction cost per linear foot.

Summary of Factors contributing to Rate Change

Non-Potable Water Fee

2023-2024

Existing Rates		
All Land Uses \$2,454 per Gr. Ac.*		
* Gross Acre (Gr. Ac.) is defined as the developed plus 1/2 of the right-of	•	

Proposed Rates		% change
All Land Uses \$3,941 per Gr. Ac.^		60.6%
^ Gross Acre (Gr. Ac.) is defined as the developed plus 1/2 of the right-of	· ·	

Purpose of Fee

The Non-Potable Water Fee pays for the construction of a non-potable water distribution system that supplies non potable water for irrigation of open space and landscaped areas, mainly in public areas.

Scope of Improvements covered

All non-potable (purple pipe) water mains that are intended for distribution and transmission.

Nexus

A non-potable water distribution system provides for delivery of non-potable water to public landscaped areas, parks, and open spaces within the City. The use of non-potable water in these areas is an essential part of achieving a water balance and reducing groundwater usage in the City. These benefits are attributable to all development and the costs are shared "equally" among development according to land area.

Methodology

- 1. Calculate the total cost of system components minus the non-potable water improvements installed and reimbursed.
- 2. Calculate the total acreage of undeveloped (developable) land.
- 3. Rate = total cost divided by total gross acreage.

Summary of Factors contributing to Rate Change

2023-2024

Existing Rates

Rates vary according to density and land use See attached schedule

Proposed Rates

Rates vary according to density and land use See attached schedule No change in rates is proposed

Purpose of Fee

The Water Supply Fee pays a share of the cost to acquire additional water supply for properties with development patterns that will exceed the current entitlement. For properties within the FID, the entitlement is 2.2 ac/ft/ac. For properties outside the FID, there is no designate entitlement. The current cost to acquire annual supply is \$1,250 per ac/ft. The Water Supply Fee includes a share of the cost to secure a firm water supply from FID. The current cost to development for the firm water supply is \$4,300 per ac/ft.

Scope of Improvements covered

The funds are used to buy water entitlement, acquire new water resources and participate in water banking infrastructure.

Nexus

In order to ensure that the overdraft of the groundwater basin due to pumping is not exacerbated, and to properly secure adequate water entitlement going forward, new development that creates a water demand that exceeds the water entitlement that comes with the land must provide for the additional water supply. For projects lying within the FID, they provide their water entitlement to the City at the time of development and receive a fee credit for the allocation. All other projects lying outside the FID will require acquisition of additional supply. The need for the additional water supply is directly tied to the project or land development that creates the demand. The costs associated with the acquisition of the new water supply are attributable to the new development.

Methodology

- 1. Determine the cost to acquire additional water supply per ac/ft/yr
- 2. Develop relationship between development type/intensity, and water demand.
- 3. Rate = annual water demand in excess of the entitlement (ac/ft/yr) X acquisition cost per ac/ft/yr
- 4. Prorate the FID annual allotment as credit to development within FID

Summary of Factors contributing to Rate Change

- No change in rate proposed.

Water Supply Fee

2023-2024

Land Use	Water Supply Fee *Outside FID (\$/gross acre)	Water Supply Fee Inside FID (\$/gross acre)
Rural Residential (1 DU/2 AC)	\$16,100	\$11,320
Very Low Density Residential (0.6 – 2.0 DU/AC)	\$16,100	\$11,320
Low Density Residential $(2.1 - 4.0 DU/AC)$	\$13,880	\$9,100
Medium Density Residential (4.1 – 7.0 DU/AC)	\$12,210	\$7,440
Medium High Density Residential (7.1 – 15.0 DU/AC)	\$18,320	\$13,540
High Density Residential(15.1 – 25.0 DU/AC)	\$26,090	\$21,310
Very High Density Residential (25.1 – 43.0 DU/AC)	\$40,520	\$35,740
Mixed Use Village	\$27,750	\$22,980
Mixed Use/Business Campus	\$27,750	\$22,980
Office	\$14,990	\$10,210
Industrial	\$5,550	\$780
Neighborhood Commercial	\$16,100	\$11,320
General Commercial	\$16,100	\$11,320
Open Space	\$8,330	\$3,550
Public Facilities	\$7,770	\$3,000
Parks	\$16,650	\$11,880
Schools	\$15,540	\$10,770

^{*} Excludes lands within the existing Garfield and International Irrigation Districts which will require separate analysis.

Water Meter and Water Service with Meter

2023-2024

Existing Rates			
3/4" meter	\$341	Each	
1" meter	\$424	Each	
1 1/2" meter (residential only)	\$712	Each	
2" meter (residential only)	\$906	Each	
1 1/2" turbo (landscape) meter	\$912	Each	
2" turbo (landscape) meter	\$1,039	Each	
3" turbo (landscape) meter	\$1,470	Each	
4" turbo (landscape) meter	\$2,425	Each	
6" turbo (landscape) meter	\$4,382	Each	
1 1/2" (MFR & Non-res) meter	\$1,227		
2" (MFR & Non-res) meter	\$1,391	Each	
3" (MFR & Non-res) meter	\$1,919	Each	
4" (MFR & Non-res) meter	\$2,993	Each	
6" (MFR & Non-res) meter	\$5,220	Each	
3/4" service w/meter	\$6,050	Each	
1" service w/meter	\$6,179	Each	
1 1/2"service w/ meter	\$7,250	Each	
2" service w/meter	\$7,947	Each	
Transceiver*	\$145	Each	

^{*} Transceiver does not apply to 3/4" meters and can be shared between two meters.

Proposed Rates			% change
3/4" meter	\$348	Each	2%
1" meter	\$435	Each	3%
1 1/2" meter (residential only)	\$737	Each	4%
2" meter (residential only)	\$940	Each	4%
1 1/2" turbo (landscape) meter	\$946	Each	4%
2" turbo (landscape) meter	\$1,080	Each	4%
3" turbo (landscape) meter	\$1,520	Each	3%
4" turbo (landscape) meter	\$2,523	Each	4%
6" turbo (landscape) meter	\$4,559	Each	4%
1 1/2" (MFR & Non-res) meter	\$1,277	Each	4%
2" (MFR & Non-res) meter	\$1,449	Each	4%
3" (MFR & Non-res) meter	\$1,991	Each	4%
4" (MFR & Non-res) meter	\$3,120	Each	4%
6" (MFR & Non-res) meter	\$5,438	Each	4%
3/4" service w/meter	\$6,485	Each	7%
1" service w/meter	\$6,572	Each	6%
1 1/2"service w/ meter	\$7,522	Each	4%
2" service w/meter	\$8,166	Each	3%
Transceiver*	\$170	Each	17%

^{*} Transceiver does not apply to 3/4" meters and can be shared between two meters.

Purpose of Fee

This fee provides for cost recovery for City forces to supply and install meters or to construct water services with meters.

Scope of Improvements covered

The water meter fee covers the City's labor and equipment costs to supply and install water meters and transceivers. Water service with meter fee covers the City's labor and equipment costs to supply and install a water service from the main to the property line and includes all associated costs (excavation, pipeline construction, connection to main, backfill, compaction, resurfacing, and water meter).

Nexus

The fee represents direct cost for the actual material cost and associated City staff and equipment costs.

Methodology

- 1. Determine the cost of water meters of various sizes and types.
- 2. Rate = construction cost per each meter or service with meter.
- 3. Evaluation of the water meter fee indicated minor revisions to costs.
- 4. Evaluation of the water service with water meter installation cost indicated the same minor revisions to costs.

Summary of Factors contributing to Rate Change

Outside Travel Lane Fee

2023-2024

	Existing	Existing Rates, Area 1	
SFR - Rural (0 - 0.5)	\$6,293	per unit	
SFR - Very Low Density (0.6 - 2)	\$6,294	per unit	
SFR - Low Density (2.1 - 4)	\$6,294	per unit	
SFR - Medium Density (4.1 - 7)	\$6,294	per unit	
MFR - Medium High Density (7.1 - 15)	\$3,775	per unit	
MFR - High (15.1 - 25)	\$3,775	per unit	
MFR - Very High (25.1 - 43)	\$3,775	per 1000 bldg sf	
Retail	\$9,934	per 1000 bldg sf	
Office, Public Facilities	\$4,530	per 1000 bldg sf	
Industrial, Assisted Living	\$1,219	per 1000 bldg sf	
Schools	\$7,947	per 1000 bldg sf	
Churches	\$4,530	per 1000 bldg sf	
Mini Storage	\$15,929	per gross acre	

Propose	d Rates, Area 1	
		% change
\$7,968	per unit	26.6%
\$4,781	per unit	26.6%
\$4,781	per unit	26.6%
\$4,781	per 1000 bldg sf	26.6%
\$12,575	per 1000 bldg sf	26.6%
\$5,734	per 1000 bldg sf	26.6%
\$1,543	per 1000 bldg sf	26.6%
\$10,060	per 1000 bldg sf	26.6%
\$5,734	per 1000 bldg sf	26.6%
\$20,164	per gross acre	26.6%

Area 1	Existing Rates, Area 1	
RT Park Phase 1, 2		
Industrial	\$943	per 1000 bldg sf
Office	\$3,506	per 1000 bldg sf

Proposed Rates, Area 1		
		% change
\$1,256	per 1000 bldg sf	33.2%
\$4,667	per 1000 bldg sf	33.1%

	Existing Rates, Area 2	
SFR - Rural (0 - 0.5)	\$412	per unit
SFR - Very Low Density (0.6 - 2)	\$412	per unit
SFR - Low Density (2.1 - 4)	\$412	per unit
SFR - Medium Density (4.1 - 7)	\$412	per unit
MFR - Medium High Density (7.1 - 15)	\$248	per unit
MFR - High (15.1 - 25)	\$248	per unit
MFR - Very High (25.1 - 43)	\$248	per 1000 bldg sf
Retail	\$649	per 1000 bldg sf
Office, Public Facilities	\$296	per 1000 bldg sf
Industrial, Assisted Living	\$79	per 1000 bldg sf
Schools	\$520	per 1000 bldg sf
Churches	\$296	per 1000 bldg sf
Mini Storage	\$1,040	per gross acre

Propose	ed Rates, Area 2	
		% change
\$412	per unit	0.0%
\$248	per unit	0.0%
\$248	per unit	0.0%
\$248	per 1000 bldg sf	0.0%
\$649	per 1000 bldg sf	0.0%
\$296	per 1000 bldg sf	0.0%
\$79	per 1000 bldg sf	0.0%
\$520	per 1000 bldg sf	0.0%
\$296	per 1000 bldg sf	0.0%
\$1,040	per gross acre	0.0%

	Existing	Existing Rates, Area 3	
SFR - Rural (0 - 0.5)	\$76	per unit	
SFR - Very Low Density (0.6 - 2)	\$77	per unit	
SFR - Low Density (2.1 - 4)	\$77	per unit	
SFR - Medium Density (4.1 - 7)	\$77	per unit	
MFR - Medium High Density (7.1 - 15)	\$47	per unit	
MFR - High (15.1 - 25)	\$47	per unit	
MFR - Very High (25.1 - 43)	\$47	per 1000 bldg sf	
Retail	\$122	per 1000 bldg sf	
Office, Public Facilities	\$55	per 1000 bldg sf	
Industrial, Assisted Living	\$15	per 1000 bldg sf	
Schools	\$99	per 1000 bldg sf	
Churches	\$55	per 1000 bldg sf	
Mini Storage	\$200	per gross acre	

Propose	ed Rates, Area 3		
		% ch	ange
\$76	per unit	0.	0%
\$77	per unit	0.	0%
\$77	per unit	0.	0%
\$77	per unit	0.	0%
\$47	per unit	0.	0%
\$47	per unit	0.	0%
\$47	per 1000 bldg sf	0.	0%
\$122	per 1000 bldg sf	0.	0%
\$55	per 1000 bldg sf	0.	0%
\$15	per 1000 bldg sf	0.	0%
\$99	per 1000 bldg sf	0.	0%
\$55	per 1000 bldg sf	0.	0%
\$200	per gross acre	0.	185

Outside Travel Lane Fee

2023-2024

	Existing	Existing Rates, Area 4	
SFR - Rural (0 - 0.5)	\$5,775	per unit	
SFR - Very Low Density (0.6 - 2)	\$5,775	per unit	
SFR - Low Density (2.1 - 4)	\$5,775	per unit	
SFR - Medium Density (4.1 - 7)	\$5,775	per unit	
MFR - Medium High Density (7.1 - 15)	\$3,466	per unit	
MFR - High (15.1 - 25)	\$3,466	per unit	
MFR - Very High (25.1 - 43)	\$3,466	per 1000 bldg sf	
Retail	\$9,115	per 1000 bldg sf	
Office, Public Facilities	\$4,157	per 1000 bldg sf	
Industrial, Assisted Living	\$1,118	per 1000 bldg sf	
Schools	\$7,292	per 1000 bldg sf	
Churches	\$4,157	per 1000 bldg sf	
Mini Storage	\$14,619	per gross acre	

Propose	d Rates, Area 4	
		% change
\$7,034	per unit	21.8%
\$7,033	per unit	21.8%
\$7,033	per unit	21.8%
\$7,033	per unit	21.8%
\$4,220	per unit	21.8%
\$4,220	per unit	21.8%
\$4,220	per 1000 bldg sf	21.8%
\$11,100	per 1000 bldg sf	21.8%
\$5,062	per 1000 bldg sf	21.8%
\$1,362	per 1000 bldg sf	21.8%
\$8,880	per 1000 bldg sf	21.8%
\$5,062	per 1000 bldg sf	21.8%
\$17,799	per gross acre	21.8%

	Existing Rates, Area 5	
SFR - Rural (0 - 0.5)	\$2,628	per unit
SFR - Very Low Density (0.6 - 2)	\$2,629	per unit
SFR - Low Density (2.1 - 4)	\$2,629	per unit
SFR - Medium Density (4.1 - 7)	\$2,629	per unit
MFR - Medium High Density (7.1 - 15)	\$1,578	per unit
MFR - High (15.1 - 25)	\$1,578	per unit
MFR - Very High (25.1 - 43)	\$1,578	per 1000 bldg sf
Retail	\$4,150	per 1000 bldg sf
Office, Public Facilities	\$1,892	per 1000 bldg sf
Industrial, Assisted Living	\$509	per 1000 bldg sf
Schools	\$3,320	per 1000 bldg sf
Churches	\$1,892	per 1000 bldg sf
Mini Storage	\$6,654	per gross acre

Propose	ed Rates, Area 5	
		% change
\$3,322	per unit	26.4%
\$3,321	per unit	26.3%
\$3,321	per unit	26.3%
\$3,321	per unit	26.3%
\$1,993	per unit	26.3%
\$1,993	per unit	26.3%
\$1,993	per 1000 bldg sf	26.3%
\$5,242	per 1000 bldg sf	26.3%
\$2,390	per 1000 bldg sf	26.3%
\$643	per 1000 bldg sf	26.2%
\$4,194	per 1000 bldg sf	26.3%
\$2,390	per 1000 bldg sf	26.3%
\$8,403	per gross acre	26.3%

^{*} Gross Acreage shall mean the total area of land, including one-half the right-of-way on the boundary streets.

Retail - 1 EDU = 2450 square feet of building area

Office - 1 EDU = 2450 square feet of building area

Industrial - 1 EDU = 2450 square feet of building area

[^] Unit is defined as each separate dwelling unit.

^{^^} EDU = Equivalent Dwelling Unit is defined as follows:

Outside Travel Lane Fee

2023-2024

Purpose of Fee

The Outside Travel Lane fee pays for the construction and financing of those certain planned travel lanes of a Major Street that are located between the frontage improvements and the Center Travel Lanes.

Scope of Improvements covered

Construction and financing costs for the roadway, curb, gutter, sidewalk, and street lights.

Nexus

Roadway systems are necessary to accommodate new development. The rates are directly related to system utilization by each land use category.

Methodology

- 1. Calculate the total cost of system components and financing.
- 2. Calculate the weighted Gross Acreage for each land use category.
- 3. Rate = total cost divided by weighted Gross Acreage.
- 4. Convert the rate to a per unit cost for residential developments.
- 5. Convert the rate to a per square foot cost for non-residential developments.

Summary of Factors contributing to Rate Change

Center Travel Lane Fee

2023-2024

	Existing	Existing Rates, Area 1	
SFR - Rural (0 - 0.5)	\$2,044	per unit	
SFR - Very Low Density (0.6 - 2)	\$2,044	per unit	
SFR - Low Density (2.1 - 4)	\$2,044	per unit	
SFR - Medium Density (4.1 - 7)	\$2,044	per unit	
MFR - Medium High Density (7.1 - 15)	\$1,226	per unit	
MFR - High (15.1 - 25)	\$1,226	per unit	
MFR - Very High (25.1 - 43)	\$1,226	per 1000 bldg sf	
Retail	\$3,226	per 1000 bldg sf	
Office, Public Facilities	\$1,471	per 1000 bldg sf	
Industrial, Assisted Living	\$396	per 1000 bldg sf	
Schools	\$2,581	per 1000 bldg sf	
Churches	\$1,471	per 1000 bldg sf	
Mini Storage	\$5,175	per gross acre	

Proposed	l Rates, Area 1	
		% change
\$2,062	per unit	0.9%
\$1,237	per unit	0.9%
\$1,237	per unit	0.9%
\$1,237	per 1000 bldg sf	0.9%
\$3,254	per 1000 bldg sf	0.9%
\$1,484	per 1000 bldg sf	0.9%
\$399	per 1000 bldg sf	0.8%
\$2,603	per 1000 bldg sf	0.9%
\$1,484	per 1000 bldg sf	0.9%
\$5,214	per gross acre	0.8%

Area 1	Existing Rates, Area 1	
RT Park Phase 1, 2		
Industrial	\$225	per 1000 bldg sf
Office	\$835	per 1000 bldg sf

Proposed Rates, Area 1		
		% change
\$222	per 1000 bldg sf	-1.3%
\$825	per 1000 bldg sf	-1.2%

	Existing	Existing Rates, Area 2	
SFR - Rural (0 - 0.5)	\$0.00	per unit	
SFR - Very Low Density (0.6 - 2)	\$0.00	per unit	
SFR - Low Density (2.1 - 4)	\$0.00	per unit	
SFR - Medium Density (4.1 - 7)	\$0.00	per unit	
MFR - Medium High Density (7.1 - 15)	\$0.00	per unit	
MFR - High (15.1 - 25)	\$0.00	per unit	
MFR - Very High (25.1 - 43)	\$0.00	per 1000 bldg sf	
Retail	\$0.00	per 1000 bldg sf	
Office, Public Facilities	\$0.00	per 1000 bldg sf	
Industrial, Assisted Living	\$0.00	per 1000 bldg sf	
Schools	\$0.00	per 1000 bldg sf	
Churches	\$0.00	per 1000 bldg sf	
Mini Storage	\$0.00	per gross acre	

Proposed	l Rates, Area 2	
		% change
\$0.00	per unit	0%
\$0.00	per 1000 bldg sf	0%
\$0.00	per 1000 bldg sf	0%
\$0.00	per 1000 bldg sf	0%
\$0.00	per 1000 bldg sf	0%
\$0.00	per 1000 bldg sf	0%
\$0.00	per 1000 bldg sf	0%
\$0.00	per gross acre	0%

	Existing	Existing Rates, Area 3	
SFR - Rural (0 - 0.5)	\$0.00	per unit	
SFR - Very Low Density (0.6 - 2)	\$0.00	per unit	
SFR - Low Density (2.1 - 4)	\$0.00	per unit	
SFR - Medium Density (4.1 - 7)	\$0.00	per unit	
MFR - Medium High Density (7.1 - 15)	\$0.00	per unit	
MFR - High (15.1 - 25)	\$0.00	per unit	
MFR - Very High (25.1 - 43)	\$0.00	per 1000 bldg sf	
Retail	\$0.00	per 1000 bldg sf	
Office, Public Facilities	\$0.00	per 1000 bldg sf	
Industrial, Assisted Living	\$0.00	per 1000 bldg sf	
Schools	\$0.00	per 1000 bldg sf	
Churches	\$0.00	per 1000 bldg sf	
Mini Storage	\$0.00	per gross acre	

Proposed	Rates, Area 3	
		% change
\$0.00	per unit	0%
\$0.00	per 1000 bldg sf	0%
\$0.00	per 1000 bldg sf	0%
\$0.00	per 1000 bldg sf	0%
\$0.00	per 1000 bldg sf	0%
\$0.00	per 1000 bldg sf	0%
\$0.00	per 1000 bldg sf	0%
\$0.00	per gross acre	4
		400

Center Travel Lane Fee

2023-2024

	Existing	Existing Rates, Area 4	
SFR - Rural (0 - 0.5)	\$2,400	per unit	
SFR - Very Low Density (0.6 - 2)	\$2,400	per unit	
SFR - Low Density (2.1 - 4)	\$2,400	per unit	
SFR - Medium Density (4.1 - 7)	\$2,400	per unit	
MFR - Medium High Density (7.1 - 15)	\$1,440	per unit	
MFR - High (15.1 - 25)	\$1,440	per unit	
MFR - Very High (25.1 - 43)	\$1,440	per 1000 bldg sf	
Retail	\$3,788	per 1000 bldg sf	
Office, Public Facilities	\$1,727	per 1000 bldg sf	
Industrial, Assisted Living	\$465	per 1000 bldg sf	
Schools	\$3,030	per 1000 bldg sf	
Churches	\$1,727	per 1000 bldg sf	
Mini Storage	\$6,077	per gross acre	

Proposed	l Rates, Area 4	
		% change
\$2,482	per unit	3.4%
\$2,482	per unit	3.4%
\$2,483	per unit	3.5%
\$2,482	per unit	3.4%
\$1,489	per unit	3.4%
\$1,489	per unit	3.4%
\$1,489	per 1000 bldg sf	3.4%
\$3,918	per 1000 bldg sf	3.4%
\$1,787	per 1000 bldg sf	3.5%
\$481	per 1000 bldg sf	3.4%
\$3,134	per 1000 bldg sf	3.4%
\$1,787	per 1000 bldg sf	3.5%
\$6,286	per gross acre	3.4%

	Existing Rates, Area 5	
SFR - Rural (0 - 0.5)	\$1,631	per unit
SFR - Very Low Density (0.6 - 2)	\$1,630	per unit
SFR - Low Density (2.1 - 4)	\$1,630	per unit
SFR - Medium Density (4.1 - 7)	\$1,630	per unit
MFR - Medium High Density (7.1 - 15)	\$978	per unit
MFR - High (15.1 - 25)	\$978	per unit
MFR - Very High (25.1 - 43)	\$978	per 1000 bldg sf
Retail	\$2,571	per 1000 bldg sf
Office, Public Facilities	\$1,172	per 1000 bldg sf
Industrial, Assisted Living	\$316	per 1000 bldg sf
Schools	\$2,057	per 1000 bldg sf
Churches	\$1,172	per 1000 bldg sf
Mini Storage	\$4,129	per gross acre

Proposed	Rates, Area 5	
•	,	% change
\$1,710	per unit	4.9%
\$1,026	per unit	5.0%
\$1,026	per unit	5.0%
\$1,026	per 1000 bldg sf	5.0%
\$2,699	per 1000 bldg sf	5.0%
\$1,231	per 1000 bldg sf	5.0%
\$331	per 1000 bldg sf	4.7%
\$2,159	per 1000 bldg sf	4.9%
\$1,231	per 1000 bldg sf	5.0%
\$4,326	per gross acre	4.8%

^{*} Gross Acreage shall mean the total area of land, including one-half the right-of-way on the boundary streets.

Retail - 1 EDU = 2450 square feet of building area

Office - 1 EDU = 2450 square feet of building area

Industrial - 1 EDU = 2450 square feet of building area

[^] Unit is defined as each separate dwelling unit.

^{^^} EDU = Equivalent Dwelling Unit is defined as follows:

Center Travel Lane Fee

2023-2024

Purpose of Fee

The Center Travel Lane fee pays for the construction and financing of those certain planned travel lanes of a Major Street that are located within the median area. The fee also includes the adjacent travel lane on roads with 4 lanes or less, or the 2 adjacent lanes on 6-lane roads.

Scope of Improvements covered

Construction and financing costs for the roadway, median curb, median cap and maintenance strip, landscaping, and irrigation.

Nexus

Roadway systems are necessary to accommodate new development. The rates are directly related to system utilization by each land use category.

Methodology

- 1. Calculate the total cost of system components and financing.
- 2. Calculate the weighted Gross Acreage for each land use category.
- 3. Rate = total cost divided by weighted Gross Acreage.
- 4. Convert the rate to a per unit cost for residential developments.
- 5. Convert the rate to a per square foot cost for non-residential developments.

Summary of Factors contributing to Rate Change

Traffic Signal Fee

2023-2024

	Existing	Existing Rates, Area 1	
SFR - Rural (0 - 0.5)	\$802	per unit	
SFR - Very Low Density (0.6 - 2)	\$801	per unit	
SFR - Low Density (2.1 - 4)	\$801	per unit	
SFR - Medium Density (4.1 - 7)	\$801	per unit	
MFR - Medium High Density (7.1 - 15)	\$481	per unit	
MFR - High (15.1 - 25)	\$481	per unit	
MFR - Very High (25.1 - 43)	\$481	per 1000 bldg sf	
Retail	\$1,264	per 1000 bldg sf	
Office, Public Facilities	\$576	per 1000 bldg sf	
Industrial, Assisted Living	\$155	per 1000 bldg sf	
Schools	\$1,011	per 1000 bldg sf	
Churches	\$576	per 1000 bldg sf	
Mini Storage	\$2,026	per gross acre	

Proposed	Rates, Area 1	
		% change
\$860	per unit	7.2%
\$859	per unit	7.2%
\$860	per unit	7.4%
\$859	per unit	7.2%
\$516	per unit	7.3%
\$516	per unit	7.3%
\$516	per 1000 bldg sf	7.3%
\$1,356	per 1000 bldg sf	7.3%
\$619	per 1000 bldg sf	7.5%
\$166	per 1000 bldg sf	7.1%
\$1,085	per 1000 bldg sf	7.3%
\$619	per 1000 bldg sf	7.5%
\$2,169	per gross acre	7.1%

Area 1	Existing Rates, Area 1	
RT Park Phase 1, 2	2	
Industrial	\$129	per 1000 bldg sf
Office	\$481	per 1000 bldg sf

Proposed Rates, Area 1		
		% change
\$121	per 1000 bldg sf	-6.2%
\$450	per 1000 bldg sf	-6.4%

	Existing Rates, Area 2	
SFR - Rural (0 - 0.5)	\$105	per unit
SFR - Very Low Density (0.6 - 2)	\$106	per unit
SFR - Low Density (2.1 - 4)	\$106	per unit
SFR - Medium Density (4.1 - 7)	\$106	per unit
MFR - Medium High Density (7.1 - 15)	\$63	per unit
MFR - High (15.1 - 25)	\$63	per unit
MFR - Very High (25.1 - 43)	\$63	per 1000 bldg sf
Retail	\$166	per 1000 bldg sf
Office, Public Facilities	\$76	per 1000 bldg sf
Industrial, Assisted Living	\$21	per 1000 bldg sf
Schools	\$133	per 1000 bldg sf
Churches	\$76	per 1000 bldg sf
Mini Storage	\$270	per gross acre

Proposed	Rates, Area 2	
		% change
\$105	per unit	0.0%
\$106	per unit	0.0%
\$106	per unit	0.0%
\$106	per unit	0.0%
\$63	per unit	0.0%
\$63	per unit	0.0%
\$63	per 1000 bldg sf	0.0%
\$166	per 1000 bldg sf	0.0%
\$76	per 1000 bldg sf	0.0%
\$21	per 1000 bldg sf	0.0%
\$133	per 1000 bldg sf	0.0%
\$76	per 1000 bldg sf	0.0%
\$270	per gross acre	0.0%

	Existing Rates, Area 3	
SFR - Rural (0 - 0.5)	\$37	per unit
SFR - Very Low Density (0.6 - 2)	\$38	per unit
SFR - Low Density (2.1 - 4)	\$38	per unit
SFR - Medium Density (4.1 - 7)	\$38	per unit
MFR - Medium High Density (7.1 - 15)	\$23	per unit
MFR - High (15.1 - 25)	\$23	per unit
MFR - Very High (25.1 - 43)	\$23	per 1000 bldg sf
Retail	\$60	per 1000 bldg sf
Office, Public Facilities	\$27	per 1000 bldg sf
Industrial, Assisted Living	\$7	per 1000 bldg sf
Schools	\$48	per 1000 bldg sf
Churches	\$27	per 1000 bldg sf
Mini Storage	\$100	per gross acre

Proposed	Rates, Area 3	
		% change
\$37	per unit	0.0%
\$38	per unit	0.0%
\$38	per unit	0.0%
\$38	per unit	0.0%
\$23	per unit	0.0%
\$23	per unit	0.0%
\$23	per 1000 bldg sf	0.0%
\$60	per 1000 bldg sf	0.0%
\$27	per 1000 bldg sf	0.0%
\$7	per 1000 bldg sf	0.0%
\$48	per 1000 bldg sf	0.0%
\$27	per 1000 bldg sf	0.0%
\$100	per gross acre	101

Traffic Signal Fee

2023-2024

	Existing	Existing Rates, Area 4	
SFR - Rural (0 - 0.5)	\$530	per unit	
SFR - Very Low Density (0.6 - 2)	\$531	per unit	
SFR - Low Density (2.1 - 4)	\$531	per unit	
SFR - Medium Density (4.1 - 7)	\$531	per unit	
MFR - Medium High Density (7.1 - 15)	\$318	per unit	
MFR - High (15.1 - 25)	\$318	per unit	
MFR - Very High (25.1 - 43)	\$318	per 1000 bldg sf	
Retail	\$837	per 1000 bldg sf	
Office, Public Facilities	\$382	per 1000 bldg sf	
Industrial, Assisted Living	\$103	per 1000 bldg sf	
Schools	\$670	per 1000 bldg sf	
Churches	\$382	per 1000 bldg sf	
Mini Storage	\$1,346	per gross acre	

Proposed	Rates, Area 4	
		% change
\$586	per unit	10.6%
\$585	per unit	10.2%
\$585	per unit	10.2%
\$585	per unit	10.2%
\$351	per unit	10.4%
\$351	per unit	10.4%
\$351	per 1000 bldg sf	10.4%
\$924	per 1000 bldg sf	10.4%
\$421	per 1000 bldg sf	10.2%
\$113	per 1000 bldg sf	9.7%
\$739	per 1000 bldg sf	10.3%
\$421	per 1000 bldg sf	10.2%
\$1,477	per gross acre	9.7%

	Existing Rates, Area 5	
SFR - Rural (0 - 0.5)	\$357	per unit
SFR - Very Low Density (0.6 - 2)	\$357	per unit
SFR - Low Density (2.1 - 4)	\$357	per unit
SFR - Medium Density (4.1 - 7)	\$357	per unit
MFR - Medium High Density (7.1 - 15)	\$214	per unit
MFR - High (15.1 - 25)	\$214	per unit
MFR - Very High (25.1 - 43)	\$214	per 1000 bldg sf
Retail	\$565	per 1000 bldg sf
Office, Public Facilities	\$258	per 1000 bldg sf
Industrial, Assisted Living	\$69	per 1000 bldg sf
Schools	\$452	per 1000 bldg sf
Churches	\$258	per 1000 bldg sf
Mini Storage	\$902	per gross acre

Proposed	Rates, Area 5	
		% change
\$378	per unit	6.0%
\$378	per unit	6.0%
\$378	per unit	6.0%
\$377	per unit	5.8%
\$227	per unit	6.1%
\$227	per unit	6.1%
\$227	per 1000 bldg sf	6.1%
\$596	per 1000 bldg sf	5.6%
\$272	per 1000 bldg sf	5.6%
\$73	per 1000 bldg sf	5.8%
\$477	per 1000 bldg sf	5.5%
\$272	per 1000 bldg sf	5.6%
\$954	per gross acre	5.8%

st Gross Acreage shall mean the total area of land, including one-half the right-of-way on the boundary streets.

Retail - 1 EDU = 2450 square feet of building area

Office - 1 EDU = 2450 square feet of building area

Industrial - 1 EDU = 2450 square feet of building area

[^] Unit is defined as each separate dwelling unit.

^{^^} EDU = Equivalent Dwelling Unit is defined as follows:

Traffic Signal Fee

2023-2024

Purpose of Fee

The Traffic Signal fee pays for the construction and financing of those certain planned traffic signals at the intersection of Major Streets and the interconnecting fiber optic system.

Scope of Improvements covered

Construction and financing costs for the signal, the power systems, the detection systems and interconnecting fiber optic system.

Nexus

Traffic signal systems are necessary to accommodate new development as they increase vehicular and pedestrian safety. The rates are directly related to system utilization by each land use category.

Methodology

- 1. Calculate the total cost of system components and financing.
- 2. Calculate the weighted Gross Acreage for each land use category.
- 3. Rate = total cost divided by weighted Gross Acreage.
- 4. Convert the rate to a per unit cost for residential developments.
- 5. Convert the rate to a per square foot cost for non-residential developments.

Summary of Factors contributing to Rate Change

Bridge Fee 2023-2024

	Existing	Existing Rates, Area 1	
SFR - Rural (0 - 0.5)	\$68	per unit	
SFR - Very Low Density (0.6 - 2)	\$69	per unit	
SFR - Low Density (2.1 - 4)	\$69	per unit	
SFR - Medium Density (4.1 - 7)	\$69	per unit	
MFR - Medium High Density (7.1 - 15)	\$41	per unit	
MFR - High (15.1 - 25)	\$41	per unit	
MFR - Very High (25.1 - 43)	\$41	per 1000 bldg sf	
Retail	\$108	per 1000 bldg sf	
Office, Public Facilities	\$49	per 1000 bldg sf	
Industrial, Assisted Living	\$13	per 1000 bldg sf	
Schools	\$87	per 1000 bldg sf	
Churches	\$49	per 1000 bldg sf	
Mini Storage	\$178	per gross acre	

Proposed	Rates, Area 1	
		% change
\$78	per unit	14.7%
\$78	per unit	13.0%
\$78	per unit	13.0%
\$78	per unit	13.0%
\$47	per unit	14.6%
\$47	per unit	14.6%
\$47	per 1000 bldg sf	14.6%
\$122	per 1000 bldg sf	13.0%
\$56	per 1000 bldg sf	14.3%
\$15	per 1000 bldg sf	15.4%
\$98	per 1000 bldg sf	12.6%
\$56	per 1000 bldg sf	14.3%
\$196	per gross acre	10.1%

Area 1	Existing Rates, Area 1	
RT Park Phase 1. 2		
Industrial	\$0	per 1000 bldg sf
Office	\$0	per 1000 bldg sf

Proposed Rates, Area 1		
		% change
\$0	per 1000 bldg sf	0%
\$0	per 1000 bldg sf	0%

	Existing Rates, Area 2	
SFR - Rural (0 - 0.5)	\$0	per unit
SFR - Very Low Density (0.6 - 2)	\$0	per unit
SFR - Low Density (2.1 - 4)	\$0	per unit
SFR - Medium Density (4.1 - 7)	\$0	per unit
MFR - Medium High Density (7.1 - 15)	\$0	per unit
MFR - High (15.1 - 25)	\$0	per unit
MFR - Very High (25.1 - 43)	\$0	per 1000 bldg sf
Retail	\$0	per 1000 bldg sf
Office, Public Facilities	\$0	per 1000 bldg sf
Industrial, Assisted Living	\$0	per 1000 bldg sf
Schools	\$0	per 1000 bldg sf
Churches	\$0	per 1000 bldg sf
Mini Storage	\$0	per gross acre

Proposed	Rates, Area 2	
		% change
\$0	per unit	0%
\$0	per 1000 bldg sf	0%
\$0	per 1000 bldg sf	0%
\$0	per 1000 bldg sf	0%
\$0	per 1000 bldg sf	0%
\$0	per 1000 bldg sf	0%
\$0	per 1000 bldg sf	0%
\$0	per gross acre	0%

	Existing	Existing Rates, Area 3	
SFR - Rural (0 - 0.5)	\$0	per unit	
SFR - Very Low Density (0.6 - 2)	\$0	per unit	
SFR - Low Density (2.1 - 4)	\$0	per unit	
SFR - Medium Density (4.1 - 7)	\$0	per unit	
MFR - Medium High Density (7.1 - 15)	\$0	per unit	
MFR - High (15.1 - 25)	\$0	per unit	
MFR - Very High (25.1 - 43)	\$0	per 1000 bldg sf	
Retail	\$0	per 1000 bldg sf	
Office, Public Facilities	\$0	per 1000 bldg sf	
Industrial, Assisted Living	\$0	per 1000 bldg sf	
Schools	\$0	per 1000 bldg sf	
Churches	\$0	per 1000 bldg sf	
Mini Storage	\$0	per gross acre	

Proposed	Rates, Area 3	
		% change
\$0	per unit	0%
\$0	per 1000 bldg sf	0%
\$0	per 1000 bldg sf	0%
\$0	per 1000 bldg sf	0%
\$0	per 1000 bldg sf	0%
\$0	per 1000 bldg sf	0%
\$0	per 1000 bldg sf	0%
\$0	per gross acre	0%

Bridge Fee

2023-2024

	Existing	Rates, Area 4
SFR - Rural (0 - 0.5)	\$595	per unit
SFR - Very Low Density (0.6 - 2)	\$595	per unit
SFR - Low Density (2.1 - 4)	\$595	per unit
SFR - Medium Density (4.1 - 7)	\$595	per unit
MFR - Medium High Density (7.1 - 15)	\$355	per unit
MFR - High (15.1 - 25)	\$355	per unit
MFR - Very High (25.1 - 43)	\$355	per 1000 bldg sf
Retail	\$937	per 1000 bldg sf
Office, Public Facilities	\$428	per 1000 bldg sf
Industrial, Assisted Living	\$116	per 1000 bldg sf
Schools	\$751	per 1000 bldg sf
Churches	\$428	per 1000 bldg sf
Mini Storage	\$1,510	per gross acre

Proposed	Rates, Area 4	
		% change
\$686	per unit	15.4%
\$686	per unit	15.4%
\$687	per unit	15.5%
\$687	per unit	15.5%
\$412	per unit	15.9%
\$412	per unit	15.9%
\$412	per 1000 bldg sf	15.9%
\$1,083	per 1000 bldg sf	15.6%
\$494	per 1000 bldg sf	15.5%
\$133	per 1000 bldg sf	14.5%
\$867	per 1000 bldg sf	15.5%
\$494	per 1000 bldg sf	15.5%
\$1,738	per gross acre	15.1%

	Existing Rates, Area 5	
SFR - Rural (0 - 0.5)	\$204	per unit
SFR - Very Low Density (0.6 - 2)	\$205	per unit
SFR - Low Density (2.1 - 4)	\$205	per unit
SFR - Medium Density (4.1 - 7)	\$205	per unit
MFR - Medium High Density (7.1 - 15)	\$123	per unit
MFR - High (15.1 - 25)	\$123	per unit
MFR - Very High (25.1 - 43)	\$123	per 1000 bldg sf
Retail	\$323	per 1000 bldg sf
Office, Public Facilities	\$147	per 1000 bldg sf
Industrial, Assisted Living	\$40	per 1000 bldg sf
Schools	\$258	per 1000 bldg sf
Churches	\$147	per 1000 bldg sf
Mini Storage	\$523	per gross acre

Proposed	Rates, Area 5	
		% change
\$214	per unit	4.9%
\$213	per unit	3.9%
\$213	per unit	3.9%
\$213	per unit	3.9%
\$128	per unit	4.1%
\$128	per unit	4.1%
\$128	per 1000 bldg sf	4.1%
\$337	per 1000 bldg sf	4.3%
\$154	per 1000 bldg sf	4.8%
\$41	per 1000 bldg sf	2.5%
\$270	per 1000 bldg sf	4.7%
\$154	per 1000 bldg sf	4.8%
\$536	per gross acre	2.5%

^{*} Gross Acreage shall mean the total area of land, including one-half the right-of-way on the boundary streets.

Retail - 1 EDU = 2450 square feet of building area

Office - 1 EDU = 2450 square feet of building area

Industrial - 1 EDU = 2450 square feet of building area

[^] Unit is defined as each separate dwelling unit.

^{^^} EDU = Equivalent Dwelling Unit is defined as follows:

Bridge Fee

2023-2024

Purpose of Fee

The Bridge fee pays for the construction and financing of those certain planned bridge facilities at locations where Major Streets cross various waterways.

Scope of Improvements covered

Construction and financing costs for the bridge, culvert and erosion protection systems.

Nexus

Bridge systems are necessary to accommodate new development to allow Major Streets to cross waterways. The rates are directly related to system utilization by each land use category.

Methodology

- 1. Calculate the total cost of system components and financing.
- 2. Calculate the weighted Gross Acreage for each land use category.
- 3. Rate = total cost divided by weighted Gross Acreage.
- 4. Convert the rate to a per unit cost for residential developments.
- 5. Convert the rate to a per square foot cost for non-residential developments.

Summary of Factors contributing to Rate Change

Utility Undergrounding Fee

2023-2024

Existing Rates			
Area 1	\$8,692	per	Gr. Ac.
RT Park Phase1, 2	\$2,894	per	Gr. Ac.
Area 2	\$0	per	Gr. Ac.
Area 3	\$8,268	per	Gr. Ac.
Area 4	\$7,960	per	Gr. Ac.

Prop	osed Rates			
				% change
Area 1	\$8,400	per	Gr. Ac.	-3.4%
RT Park Phase1, 2	\$2,797	per	Gr. Ac.	-3.4%
Area 2	\$0	per	Gr. Ac.	0%
Area 3	\$8,003	per	Gr. Ac.	-3.2%
Area 4	\$7,823	per	Gr. Ac.	-1.7%

Purpose of Fee

The Utility Undergrounding Fee pays for the relocation of certain overhead electric utilities from overhead to underground, generally along major streets in urbanizing areas.

Scope of Improvements covered

Specific overhead lines have been designated to be placed underground, generally along major streets in developing areas.

Overhead electric utilities in older, developed areas and areas that are either on the City fringe or are to remain rural in nature are generally excluded.

Nexus

Undergrounding existing overhead utilities is an aesthetic, and in many cases, safety enhancement to the general community. Each developing property within a benefit zone is deemed to receive a benefit that is uniform among property locations and development types. Therefore, the cost is spread among all properties equally on an acreage basis.

Methodology

- 1. Calculate the total cost of all utilities to be placed underground.
- 2. Calculate the developable acreage within each benefit area that will contribute.
- 3. Rate = total cost divided by gross acreage.

Summary of Factors contributing to Rate Change

Park Acquisition & Development Fee

2023-2024

Existing Rates		
All Residential	\$5,354 per Unit	
Retail	\$0.68 per Bldg. sf.	
Office	\$1.48 per Bldg. sf.	
Industrial	\$0.48 per Bldg. sf.	
^ Unit is defined as each separate dwelling unit		

^^ Non-residential Fees are based on building square footage.

Proposed Rates		
		% change
All Residential	\$5,662 per Unit	6%
Retail	\$0.69 per Bldg. sf.	1%
Office	\$1.50 per Bldg. sf.	1%
Industrial	\$0.49 per Bldg. sf.	2%

^ Unit is defined as each separate dwelling unit

^^ Non-residential Fees are based on building square footage.

Purpose of Fee

The Park Acquisition and Development Fee shall be used to finance (1) only the public facilities described or identified in the Parks and Recreation Element of the Clovis General Plan, as amended, which shall be acquired and developed by the City or (2) the reimbursement to the City for the owner/developer's or person's fair share of those park and recreation facilities already acquired and/or developed.

Scope of Improvements covered

The fee covers the public facilities described or identified in the Parks and Recreation Element of the Clovis General Plan, as amended.

Nexus

The Park Acquisition & Development Fee is to finance the acquisition and development of park and recreation facilities to reduce the impacts of increased user demand from increased population and diminished park and recreation facility capacity caused by new development in the City.

Methodology

- 1. Calculate total number of potential hours to be spent at park public facilities by Clovis residents.
- 2. Calculate total number of potential hours to be spent at park public facilities by employees working in Clovis.
- 3. Calculate the total cost of the remaining public facilities.
- 4. Calculate cost distribution based on percentage of total potential hours to be spent at park public facilities.
- 5. Calculate the projected total of residential units within the Sphere of Influence.
- 6. Calculate the projected total of commercial building area within the Sphere of Influence.
- 7. a. Residential Rate = Residential development's portion of the total cost divided by total residential units.
 - b. Retail Rate = Retail development's portion of the total cost divided by total retail building area..
 - b. Office Rate = Office development's portion of the total cost divided by total office building area..
 - b. Industrial Rate = Industrial development's portion of the total cost divided by total industrial building area.

Summary of Factors contributing to Rate Change

The distribution of cost is based on potential hours spent at park public facilities by each use category, as opposed to a general percentage-based distribution. Also, distribution of cost no longer considers grant funding. As with all other development impact fees, park public facilities are funded 100% by development and grant funding is considered a cost-savings. Rate increases are due to a comprehensice cost evaluation.

Community Sanitation Fee

2023-2024

Existing Rates		
Single Family	\$481 per Unit	
Multi-Family, non-Res	\$396 per Unit	
Multi-Family, non-Res	\$396 per Unit	

* Unit is defined as each separate dwelling unit or EDU

EDU = Equivalent Dwelling Unit is defined as follows
Office - 1 EDU = 9680 square feet of gross parcel area

Industrial - 1 EDU = 9680 square feet of gross parcel area Retail - 1 EDU = 9680 square feet of gross parcel area

Propos	ed Rates	% change
Single Family	\$509 per Unit	5.8%
Multi-Family, non-Res	\$412 per Unit	4.0%

* Unit is defined as each separate dwelling unit or EDU

EDU = Equivalent Dwelling Unit is defined as follows

Office - 1 EDU = 9680 square feet of gross parcel area Industrial - 1 EDU = 9680 square feet of gross parcel area

Retail - 1 EDU = 9680 square feet of gross parcel area

Purpose of Fee

The Community Sanitation Fee is for the purchase of residential carts, commercial bins, disposal and community cleanup trucks and loaders, and street sweeping equipment.

Scope of Improvements covered

The fee covers initial capital outlay for garbage trucks, community cleanup trucks and loaders, residential carts, and commercial bins.

Nexus

The Community Sanitation Fee is to finance initial community sanitation capital outlay to reduce the impacts of increased user demand from increased population and diminished community sanitation service capacity caused by new development in the City.

Methodology

- 1. Determine the cost for each type of vehicle and bin.
- 2. Determine the number of residential units served by each type of vehicle.
- 3. Determine the average number of bins used per residential unit.
- 4. Determine the number of commercial EDUs served by each type of vehicle.
- 5. Determine the average number of bins used per commercial EDU.
- 6. a. Residential Rate = total cost of each type of vehicle per residential unit plus the cost of the average number of bins per unit.
 - b. Commerical Rate = total cost of each type of vehicle plus the cost of the average number of bins per commercial EDU.

Summary of Factors contributing to Rate Change

Fire Department Fee

2023-2024

All Land Uses	\$2,347 per Unit *	
* Unit is defined as each separate du	welling unit.	
Residential unit is defined as each se	parate living dwelling unit	
for single family and multi family de-	velopments.	
EDU = equivalent Dwelling Unit is defined as follows:		
Hotel, motel commercial, professional, and industrial		
developments = 9680 square feet of gross parcel acrea.		
Assisted living facilities, churches, hospitals, and non public		
schools - 1 EDU = 1500 square feet of gross building area.		
Public schools - 1 EDU = 29,000 square feet of gross lot acreage.		

Existing Rates

Proposed Rates		% change
All Land Uses	\$2,075 per Unit ^	-12%
^ Unit is defined as each separate dwelling unit. Residential unit is defined as each living separate dwelling unit for single family and multi family developments. EDU = equivalent Dwelling Unit is defined as follows: Hotel, motel commercial, professional, and industrial developments = 9680 square feet of gross parcel acre. Assisted living facilities, churches, hospitals, and non public schools - 1 EDU = 1500 square feet of gross building area. Public schools - 1 EDU = 29,000 square feet of gross lot acreage.		

Purpose of Fee

The Fire Department Fee pays for fire stations, fire engines, ladder truck and associated equipment for the entire sphere of influence. This fee is not for the maintenance or replacement of fire stations, fire engines, ladder truck, or associated equipment.

Scope of Improvements covered

The Fire Department Fee includes all costs related to the acquisition, construction, and/ or financing of fire stations, fire engines, ladder truck, and all associated equipment required to meet the needs of the new development within the City's sphere of influence. The rate includes purchase of ladder apparatus that was previously funded under the Multi Story Impact Fee.

Nexus

All development induces a need for fire protection. The cost of the emergency response infrastructure includes the facilities listed above. The cost of the entire system is apportioned among all units within the entire sphere of influence to arrive at a rate per unit or EDU. It was determined that ladder trucks are frequently used and are indispensible on many one and two story structure fires in addition to being available for high rise buildings incidents. Therefore, the ladder and associated equipment serves the entire community and has been included in the Fire Department Fee.

Methodology

- 1. Calculate the total current property acquisition, construction cost, furnishings and equipment of an average fire station.
- 2. Calculate the number of residential and non-residential units within the service area of an average fire station.
- 3. Rate = the total cost divided by the total units for an average service area.

Summary of Factors contributing to Rate Change

- Revised cost per square foot to construct new fire stations and the current cost of equipment.

Police Department Fee

2023-2024

All Land Uses	\$1,134 per Unit *	
* Unit is defined as each separate dwelling unit.		
Residential unit is defined as each separate living dwelling unit		
for single family and multi family developments.		
EDU = equivalent Dwelling Unit is defined as follows:		
Hotel, motel commercial, professional, and industrial		
developments = 9680 square feet of	gross parcel acrea.	
Assisted living facilities, churches, ho	ospitals, and non public	
schools - 1 EDU = 1500 square feet of	of gross building area.	
Public schools - 1 EDU = 29,000 square feet of gross lot acreage.		

Existing Rates

Proposed Rates		% change
All Land Uses	\$1,457 per Unit ^	28%
^ Unit is defined as each separate dw Residential unit is defined as each liv for single family and multi family dev EDU = equivalent Dwelling Unit is de Hotel, motel commercial, profession developments = 9680 square feet of Assisted living facilities, churches, ho schools - 1 EDU = 1500 square feet of Public schools - 1 EDU = 29,000 square	ing separate dwelling unit relopments. fined as follows: al, and industrial gross parcel acre. spitals, and non public f gross building area.	

Purpose of Fee

The Police Department Fee pays for police stations, vehicles and associated equipment for the entire sphere of influence. This fee is not for the maintenance or replacement of police stations, vehicles, or associated equipment.

Scope of Improvements covered

The Police Department Fee includes all costs related to the acquisition, construction, and/ or financing of police stations, vehicles, and all associated equipment required to meet the needs of the new development within the City's sphere of influence.

Nexus

All development induces a need for police protection. The cost of the emergency response infrastructure includes the facilities listed above. The cost of the entire system is apportioned among all units within the entire sphere of influence to arrive at a rate per unit or FDI.

Methodology

- 1. Calculate the total current property acquisition, construction cost, furnishings and equipment of an average police station.
- 2. Calculate the number of residential and non-residential units within the service area of an average police station.
- 3. Rate = the total cost divided by the total units for an average service area.

Summary of Factors contributing to Rate Change

- Revised equipment acquistion and construction estimates.

Library Fee

2023-2024

Existing Rates		
Single Family Residential \$760 per Unit *		
Multi Family Residential	\$621 per Unit*	

* Unit is defined as each separate dwelling unit .

Residential unit is defined as each living separate dweling unit for single family, multi family, apartment, mobile home, condominium, cooperative, or planned developments.

EDU = equivalent Dwelling Unit is defined as follows:

Assisted living facilities and group homes - 1 EDU = 1500 square feet of gross building area.

Proposed Rates		% change
Single Family Residential	\$760 per Unit ^	0%
Multi Family Residential	\$621 per Unit ^	0%

^ Unit is defined as each separate dwelling unit .

Residential unit is defined as each living separate dweling unit for single family, multi family, apartment, mobile home, condominium, cooperative, or planned developments.

EDU = equivalent Dwelling Unit is defined as follows:

Assisted living facilities and group homes - 1 EDU = 1500 square feet of gross building area.

Purpose of Fee

The Library Fee pays for the mitigation of adverse impacts to public library facilities and equipment attributed to new development.

Scope of Improvements covered

The library fee includes all costs related to the acquisition, construction, and/or financing of public library facitlities and or equipment, including land acquisition, building construction, parking, landscaping, signs, monuments, computer stations, books shelving, furniture and other related equipment required to meet the needs of the new developmen with the City's sphere of influence.

Nexus

Fresno County in 2003 adopted a Heart of the Community study that addressed the planning, needs, and growth impacts to the County library system for the entire Fresno County. This study identified the library facilities that will be required in the future. The Clovis Library fee was approved to capture Clovis's portion of the Fresno County Library fee and use it only in the City of Clovis. The City Library fee does not include all the funding required to construct all the Library facilities in Clovis' Sphere of Influence, since the Clovis library service area exthends beyond the sphere boundaries. Additional funding would have to come from oher sources including tax measures, grants, and contributions

Methodology

- 1. Calculate the total cost of the remaining library facilities needed to serve the City's Sphere of Influence.
- 2. Divide the total cost of the remaining library facilities by the total remaining library building area and obtain a cost per building square foot
- 3. Divide the Cost per building square foot by the library building area needed per person from the Clovis Library Facilities Improvement Impact Fees Study to obtain Library cost per person.

 4. Multiply

the Library cost per person by Persons per owner occupied dwelling unit from the US 2010 Census and obtain a Cost per Single Family Residential Dwelling Unit.

5. Multiply

the Library cost per person by Persons per renter occupied dwelling unit from the US 2010 Census and obtain a Cost per Multi Family Residential Dwelling Unit.

Summary of Factors contributing to Rate Change

- No change in rate proposed.

Appendix A

Findings in Support of the Continuation of City Policies to Impose Residential Development Impact Fees on a Per Unit or Per Acreage Basis

Findings in Support of the Continuation of City Policies to Impose Residential Development Impact Fees on a Per Unit or Per Acreage Basis

AB602 was signed by California Governor Gavin Newsom in September 2021. It became part of the State's Government Code and it includes several requirements for agencies which are intended to:

- 1. Promote new Statewide standards for Development Impact Fee Nexus Studies.
- 2. Provide improved transparency by the publishing of information on an agency's website.
- 3. Support smaller and multi-family developments.

A portion of AB602 specific to Development Impact Fees states to following:

Government Code, Section 66016.5(a)(5)

- (A) A nexus study adopted after July 1, 2022, shall calculate a fee imposed on a housing development project proportionately to the square footage of proposed units of the development. A local agency that imposes a fee proportionately to the square footage of the proposed units of the development shall be deemed to have used a valid method to establish a reasonable relationship between the fee charged and the burden posed by the development.
- (B) A nexus study is not required to comply with subparagraph (A) if the local agency makes a finding that includes all of the following:
 - (i) An explanation as to why square footage is not appropriate metric to calculate fees imposed on housing development project.
 - (ii) An explanation that an alternative basis of calculating the fee bears a reasonable relationship between the fee charged and the burden posed by the development.
 - (iii) That other policies in the fee structure support smaller developments, or otherwise ensure that smaller developments are not charged disproportionate fees.

Stated another way, the City must either calculate the Development Impact Fees imposed on housing developments proportional to the square footage of the proposed units or make specific findings as to why they are based on another metric.

There is no requirement for the City to include a financial element within its General Plan. Therefore, a well-defined Development Impact Fee program and associated nexus studies function as the de-facto financial plan in support of the City's General Plan. They identify the anticipated service demands by type of infrastructure and establish a fair, reasonable method to finance the required capital projects and acquisitions to accommodate the anticipated service demands from development.

The City of Clovis has expressed a desire to continue imposing Development Impact Fees on housing development projects in their current manner, which is not based on the square footage of the proposed units. The unit of assessment is currently a per unit basis and in some instances a per acreage basis. The current fee methodology and unit of assessment provides greater accuracy for planning than a square footage basis.

The requirement of AB602 to impose Development Impact Fees on based on the dwelling unit size assumes that anticipated service demands are lower for smaller dwelling units and higher for larger dwelling units. The City's current methodology is supported by years of data and peer reviews, which contrasts with the unsubstantiated assumption of AB602.

The City's development code describes a maximum Floor Area Ratio (FAR) that limits the building sizes for non-residential development projects, but there is not a size limitation placed upon residential projects. There are height restrictions and setback restrictions from the property lines that vary somewhat between density ranges, but otherwise the square footage of the dwelling unit is largely based upon what the developer has determined is marketable. Given this flexibility, a project will frequently see a wide range of dwelling sizes within each density range.

The Mitigation Fee Act (Government Code, Sections 66000 - 66024) requires certain findings by agencies that establish, increase, or impose fees as a condition of approval of a development project. These requirements are:

- Identify the purpose of the fee.
- 2. Identify the use to which the fee is to be put (identify the public facilities to be constructed).
- 3. Determine how there is a reasonable relationship (nexus) between the fee's and the type of development project on which the fee is imposed.
- 4. Determine how there is a reasonable relationship (nexus) between the need for the public facility and the type of development project on which the fee is imposed.

Items 1 and 2 are clearly identified in the City's Municipal Code. Items 3 and 4 are met through multiple actions taken by the City Council such as:

- 1. The General Plan
- 2. Specific Plans
- 3. Master Plans for Sewer, Water, Recycled Water, etc.

The method by which fee rates are established which evaluates the cost of improvements identified in the various adopted plans and distributes that cost among the developable properties within the respective service areas in rough proportion to their impact on, or need for, the public facilities.

The City's Development Impact Fee program has years of empirical data to define the average impacts of residential developments to services based on land uses and density; this proof is in compliance with the Mitigation Fee Act. The data produces average impacts on a basis of acreage or dwelling unit, but the data does not provide a correlation to the square footage of the dwelling units. The collection of fees for development-based demands is a one-time fee that represents the service needs of that dwelling unit as long as the structure exists. The assumption that smaller units generate less service demand than larger units does not consider the reality that any dwelling may have different occupants and therefore different demands over its 50-year life, nor does the assumption consider the fact that a duplicate dwelling may be home to a different number of residents in each of its instances. An example of this is that the number of occupants may change as the dwelling changes owners or the needs of the owner and their family changes. Another example would be that identical dwellings may house a single occupant or multiple occupants.

Description of City Development Impact Fee categories

• Sewer and Water - The City has data related to measured sewage flow generation and water usage specific to land uses and density ranges of residential developments. The Master Plans for pipe sizes and treatment capacity are based upon the average service demands of existing land, which in turn is used to predict future demands for residential and non-residential development. The Master Plans identify the need for additional infrastructure based upon the number of residential dwelling units and the financing should be on the same basis, not based on dwelling size.

- Non-Potable Water The costs of the City system are prorated on an acreage basis, allowing for a lower cost per unit as density increases. The non-potable water is used for irrigation purposes in place of potable water which helps the City reduce its dependence on ground water. The benefit is more directly connected to a dwelling unit than its size. The current method provides a strong nexus in compliance with the Mitigation Fee Act while also meeting the intent of AB602 to impose lower fees on smaller dwellings that are typical of higher density developments.
- Major Streets ITE provides a nationally accepted methodology for estimating trips generated from
 residential land uses. The estimate of trips is not based on dwelling size as that data does not exist in
 the ITE database. The major street fees are prorated based on impact (trip generation) per unit and
 is therefore best estimated according to land use instead of dwelling size.
- Undergrounding of Overhead Utilities Similar to non-potable water, the costs are prorated on an
 acreage basis and allow for a lower cost per unit as density increases. The current method meets the
 intent of AB602 to impose lower fees on smaller dwellings that are typical of higher density
 developments.
- Community Sanitation Residential service is once a week per dwelling unit with no variation for dwelling size. The current method is unit based which is a more direct connection to the service provided.
- Parks The need for additional open park space is identified in the Quimby Act as one (1) acre per 1000 residents. The Census data provides an average population per dwelling unit but does not connect population to dwelling size. Therefore, an average fee based on dwelling units is more empirical and accurate than basing the fee on dwelling sizes.
- Fire and Police There is no data to support an assumption that smaller dwelling units generate fewer
 calls for service than larger dwelling units. There is, however, generally accepted national practice
 correlating the number of stations to population. Using Census data for average population per
 dwelling unit provides the nexus to base the fees on dwelling units more accurately than basing the
 fee on dwelling sizes.

The City's current Development Impact Fee program neither favors nor penalizes one land use over another. The fees are based upon the fair share impact of each development and their land use. The type of dwelling unit for residential, whether it is single-family or multi-family, is the main factor that changes the demand for services. The City's data does not indicate that the main factor for service demand is dwelling size.

The City is mindful of the State's intentions to encourage residential construction of higher densities and they are assuming higher density development creates a lower demand due to their generally smaller sized dwelling units. However, given a lack of empirical data to support this, the City feels obligated to keep their current basis of imposing Development Impact Fees instead of charging based on dwelling sizes. The City of Clovis was identified as the 12th fastest growing city in the State in 2022 indicating that the current level of fees imposed is not a deterrent to development. The increases in property values and rents are an indicator of a thoughtful plan for City growth and a well-developed collection of development impact fees for funding the required services.

In conclusion, the current method in which Development Impact Fees are imposed either on a per unit basis or a per acreage basis has proven to be a fair means for housing developments. To charge based on a square footage basis would be unsupported by empirical data and less compliant with the Mitigation Fee Act.



CITY of CLOVIS

REPORT TO THE CITY COUNCIL

TO: Mayor and City Council

FROM: Administration
DATE: May 8, 2023

SUBJECT: Consider Approval - Res. 23-___, A Resolution of the City Council for the

City of Clovis Confirming Assessment for Costs for Abatement of Nuisances and/or Administrative Citations for the following Properties

(collectively "Properties"):

2395 Beverly Avenue, Clovis, CA 93611, APN No.: 551-211-23
607 Coventry Avenue, Clovis, CA 93611, APN No.: 554-105-01

2951 Purvis Avenue, Clovis, CA 93611, APN No.: 554-073-05S
101 N. Pollasky Avenue, Clovis, CA 93612, APN No.: 491-133-01

• 1495 Fourth Street, Clovis, CA 93612, APN No.: 491-191-10

982 Rosebrook Drive, Clovis, CA 93612, APN No.: 498-082-08

3155 Winery Avenue, Clovis, CA 93612, APN No.: 430-491-03
1419 Chennault Avenue, Clovis, CA 93611, APN No.: 563-101-02

• 339 W. Ashcroft Avenue, Clovis, CA 93612, APN No.: 499-322-17

• 660 Barstow Avenue, Clovis, CA 93612, APN No.: 497-150-32

Staff: Andrew Haussler, Assistant City Manager

Recommendation: Approve

ATTACHMENTS: 1. Draft Resolution

CONFLICT OF INTEREST

Councilmembers should consider recusal if a campaign contribution exceeding \$250 has been received from the project proponent (developer, applicant, agent, and/or participants) since January 1, 2023 (Government Code 84308).

RECOMMENDATION

For the City Council to adopt Resolution No. 23-____, A Resolution of the City Council of the City of Clovis Confirming Assessment for Costs for Abatement of Nuisances, and/or Administrative Citations, and Enforcement of the Municipal Code for the following Properties:

- 2395 Beverly Avenue, Clovis, CA 93611, APN No.: 551-211-23
- 607 Coventry Avenue, Clovis, CA 93611, APN No.: 554-105-01
- 2951 Purvis Avenue, Clovis, CA 93611, APN No.: 554-073-05S
- 101 N. Pollasky Avenue, Clovis, CA 93612, APN No.: 491-133-01
- 1495 Fourth Street, Clovis, CA 93612, APN No.: 491-191-10
- 982 Rosebrook Drive, Clovis, CA 93612, APN No.: 498-082-08
- 3155 Winery Avenue, Clovis, CA 93612, APN No.: 430-491-03
- 1419 Chennault Avenue, Clovis, CA 93611, APN No.: 563-101-02
- 339 W. Ashcroft Avenue, Clovis, CA 93612, APN No.: 499-322-17
- 660 Barstow Avenue, Clovis, CA 93612, APN No.: 497-150-32

EXECUTIVE SUMMARY

The City has assessed administrative citations and incurred related property nuisance abatement costs in the combined amount of One Hundred Sixty-One Thousand Two Hundred Ninety Dollars and Zero Cents (\$161,290.00) related to the general condition of the above listed Properties and to mitigate the nuisance conditions of the Properties. The owners of the Properties have ignored repeated City-issued citations and demands to correct the associated Municipal Code violations.

At this time, the City is entitled to recover its abatement costs and administrative penalties from these Properties. Resolution No. 23-___ will confirm these costs and penalties as an assessment and regular lien against the Properties if not paid within 15 days of the passage of the Resolution.

BACKGROUND

The listed Properties have each been maintained in a manner that has resulted in various nuisances and Municipal Code violations that have been ignored by the Properties' owners for many months, and in some cases years. The specific cited nuisance violations for all the Properties are collectively contained in Attachment A of Attachment 1.

The City has issued separate administrative citations on the Properties for a collective total penalty amount of One Hundred Sixty-One Thousand Two Hundred Ninety Dollars and Zero Cents (\$161,290.00), and still the Properties' owners failed to respond to the City or abate the nuisance conditions. On March 31, 2023, the City sent Notices of Abatement Costs and Assessment Liens on the Properties to each listed Property Owner. None of the Properties' owners ever responded or took any steps to comply with the Abatement Notices. The Properties' owners have not appealed the Notices to Abate or any of the administrative citations, and the deadline for any such appeals has since passed.

PROPOSAL AND ANALYSIS

Pursuant to the City's Cost Recovery Ordinance (Chapter 5.29 of the CMC), upon the City Council's confirmation of the amount of the assessments, after notice is given to the owners and holders of any mortgage or deed of trust, the City may record a notice of lien in the office of the County Recorder, creating a lien on the property which may be enforced either by collection with the County property taxes, or by foreclosure.

Notice was provided to each owner by letter on March 31, 2023. These Notices and the proposed notice of lien are attached as attachments to the Draft Resolution. The City will collect One Hundred Sixty-One Thousand Two Hundred Ninety Dollars and Zero Cents (\$161,290.00) either upon sale of the Properties or as part of the taxes collected from the Properties.

REASON FOR RECOMMENDATION

The Properties' owners have ignored all City efforts to compel abatement of the nuisance conditions existing at the Properties and bringing the Properties into safe and complaint conditions. The City is entitled to recover these administrative penalties and abatement costs from the Properties' owners or as an assessment and regular lien against the Properties.

ACTIONS FOLLOWING APPROVAL

If after 15 days following the passage of the resolution, the owners have not paid the amount owed, the City will record the Notice of Lien for each property with the County Recorder.

Prepared by: Wiley R. Driskill, Assistant City Attorney

Reviewed by: City Manager **94**

RESOLUTION 23-__

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CLOVIS CONFIRMING ASSESSMENTS FOR NUISANCE ABATEMENT COSTS AND ADMINISTRATIVE PENALTIES FOR VIOLATIONS FOR PROPERTY RELATED NUISANCES

WHEREAS, the City found numerous violations of Clovis Municipal Code (CMC) related to the following Properties:

- 1. 2395 Beverly Avenue, Clovis, CA 93611, APN No.: 551-211-23
- 2. 607 Coventry Avenue, Clovis, CA 93611, APN No.: 554-105-01
- 3. 2951 Purvis Avenue, Clovis, CA 93611, APN No.: 554-073-05S
- 101 N. Pollasky Avenue, Clovis, CA 93612, APN No.: 491-133-01
- 5. 1495 Fourth Street, Clovis, CA 93612, APN No.: 491-191-10
- 6. 982 Rosebrook Drive, Clovis, CA 93612, APN No.: 498-082-08
- 7. 3155 Winery Avenue, Clovis, CA 93612, APN No.: 430-491-03
- 8. 1419 Chennault Avenue, Clovis, CA 93611, APN No.: 563-101-02
- 9. 339 W. Ashcroft Avenue, Clovis, CA 93612, APN No.: 499-322-17
- 10. 660 Barstow Avenue, Clovis, CA 93612, APN No.: 497-150-32

WHEREAS, the Properties' owners failed to take any measures to abate the nuisances after being served with multiple Notices to Abate, and numerous administrative citations; and

WHEREAS, the City was eventually forced to abate certain nuisance Properties by inspecting and repairing the substandard conditions and code violations, through use of its own agents; and

WHEREAS, the City has imposed administrative penalties for property maintenance related nuisances and other violations in a total amount of \$161,290.00; and

WHEREAS, on March 31, 2023, the City provided notice by Letter ("Notice") to each of the Properties' owners regarding their responsibility for payment of the City's abatement costs, and of their right to appeal these costs (a copy of each Notice is attached hereto as **Attachment A**); and

WHEREAS, the Properties' owners have filed no appeals of the administrative penalties or abatement costs, nor paid any of these outstanding penalties or costs; and

WHEREAS, the City scheduled May 8, 2023 as the time for the City Council to consider and confirm the amount of the abatement costs as assessments ("Assessment"); and

WHEREAS, the City provided notice by letter to the owners of the Properties at least 15 days before the date of the Council's consideration of the Assessment (see **Attachment A**); and

WHEREAS, the Notice informed the owners and lien holders that the Council would be considering the Assessment during the City's May 8, 2023, Council meeting.

NOW THEREFORE, BE IT RESOLVED by the City of Clovis as follows:

- 1. Confirms the amount of the administrative penalties and abatement costs for the Properties (\$161,290.00).
- 2. Authorizes the filing of Notice of Lien on the Properties in the Fresno County Recorder's Office which shall become a special assessment against the Properties, and may be added to the next regular tax bills levied against the Properties, and collected at the same time and in the same manner as the County collects property taxes. The Notice of Lien shall be in substantially the form attached hereto as **Attachment B**.
- 3. Authorizes the City Manager and his designee(s) to take whatever actions are necessary and appropriate to perfect the recording of the Notice of Lien and collect the amounts due under the Assessment, which may include, but are not limited to ensuring that the Costs are added to the next regular tax bills and collected with property taxes, or by judicial foreclosure or other sale, or any other means provided by law.
- 4. Nothing in this Resolution or in the filing of the Notice of Lien shall preclude the City from collecting the Costs in any other lawful manner, including collecting the Assessment as a debt against the responsible owner(s).

* * * * *

The foregoing resolution was introduced and adopted at a regular meeting of the City Council of the City of Clovis held on May 8, 2023, by the following vote, to wit.

^ \/ E O

ABSENT:			
ABSTAIN:			
DATED:			
Ma	ayor	City Cl	erk

ATTACHMENT A

2395 Beverly Ave

APN: 551-211-23

AGENDA ITEM NO. 11.



Wiley R. Driskill Attorney at Law

E-mail: wdriskill@lozanosmith.com

March 31, 2023

Via U.S. Mail

Brett Beza 2743 N. Arthur Ave. Fresno, CA 93705

RE: Property located at 2395 Beverly Ave., Clovis, CA 93611; APN # 551-211-23
Invoice and Notice of City Council Meeting to Confirm Code Enforcement and Abatement Costs and Place an Assessment Lien on Property
Invoice Amount: \$24,520.00

Dear Mr. Beza:

Over the last year, the City of Clovis has responded to public nuisances at the property described above ("Property"), as well as assessed administrative penalties. In accordance with Chapters 5.27 and 5.29 of the Clovis Municipal Code ("CMC"), as the Property owner or other responsible party, you are responsible for the City's abatement and enforcement costs and administrative penalties ("Costs").

- 1. The enforcement actions include the following:
 - (a) Administrative citations
 - i. inoperative and/or unregistered vehicles (CMC §5.27.104);
 - ii. Accumulation of excessive personal property (CMC §5.27.101, subd. (s))
 - (b) Attorney's fees and costs related to issuing an abatement warrant. (CMC §5.29.108)
- 2. The fines to date amount to a total of \$24,520.00, as detailed in the citation summary and attorney's fees invoice enclosed herewith. If you fail to pay this amount within thirty (30) days from the date of this Invoice, the fines may be collected in any or all of the following ways: (a) by a collection agency as a personal obligation; (b) by the City Attorney's office through judicial action; (c) as a special assessment and lien attached to the Property.
- 3. You have a right to administrative review of the accounting of the fines by filing a written request for such review with the City Clerk within fifteen (15) days of the date of this Invoice. One administrative review will be scheduled for all citations of this Invoice. A failure to request administrative review will be deemed a waiver of your right to review

Brett Beza March 31, 2023 Page 2

the amount of the fines. Note that such review is limited <u>solely to</u> the dollar amount of the fines. The underlying violations for which the fines were imposed will not be considered. (CMC 5.29.105, subd. (b).)

4. Before a special assessment is placed on the Property, the Costs and fines will be confirmed by the City Council. This special assessment will be considered by the City Council at the May 8, 2023, meeting. If the Costs and fines are not paid within 30 days of the date of this Invoice, the City Council will consider approval of a resolution confirming the Costs and fines and authorizing the filing of a Notice of Lien on the Property in the Fresno County Recorder's Office which shall become a special assessment against the Property, added to the next regular tax bills levied against the Property, and collected in the same manner as the County collects property taxes.

You have a right to appear at the May 8, 2023, meeting and present objections to the accounting. The basis for the code enforcement action will not be the subject of the Council's consideration.

The filing of a Notice of Lien will not relieve you from paying the Costs and fines, the Costs and fines will remain a debt until paid.

If you plan to attend and present documentary evidence to the City Council, please present that evidence to the City Clerk before 12:00 p.m. on the Wednesday before the Council meeting (May 3, 2023) for that information to be timely considered by the City Council.

5. This Invoice may be recorded as a Notice of Costs or Penalties in the Fresno County Recorder's Office.

This Invoice is separate and independent of any other notices you may have received relating to abatement of a nuisance on the Property. Payment should be made as follows:

City of Clovis 1033 Fifth Street Clovis, CA 93612 Attn. City Clerk

If you have any questions or concerns, you may contact Andrew Haussler at (559) 324-2095.

Sincerely,

Wiley R. Driskill Assistant City Attorney for City of Clovis Brett Beza March 31, 2023 Page 3

cc: Andrew Haussler, Assistant City Manager Scott G. Cross, City Attorney

Enclosures:

- List of Citations and Copies of Citations
- Attorney's Fees Invoices

2395 Beverly Chart of Citations

Date of Citation	Citation No.	Fine Amount
8/6/2021	51512	\$100.00
10/13/2021	52009	\$500.00
10/13/2021	52010	\$500.00
10/13/2021	52011	\$100.00
11/18/2021	52013	\$500.00
11/18/2021	52014	\$1,000.00
12/2/2021	52017	\$1,000.00
12/16/2021	52018	\$1,000.00
1/3/2022	55439	\$0.00
1/20/2022	52020	\$1,000.00
3/1/2022	53200	\$1,000.00
3/28/2022	53985	\$1,000.00
4/13/2022	53998	\$1,000.00
4/25/2022	53999	\$1,000.00
5/4/2022	54417	\$1,000.00
5/11/2022	54425	\$1,000.00
5/18/2022	54435	\$1,000.00
5/25/2022	54443	\$1,000.00
6/6/2022	54462	\$1,000.00
6/14/2022	54720	\$1,000.00
6/14/2022	54721	\$1,000.00
7/5/2022	54753	\$1,000.00
7/18/2022	54745	\$1,000.00
7/25/2022	54918	\$1,000.00
8/2/2022	54937	\$1,000.00
8/29/2022	53910	\$1,000.00
2/9/2018	42434	\$130.00
1/23/2020	51075	\$100.00
3/25/2020	51080	\$500.00
4/23/2022	50687	\$30.00
4/23/2022	50688	\$30.00
1/9/2023	52293	\$60.00
1/9/2023	52294	\$60.00
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Citation No. AC- 52293 ADMINISTRATIVE CITATION

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AGENDA ITEM NO. 11.

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ADMINISTRATIVE CITATION

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READ REVERSE SIDE FOR IMPORTANT INFORMATION

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Citation No. AC- 52011 CITY OF CLOVIS **ADMINISTRATIVE CITATION** UNICIPAL CODE VIOLATIONS U WARNING X 1ST CITATION 8100 Q 2ND CITATION 8800 OFFENSES DEEMED INFRACTIONS CL SHO AND SURFEE ENT CITATION \$1,000 U WARNING D 18T CTATION \$50 D SED CITATION \$500 O SED AND SUBSECUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE D WARNING O 18T CITATION \$50 O SAD CITATION \$500 O SAD AND SUBSECUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - DOG AT LARGERYD LICENSE O WARNING O 18T CITATION \$500 O SAD AND SUBSECUENT CITATION \$200 Payment is due within 15 days. (See reverse side for payment instructions.) Corrections indicated below required by 10-27-21. If you fail . If you fail to make the indicated corrections by this date, the next level of citation may be VALE FRET MEDIE. STATE 83 2/1 BEVERUS CA NAME AS ABOVE MAIUNG ADDRESS SAME AS ABOVE PERMITS THE SECOND OF CLASS ELRIH LATE 10-4-197 aligni 51711 1501 Bad VEHICLE LICENSE NO. STATE BODY STYLE COLOR VEHL TYPE REGISTERED OWNER OR LESSEE SAME AS ABOVE VIOLATION DESCRIPTION EXCESSZVE Asa Sowa PUBLIC Corrections Required: RE MOVE URE OF BELING OFFICER J. JUCKAL ESUANCE DATE D#

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CLOVIS POLICE DEPARTMENT NOTICE OF CORRECTION AND PROOF OF SERVICE

NAME OF COURT: CA	FOF CLOVIS
STREET ADDRESS: 10;	33 5TH STREET
MAILING ADDRESS:	
CITY AND ZIP CODE: CL	ovis, CA, 93612
BRANCH NAME:	
	59) 324-2130
PEOPLE OF THE ST	ATE OF CALIFORNIA
	'5.
DEFENDANT: BRETT	- BYPUM BEZA
NOTICE OF CORRECTION	AND PROOF OF SERVICE
(Vehicle Co	de § 40505)
AMENDING OFFICER NAME/ID NO.	DEPARTMENT/AGENCY
C. Reles #3584	Clovis Police Department 1233 Fifth Street Clovis, CA 93812
CITATION NUMBER	CASE NUMBER:
AC55439	21-48301
I. A Notice to appear/Notice	to Correct Violation was
Issued to you by an office	r of this department on <i>(date)</i> :
01/03/2	022
2. The citation issued to you	contained an error as indi-
cated by the items checke	d below. This notice of the validity of the citation or
the required court appears	are validity of life citation of
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m caraterita or corat appearante	<u>-</u>
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Violation section(s) should be	changed from
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	_to
Definer (specify): CARRES	T CASE # 21-48301

CITATION MAS BEEN VOIDED

White to Court Yellow to Defendant Pink to Records

300 04-14

I declare under penalty of perjury under the laws of the State of California that the foregoing if true and correct.

Form adopted for Mandatory Use Judicial Council of California TR-100 (Rov. January 1, 2004)

PROOF OF SERVICE

I am at least 18 years of age, not a party to this action, and I am a resident of or employed in the county where the mailing took place. My business address is: 1233 5th Street, Clovis, CA 93612

On (date): Ot/03/2022 I served this Notice of Correction on the parties at the address listed below by depositing in a scaled

envelope, postage prepaid, in the United States Postal Service at: Clovis, CA

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and co

Original to Court Date: 01/03/2022

Brett Byeam Beza 3395 BENERLY AVE

CLOVIS , CA. 93611

Defendant's Address:

(Type or print name)

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Citation No. AC- 52020

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Citation No. AC- 53200 **CITY OF CLOVIS** ADMINISTRATIVE CITATION MUNICIPAL CODE VIOLATIONS ☐ WARNING O 1ST CITATION \$100 D 2ND CITATION \$500 OFFENSES DEEMED INFRACTIONS 3RD AND SUBSEQUENT CITATION \$1,000 WARNING O SRD AND SUBSEQUENT CITATION \$500 ESSIVE NOISE WARNING O 19T CITATION \$50 O 2ND CITATION \$200 O SRD AND SUBS ANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE D 15T CITATION \$50 D 2ND CITATION \$200 D SND AND SUBSEQUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - DOG AT LARGEING LICENSE D WARNING D 15T CITATION \$30 D 2ND CITATION \$50 D SND AND SUBSEQUENT CITATION \$200 Payment is due within 15 days. (See reverse side for payment instructions.) Corrections indicated below required by 315 2022. If you fail to make the indicated corrections by this date, the next level of citation may be MAILING ADDRESS GAME AS ABOVE BODY STYLE COLOR VEH. TYPE REGISTERED OWNER OR LESSEE I SAME AS ABOVE MUNICIPAL CODE SECTION VIOLATED VIOLATION DESCRIPTION out signature. If service by mail only, send Certified First Class Mail. **READ REVERSE SIDE FOR IMPORTANT INFORMATION** FINANCE/ACCOUNTS RECEIVABLE-COPY

Citation No. AC- 53985 **CITY OF CLOVIS** ADMINISTRATIVE CITATION LI WARNING MUNICIPAL CODE VIOLATIONS OFFENSES DEEMED INFRACTIONS WARNING WARNING WARNING Payment is due within 15 days. (See reverte stile for payment instructions.) Corrections indicated below required by . If you fail to make the indicated corrections by this date, the next level of citation may be MAILING ADDRESS VEHICLE LICENSE NO. YEAR BODY STYLE MAKE REGISTERED OWNER OR LESSEE SAME AS ABOVE MUNICIPAL CODE SECTION VIOLATION DESCRIPTION Syntag of the Citation is not an education of gill, it only acknowledges receipt. with or without signature. If service by mail only, send Certified First Class Med. READ REVERSE SIDE FOR IMPORTANT INFORMATION FINANCE/ACCOUNTS RECEIVABLE-COPY

Citation No. AC- 53998 **CITY OF CLOVIS ADMINISTRATIVE CITATION** MUNICIPAL CODE VIOLATIONS **WARNING** SRD AND SUBSEQUENT CITATION \$1,000 WARNING OFFENSES DEEMED INFRACTIONS OFFENSES DEEMED INFRACTIONS D 1ST CITATION 850 Payment is due within 15 days. (See reverse side for payment instructions.) Corrections indicated below required by . If you fail to make the indicated corrections by this date, the next level of citation may be TOV MAILING ADDRESS EKSAME AS ABOVE i MAKE BODY STYLE COLOR VEH. TYPE REGISTERED OWNER OR LESSEE SAME AS ABOVE MUNICIPAL CODE SECTION VIOLATED VIOLATION DESCRIPTION with or without signature. If service by mail only, send Certified First Class Mail. READ REVERSE SIDE FOR IMPORTANT INFORMATION FINANCE/ACCOUNTS RECEIVABLE-COPY

Citation No. AC- 53999 **CITY OF CLOVIS ADMINISTRATIVE CITATION** MUNICIPAL CODE VIOLATIONS U WARNING OFFENSES DEEMED INFRACTIONS UENT CITATION \$1,000 WARNING Payment is due within 15 days. (See reverse side for payment instructions.) Corrections indicated below required by to make the indicated corrections by this date, the next level of citation may be issued. BODY STYLE COLOR VEH. TYPE REGISTERED OWNER OR LESSEE SAME AS ABOVE MUNICIPAL CODE SECTION WOLATED WOLATION DESCRIPTION with or without signature. If service by mail only, send Certified First Class Mail. READ REVERSE SIDE FOR IMPORTANT INFORMATION FINANCE/ACCOUNTS RECEIVABLE-COPY

Citation No. AC- 54417 CITY OF CLOVIS ADMINISTRATIVE CITATION MUNICIPAL CODE VIOLATIONS U WARNING O 15T CITATION \$100 O 24D CITATION \$200 SRD AND SUBSEQUENT CITATION \$1,000 OFFENSES DEEMED INFRACTIONS O 15T CITATION \$50 O 24D CITATION \$200 O 39D AND SUBSEQUENT CITATION \$200 OFFENSES DEEMED INFRACTIONS 1 19T CITATION \$50 Payment is due within 15 days. (See reverse side for payment instructions.) Corrections indicated below required by 05/11/2022. If you fail . If you fail to make the indicated corrections by this date, the next level of citation may be Wednesda บังก็ใ Ca 93611 MALING ADDRESS DAME AS ABOVE VERICLE LICENSE NO. BRN BODY STYLE YEAR COLC REGISTERED OWNER OR LESSEE SAME AS ABOVE DEXTOUR! utropora corrections Required: Previously cited for personal property in the assessiveway that is vicinic from the stroet. Must be cleaned or additional citation rulli be incued ID# 545F with or without signature. If service by mail only, send Certified First Class Mail.

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OVIS Citation No. AC- 54435 ADMINISTRATIVE CITATION

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Citation No. AC- 54720 CITY OF CLOVIS **ADMINISTRATIVE CITATION** MUNICIPAL CODE VIOLATIONS U WARNING MUNICIPAL CODE VIOLATIONS I 1ST CITATION 5100 I 2ND CITATION 500 OFFENSES DEEMED INFRACTIONS I 1ST CITATION 580 II 2ND CITATION 5200 II SRD AND SUBSEQUENT CITATION 5800 ANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE II WARNING I 1ST CITATION 580 II 2ND CITATION 5200 II 3RD AND SUBSEQUENT CITATION 5800 ANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE II WARNING ANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE II WARNING I 1ST CITATION 530 II 2ND CITATION 5800 II 3RD AND SUBSEQUENT CITATION 5200 Payment is due within 15 days. (See reverse side for payment instructions.) Corrections indicated below required by to make the indicated corrections by this date, the next level of citation may be VEHICLE LICENSE NO. WELTYPE BODY BTYLE REGISTERED OWNER OR LESSEE SAME AS ABOVE MUNICIPAL CODE SECTION VIOLATED VICLATION DESCRIPTION with ar without signature. If service by mail only, sand Certified Pirst Class Mail. **READ REVERSE SIDE FOR IMPORTANT INFORMATION** FINANCE/ACCOUNTS RECEIVABLE-COPY

CITY OF CLOVIS	Citation No. AC- 54721
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Citation No. AC- 54918 **CITY OF CLOVIS ADMINISTRATIVE CITATION** U WARNING MUNICIPAL CODE VIOLATIONS SRD AND SUBSECUENT CITATION \$1,000 UNARNING OFFENSES DEEMED INFRACTIONS ☐ 18T CITATION \$20 ☐ 2ND CITATION \$200 ☐ 3ND AND SUBSEQUENT CITATION \$200 ANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE ☐ WARNING ☐ 18T CITATION \$30 ☐ 2ND CITATION \$200 ☐ 3ND AND SUBSEQUENT CITATION \$300 ANIMAL CONTROL VIOLATIONS - EOG AT LARGE NO LICENSE ☐ WARNING ☐ 18T CITATION \$300 ☐ 2ND CITATION \$300 ☐ 3ND AND SUBSEQUENT CITATION \$300 Payment is due within 15 days. (See reverse side for payment instructions.) Corrections indicated below required by _______. If you fail to make the indicated corrections by this date, the next level of citation may be HADING ADDRESS with or without signature. If service by mail only, send Certified First Class Mail. READ REVERSE SIDE FOR IMPORTANT INFORMATION FINANCE/ACCOUNTS RECEIVABLE-COPY

Citation No. AC- 53910 **CITY OF CLOVIS ADMINISTRATIVE CITATION** SRD AND SUBSEQUENT CITATION \$1,000 WARNING MUNICIPAL CODE VIOLATIONS ☐ 1ST CITATION \$100 ☐ 2ND CITATION \$500 ☐ SRD AND SUBSEQUENT CITATION \$1,000 ☐ OFFENSES DEEMED INFRACTIONS ☐ WARNING ☐ 1ST CITATION \$500 ☐ 2ND CITATION \$200 ☐ 3RD AND SUBSEQUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE ☐ WARNING ☐ 1ST CITATION \$50 ☐ 2ND CITATION \$200 ☐ 3RD AND SUBSEQUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - DOG AT LARGE/NO LICENSE ☐ WARNING SRD AND SUBSEQUENT CITATION \$200 1ST CITATION \$30 ☐ 2ND CITATION \$60 Payment is due within 15 days. (See Payment is due within 15 days. (See Payment is due for new Corrections indicated below required by se side for payment instructions.) . If you fail to make the indicated corrections by this date, the next level of citation may be MAILING ADDRESS YEAR VEH, TYPE REGISTERED OWNER OF SAME AS ABOVE VIOLATION DESCRIPTION VIOLATED with or without signature. If service by mail only, send Certified First Class Mail. READ REVERSE SIDE FOR IMPORTANT INFORMATION FINANCE/ACCOUNTS RECEIVABLE-COPY

Citation No. AC- 54937 **CITY OF CLOVIS** ADMINISTRATIVE CITATION **WARNING** MUNICIPAL CODE VIOLATIONS O 1ST CITATION STOD 0 2ND CITATION \$500 OFFENSES DEEMED INFRACTIONS WARNING ☐ 1ST CITATION \$50 ☐ 2ND CITATION \$200 ☐ 3RD AND SUBI ANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE 3RD AND SUBSEQUENT CITATION \$500 ESSIVE NOISE WARNING ☐ 15T CITATION \$50 ☐ 2ND CITATION \$200 ☐ 3RD AND SUBSEQUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - DOG AT LARGE/NO LICENSE ☐ WARNING ☐ 1ST CITATION \$30 ☐ 2ND CITATION \$60 ☐ SRD AND SUBSEQUENT CITATION \$200 Payment is due within 15 days. (See reverses de for payment instructions.) Corrections indicated below required by to make the indicated corrections by this date, the next level of citation may be issued. MAILING ADDRESS VEH. TYPE SAME AS ABOVE REGISTERED OWNER OF VIOLATION DESCRIPTION MUNICIPAL CODE SEC VIOLATED n of guilt, it o with or without signature. If service by mail only, send Certified First Class Mail. READ REVERSE SIDE FOR IMPORTANT INFORMATION



7404 North Spalding Avenue Fresno, CA 93720-3370 (559) 431-5600 Federal Tax ID: 80-0874383 lozanosmith.com

August 11, 2022

Mr. John Holt, City Manager City of Clovis 1033 Fifth Street Clovis, CA 93612

Client: 000613 Matter: 000001 Invoice # 2169598

Page:

1

RE: Code Enforcement/General

For Legal Services Rendered Through July 31, 2022

Legal Services

Date	Person	Description of Legal Services	Time	Rate	Amount
		化多字形型 化邻苯基苯酚 医阿斯特氏			
11101000	THE REAL PROPERTY.		0.00	000000	0400.00

07/19/2022

JPJ

Draft abatement documents for 2395 Beverley Ave. Clovis, California 93611.

0.90

\$220.00

\$198.00





Client: 000613 Matter: 000001 Invoice # 2169598

Page:

2

Legal Services

Date 07/20/2022

Person Description of Legal Services

Time 0.10

Rate \$220.00

Amount \$22.00

7/20/2022 JPJ Continue draft of abatement documents for 2395 Beverly Avenue, Clovis, California 93611.



Legal Services Recap

Person		Time	Rate	Amount
WRD	Wiley R. Driskill	5.60	\$220.00	\$1,232.00
AEF	Andrew E. Fausto	4.20	\$220.00	\$924.00
JPJ	Jack P. Jackson	12.40	\$220.00	\$2,728.00
MML	Matthew M. Lear	3.40	\$220.00	\$748.00

Costs

Date	Description of Costs	Amount
07/31/2022	Computer Research	\$918.35
	Total Costs	\$918.35





Client: 000613 Matter: 000001 Invoice # 2169598

Page:

3

Totals		
\$5,632.00		
\$918.35		
\$6,550.35		
\$2,459.25		
(\$2,459.25)		
\$6,550.35		



7404 North Spalding Avenue Fresno, CA 93720-3370 (559) 431-5600 Federal Tax ID: 80-0874383 lozanosmith.com

September 13, 2022

Mr. John Holt, City Manager City of Clovis 1033 Fifth Street Clovis, CA 93612

Client: 000613 Matter: 000001 Invoice # 2171842

Page:

1

RE: Code Enforcement/General

For Legal Services Rendered Through August 31, 2022

Legal Services

Date	Person	Description of Legal Services	Time	Rate	Amount
08/01/2022	JPJ	Draft abatement documents for 2395 Beverly Ave. Clovis, California.	0.60	\$220.00	\$132.00
08/02/2022	JPJ	Draft abatement documents for 2395 Beverly Ave., Clovis, California.	4.90	\$220.00	\$1,078.00



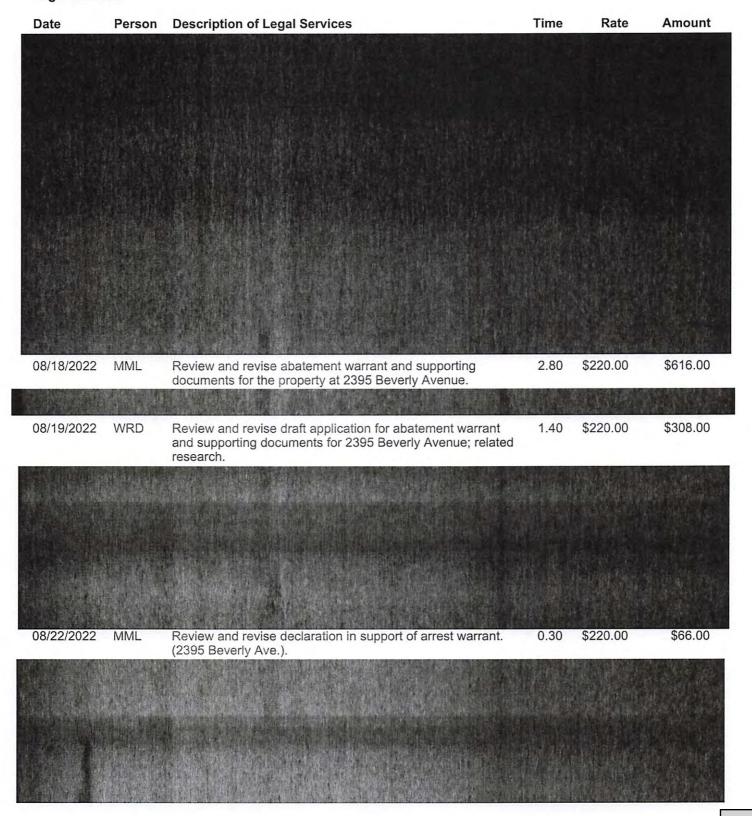


LS Lozano Smith
ATTORNEYS AT LAW

Page:

2

Legal Services





Matter: 000001 Invoice # 2171842

Page:

3

Legal Services

LS Lozano Smith

ATTORNEYS AT LAW



Legal Services Recap

Person		Time	Rate	Amount
SGC	Scott G. Cross	2.80	\$220.00	\$616.00
WRD	Wiley R. Driskill	13.60	\$220.00	\$2,992.00
JPJ	Jack P. Jackson	52.80	\$220.00	\$11,616.00
MML	Matthew M. Lear	5.90	\$220.00	\$1,298.00
CMP	Crystal M. Pizano	2.10	\$220.00	\$462.00



Septe

000613

Client: Matter: Invoice #

000013 000001 2171842

Page:

4

Costs

Date 08/31/2022 **Description of Costs**

ATTORNEYS AT LAW

Lozano Smith

Computer Research

Amount \$57.03

Total Costs \$57.03

Invoice Summary Totals

Total Legal Services \$16,984.00 Total Costs \$57.03

Total Current Charges \$17,041.03

Previous Balance \$6,550.35

Less Payments (\$6,550.35)

Total Due \$17,041.03



7404 North Spalding Avenue Fresno, CA 93720-3370 (559) 431-5600 Federal Tax ID: 80-0874383 lozanosmith.com

October 12, 2022

Mr. John Holt, City Manager City of Clovis 1033 Fifth Street Clovis, CA 93612

Client: 000613 Matter: 000001 Invoice # 2173878

Page:

-

RE: Code Enforcement/General

For Legal Services Rendered Through September 30, 2022

Legal Services

Date	Person	Description of Legal Services	Time	Rate	Amount
09/02/2022	MML	Review and revise documents in support of abatement warrant and prepare for filing. (2395 Beverly).	0.50	\$220.00	\$110.00
			en.		
09/06/2022	MML	Draft civil case cover sheet; prepare for filing. (2395 Beverly).	0.20	\$220.00	\$44.00





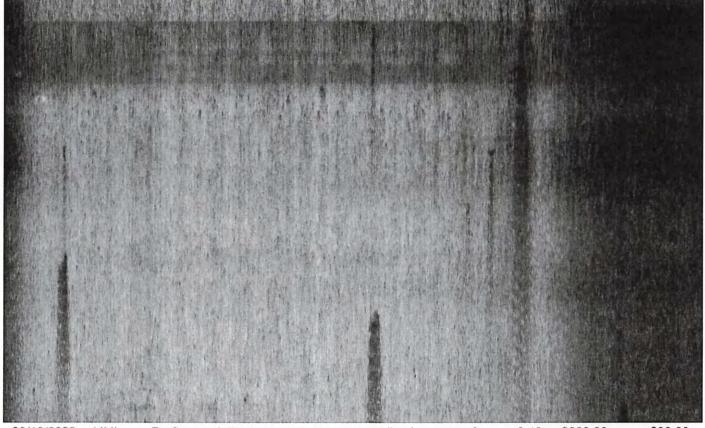
Client: 000613 Matter: 000001 Invoice # 2173878

Page:

2

Legal Services

Date	Person	Description of Legal Services	Time	Rate	Amount
	N. K. St.	的人的复数形式 医多种性神经炎	11.4		
	15 (0.28)	经营税的证实的是基本证明的 证据,在1945年1957年			
09/08/2022	MML	Review and analyze abatement warrant issued by the court;	0.50	\$220.00	\$110.00
		transmit correspondence to staff regarding same; legal			
		strategy regarding service of abatement warrant. (2395 Beverly Ave.).			



09/13/2022 MML

Draft cover letter to property owner regarding issuance of abatement warrant. (2395 Beverly Ave.).

0.40 \$220.00

\$88.00





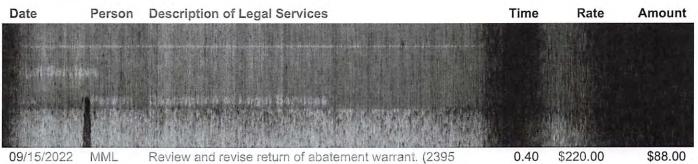


Client: 000613 Matter: 000001 Invoice # 2173878

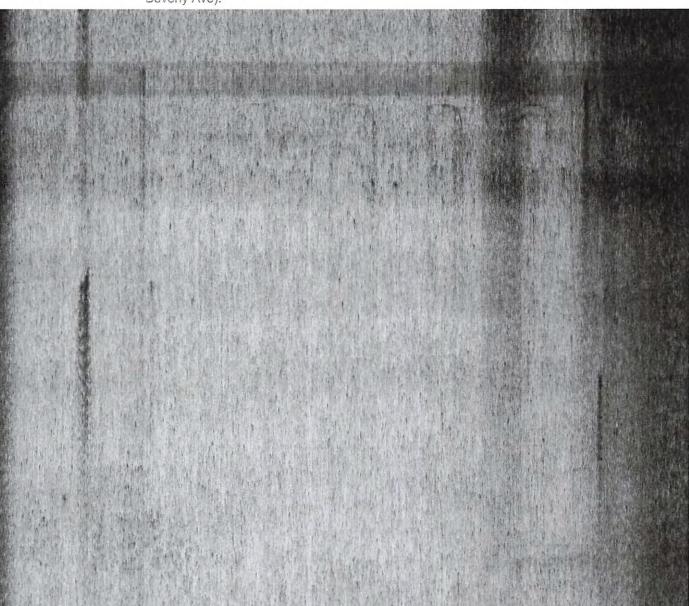
Page:

3

Legal Services



Beverly Ave).





LS Lozano Smith
ATTORNEYS AT LAW

Client: 000613 Matter: 000001 Invoice # 2173878

Page:

4

Legal Services

Date	Person	Description of Legal Services	Time	Rate	Amount
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			计算数据数据		
	Alexander A.				
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and the	Purson	Description of Lagus Securities			
	Made In				
美國教育					拉聯的社会生

09/29/2022 MML Review and analyze case reports relating to execution of abatement warrants at nuisance property; review and revise return of abatement warrants regarding same. (2395 Beverly

0.50 \$220.00 \$110.00

Ave.).

Legal Services Recap

Person		Time	Rate	Amount
SGC	Scott G. Cross	0.80	\$220.00	\$176.00
WRD	Wiley R. Driskill	15.60	\$220.00	\$3,432.00
DJW	David J. Wolfe	0.10	\$220.00	\$22.00





Client: 000613 Matter: 000001 Invoice# 2173878

Page:

5

Legal Services Recap

Person	1	Time	Rate	Amount
JPJ	Jack P. Jackson	53.40	\$220.00	\$11,748.00
MML	Matthew M. Lear	15.30	\$220.00	\$3,366.00

Costs

Date	Description of Costs	Amount
08/18/2022	Scott Cross- Mileage-	\$6.25
09/06/2022	First Legal Network, LLC- Process Service-	\$28.25
09/06/2022	First Legal Network, LLC- Process Service-	\$28.25
09/13/2022	First Legal Network, LLC- Process Service-	\$28.25
09/13/2022	First Legal Network, LLC- Process Service-	\$28.25
09/19/2022	Postage	\$7.62
09/19/2022	Photocopies	\$46.00
09/30/2022	Computer Research	\$15.92
	Total Costs	\$188.79

Invoice Summary	Totals
Total Legal Services	\$18,744.00
Total Costs	\$188.79
Total Current Charges	\$18,932.79
Previous Balance	\$17,041.03
Less Payments	(\$17,041.03)
Total Due	\$18,932.79

607 Coventry Ave.

APN: 554-105-01

AGENDA ITEM NO. 11.



Wiley R. Driskill Attorney at Law

E-mail: wdriskill@lozanosmith.com

March 31, 2023

Via U.S. Mail

Terri L. Furgison-Mayhall 607 Coventry Avenue Clovis, CA 93611

RE: Property located at 607 Coventry Avenue, Clovis, CA 93611; APN # 554-105-01 Invoice and Notice of City Council Meeting to Confirm Code Enforcement and Abatement Costs and Place an Assessment Lien on Property Invoice Amount: \$33,684.00

Dear Ms. Furgison-Mayhall:

Over the last year, the City of Clovis has responded to public nuisances at the property described above ("Property"), as well as assessed administrative penalties for business license violations. In accordance with Chapters 5.27 and 5.29 of the Clovis Municipal Code ("CMC"), as the Property owner or other responsible party, you are responsible for the City's abatement and enforcement costs and administrative penalties ("Costs").

- 1. The enforcement actions include the following:
 - (a) Administrative citations
 - i. Excessive weeds and debris on property.(CMC § 5.27.102, subd. (f));
 - ii. Deteriorated improvements (CMC § 5.27.101, subd. (g))
 - (b) Attorney's fees and costs related to issuing an abatement warrant. (CMC § 5.29.108)
 - (c) City's contractor repaired the dilapidated fence on the Property and removed dead trees and weeds in accordance with the City's Abatement Warrant.
- 2. The fines to date amount to a total of \$33,684.00, as detailed in the citation summary, attorney's fees invoices, and contractor's invoices enclosed herewith. If you fail to pay this amount within thirty (30) days from the date of this Invoice, the fines may be collected in any or all of the following ways: (a) by a collection agency as a personal obligation; (b) by the City Attorney's office through judicial action; (c) as a special assessment and lien attached to the Property.

Terri L. Ferguson-Mayhall March 31, 2023 Page 2

- 3. You have a right to administrative review of the accounting of the fines by filing a written request for such review with the City Clerk within fifteen (15) days of the date of this Invoice. One administrative review will be scheduled for all citations of this Invoice. A failure to request administrative review will be deemed a waiver of your right to review the amount of the fines. Note that such review is limited solely to the dollar amount of the fines. The underlying violations for which the fines were imposed will not be considered. (CMC 5.29.105, subd. (b)).
- 4. Before a special assessment is placed on the Property, the Costs and fines will be confirmed by the City Council. This special assessment will be considered by the City Council at the May 8, 2023, meeting. If the Costs and fines are not paid within 30 days of the date of this Invoice, the City Council will consider approval of a resolution confirming the Costs and fines and authorizing the filing of a Notice of Lien on the Property in the Fresno County Recorder's Office which shall become a special assessment against the Property, added to the next regular tax bills levied against the Property, and collected in the same manner as the County collects property taxes.

You have a right to appear at the May 8, 2023, meeting and present objections to the accounting. The basis for the code enforcement action will not be the subject of the Council's consideration.

The filing of a Notice of Lien will not relieve you from paying the Costs and fines, the Costs and fines will remain a debt until paid.

If you plan to attend and present documentary evidence to the City Council, please present that evidence to the City Clerk before 12:00 p.m. on the Wednesday before the Council meeting (May 3, 2023) for that information to be timely considered by the City Council.

5. This Invoice may be recorded as a Notice of Costs or Penalties in the Fresno County Recorder's Office.

This Invoice is separate and independent of any other notices you may have received relating to abatement of a nuisance on the Property. Payment should be made as follows:

City of Clovis 1033 Fifth Street Clovis, CA 93612 Attn. City Clerk // Terri L. Ferguson-Mayhall March 31, 2023 Page 3

If you have any questions or concerns, you may contact Andrew Haussler at (559) 324-2095.

Sincerely,

Wiley R. Driskill

Assistant City Attorney

for City of Clovis

cc: Andrew Haussler, Assistant City Manager

Scott G. Cross, City Attorney

Enclosures:

- List of Citations and Copies of Citations

- Attorney's Fees Invoices

- Contractor Invoices

607 Coventry Chart of Citations

Date of Citation	Citation No.	Fine Amount
3/28/2022	53983	\$100.00
3/28/2022	53984	\$100.00
4/11/2022	53994	\$500.00
4/11/2022	53995	\$500.00
4/19/2022	54408	\$1,000.00
4/19/2022	54409	\$1,000.00
4/26/2022	54411	\$1,000.00
4/26/2022	54412	\$1,000.00
5/4/2022	54420	\$1,000.00
5/4/2022	54421	\$1,000.00
5/18/2022	54436	\$1,000.00
5/18/2022	54437	\$1,000.00
5/25/2022	54444	\$1,000.00
5/25/2022	54445	\$1,000.00
6/6/2022	54463	\$1,000.00
6/6/2022	54464	\$1,000.00
6/14/2022	54718	\$1,000.00
6/14/2022	54719	\$1,000.00
8/29/2022	53911	\$1,000.00
8/29/2022	53912	\$0.00
8/3/2022	54938	\$1,000.00
8/3/2022	54939	\$1,000.00
7/25/2022	54919	\$1,000.00
7/25/2022	54920	\$1,000.00
7/5/2022	54902	\$1,000.00
7/5/2022	54903	\$1,000.00
5/11/2022	54426	\$1,000.00
5/11/2022	54427	\$1,000.00
1/6/2020	50972	\$100.00
2/24/2020	51312	\$500.00
4/27/2020	51353	\$1,000.00
4/27/2020	51354	\$1,000.00
7/18/2022	54743	\$1,000.00
7/18/2022	54744	\$1,000.00
8/29/2022	53913	\$1,000.00
	Total:	\$29,800.00

CITY OF CLOVIS	Citation No. AC- 51313
ADMINISTRA	TIVE CITATION ,
MUNICIPAL CODE VIOLATIONS	WARNING
U 18T CITATION \$100 U 2ND CITATION \$50 OFFENSES DEEMED INFRACTIONS	00 SRD AND SUBSEQUENT CITATION \$1,000
☐ 18T CITATION \$60 ☐ 2ND CITATION \$20	0 CI 3RD AND SUBSEQUENT CITATION \$500
ANIMAL CONTROL VIOLATIONS - E	
ANIMAL CONTROL VIOLATIONS - DO	OG AT LARGE/NO LICENSE WARNING
Dayment is due within 15 days (See	reverse side for payment instructions.)
Corrections indicated below required t	by 24 Hours . If you fail
	is date, the next level of citation may be
issued.	
02/24/ 2020 12:26 PM	PAYOFWEEK CASE NO. 20 - OLZ
NAME (FIRST, MIDDLE, LAST)	C.
TERRY FELSSOH-MA-	HALL X
violation location 607 Couentry Aue	CLOBES CA GRUE SE
RESIDENCE ON BUSINESS ADDRESS	SVOBA RECEIVABLE AND ABOVE
MARLING ADDRESS	C SAME AS ABOVE
MAGING ADDRESS	
DRIVERS LICENSE NO. STATE	CLASS BUTTH PATE
SEX THAIR LEYES	WEGHT CO WEGHT
	(5 kg/c" 150
VERICLE UCENSE NO.	STATE OPERABLE
YEAR MAKE Y BODY SEN	TOOLOR VEH. TYPE
	ス' コ
REGISTERED OWNER OF LEGSEE	SAME AS ABOVE
MUNICIPAL CODE SECTION	VIOLATION DESCRIPTION
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DEPARTMENT POLICIES OF APPRESS WA	PHONE NUMBER 32 イ・マセン
SIGNATIONS OF LEWSON OF ISTS ON VERNINGS AND	ERE SERVED, POSTED OR MAILED
X (007 Cove + 15 R. v Signing of the Citation is not an admission of guilt.	1D# < 6 6 8
Signing of the Cliation is not an admission of guitt, with or without signature. If service by mail only, s	u any actnowietges receipt. Citation is valid
	IMPORTANT INFORMATION

FINANCE/ACCOUNTS RECEIVABLE-COPY

269

Citation No. AC- 50971 CITY OF CLOVIS ADMINISTRATIVE CITATION MUNICIPAL CODE VIOLATIONS **WARNING** A 1ST CITATION \$100 D 2ND CITATION \$500 OFFENSES DEEMED INFRACTIONS ☐ 3RD AND SUBSEQUENT CITATION \$1,000 ☐ WARNING ☐ 18T CITATION \$50 ☐ 2ND CITATION \$200 ☐ 3RD AND SUB-ANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE O 3RD AND SUBSEQUENT CITATION 9500 SSIVE NOISE O WARNING Q 18T CITATION \$50 Q 2ND CITATION \$200 Q 3RD AND SUBSECUENT CITATION \$600 ANIMAL CONTROL VIOLATIONS - DCG AT LARGENO LICENSE Q WARNING ☐ 1ST CITATION \$30 ☐ 2ND CITATION \$80 ☐ 3RD AND SUBSEQUENT CITATION \$200 Payment is due within 15 days. (See reverse side for payment instructions.) Corrections indicated below required by 12,020. If you fail to make the indicated corrections by this date, the next level of citation may be issued. DAY OF WIFE CASE NO NAME (FIRST, MIDDLE 19-0 MY MOA. TEVELT MOLATION 607 CLUSHTRY RESIDENCE OF BUSINESS ADDRESS 936h CA VEH. TYPE 2008 & D SAME AS ABOVE VIOLATION DESCRIPTION ably by parin WEN Corrections, Recurred SIGNATURE OF ISSUI NG OFFICER D. Ro GE M SSLIANCE DATE #5668 16120 PHONE NUMBER POLICE SIGNATURE OF PERSON CITED OR ADDRESS WHERE SERVED, POSTED OR MAILED X 60つ Cいどわてルソ Signing of the Citation is not an admission of guilt, it only acknowledges receipt. Citation is valid with or without signature. If service by mail only, send Certified First Class Mail.

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FINANCE/ACCOUNTS RECEIVABLE-COPY

270

Citation No. AC- 54743 CITY OF CLOVIS ADMINISTRATIVE CITATION U WARNING MUNICIPAL CODE VIOLATIONS OFFENSES DEEMED INFRACTIONS DISTRIBUTION \$100 D 2ND CITATION \$500 PERD AND SUBSECUENT CITATION \$1,000 OFFENSES DEEMED INFRACTIONS O 15T CITATION \$50 O 2ND CITATION \$200 O 3RD AND SUBSEQUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE O WARNING O 1ST CITATION \$30 O 2ND CITATION \$200 O 3RD AND SUBSEQUENT CITATION \$300 ANIMAL CONTROL VIOLATIONS - DOG AT LARGE/NO LICENSE O WARNING O 1ST CITATION \$300 O 2ND CITATION \$500 O 3RD AND SUBSEQUENT CITATION \$200 to make the indicated corrections by this date, the next level of citation may be OVENTY MAILING ADDRESS VEHICLE LICE YEAR REGISTURED OWNER OR LEGISLE MUNICIPAL CODE SEC VIOLATED VIOLATION DESCRIPTION <u>cited. Remove all</u> Failure to comply

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with or without signature. If survice by mail only, send Certified First Class Mail.

x Mailed to 1007 Coventru

CITY OF CLOVIS Citation No. AC ADMINISTRATIVE CITATION MUNICIPAL CODE VICE AT CASE

MUNICIPAL CODE VIOLATIONS . U WARNING
☐ 1ST CITATION \$100 ☐ 2ND CITATION \$500 DESRD AND SUBSECUENT CITATION \$1,000
OFFENSES DEEMED INFRACTIONS WARNING
☐ 15T CITATION \$50 ☐ 2ND CITATION \$200 ☐ 3RD AND SUBSECUENT CITATION \$500
ANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE WARNING
D 1ST CITATION \$50 D 2ND CITATION \$200 D 2RD AND SUBSEQUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - DCG AT LARGE NO LICENSE D WARNING
☐ 1ST CITATION \$30 ☐ 2ND CITATION \$60 ☐ 3RD AND SUBSEQUENT CITATION \$200
Payment is due within 15 days. (See reverse side for payment instructions.)
Corrections indicated below required by <u>07125122</u> . If you fail
to make the indicated corrections by this date, the next level of citation may be
issued.
DATE I OF TIME I OF DAY OF WEEK CASE NO. CASE 2
01118 2041 9:18 AM MODAGA 122-16400
NAME (FIRST, MIDDLE, LAST)
Terri Lee Furgison
VIOLATION LOCATION CITY STATE ZIP
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S. 21.104(6) MOZOYOGIJ TENCE 3. Corrections Required: PYRYOUS IU CITED. FENCE is falling down
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Citation No. AC- 53913 **CITY OF CLOVIS** ADMINISTRATIVE CITATION **WARNING** MUNICIPAL CODE VIOLATIONS 3RD AND SUBSEQUENT CITATION \$1,000 WARNING OFFENSES DEEMED INFRACTIONS ☐ 15T CITATION \$50 ☐ 2ND CITATION \$200 ☐ 3RD AND BUBBEQUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE ☐ WARNING ☐ 1ST CITATION \$50 ☐ 2ND CITATION \$200 ☐ 3RD AND SUBSEQUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - DOG AT LARGE/NO LICENSE ☐ WARNING ☐ 1ST CITATION \$30 ☐ 2ND CITATION \$60 ☐ 3RD AND SUBSEQUENT CITATION \$200 Payment is due within 15 days. (See reverte side for payment instructions.) Corrections indicated below required by to make the indicated corrections by this date, the next level of citation may be MAILING ADDRESS BAME AS ABOVE VIOLATION DESCRIPTION with or without signature. If service by mail only, sand Cartified First Class Mail. READ REVERSE SIDE FOR IMPORTANT INFORMATION FINANCE/ACCOUNTS RECEIVABLE-COPY

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Citation No. AC- 50972 **CITY OF CLOVIS** ADMINISTRATIVE CITATION MUNICIPAL CODE VIOLATIONS **WARNING** 1ST CITATION \$100 Q 2ND CITATION \$500 OFFENSES DEEMED INFRACTIONS SRD AND SUBSEQUENT CITATION \$1,000 **□** WARNING ☐ 1ST CITATION \$50 ☐ 2ND CITATION \$200 ☐ 3RD AND SUBS ANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE O 3RO AND SUBSEQUENT CITATION \$500 ESSIVE NOISE O WARNING ☐ 15T CITATION SSO ☐ 2ND CITATION \$200 ☐ 3ND AND SUBSEQUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - DOG AT LARGE/NO LICENSE ☐ WARNING ☐ 15T CITATION \$500 ☐ 3ND AND SUBSEQUENT CITATION \$200 Payment is due within 15 days. (See reverse side for payment instructions.) Corrections indicated below required by 6169(2020. If you fail to make the indicated corrections by this date, the next level of citation may be DAY OF WEEK 2: كما MUHDBY اللك الالك DRIVERS LICENSE NO 4010511 HAIR **OPERABLE** VEHICLE LICENSE M SAME AS ABOVE VIOLATION DESCRIPTION AL CODES VIOLATED DEBARS 3. TREE BRAHLIES DEAD GREAT PIER SIGNATURE OF ISSUING OFFICER SIGNATURE OF PERSON CITED OR ADDRESS WHERE SERVED, POSTED OR MAILED X 607 COLENTILY Signing of the Citation is not an admission of ghilt, it only acknowledges receipt. Citation is valid

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CITY OF CLOVIS

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Citation No. AC- 53983 **CITY OF CLOVIS ADMINISTRATIVE CITATION** MUNICIPAL CODE VIOLATIONS **□** WARNING X IST CITATION SIGN OF AND CITATION \$500 OF STAND SUBSEQUENT CITATION \$1,000 OFFENSES DEEMED INFRACTIONS D 1ST CITATION 550 D 2ND CITATION 550 D SRD AND SUBSEQUENT CITATION 550 ANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE D WARNING D 18T CITATION \$50 D 20D CITATION \$500 D SRD AND SUBSECULENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - GOG AT LARGEINO LICENSE D WARNING D 18T CITATION \$50 D 20D CITATION \$50 D SRD AND SUBSECULENT CITATION \$200 Payment is due within 15 days. (See reverse side for payment instructions.) Corrections indicated below required by . If you fail to make the indicated corrections by this date, the next level of citation may be YEAR COLOR **BODY STYLE** REGISTERED OWNER OR LESSEE SAME AS ABOVE AL CODE SECTION VIOLATED VIOLATION DESCRIPTION ID# with or without signature. If service by mail only, send Certified First Class Mail.

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Citation No. AC- 53984 **CITY OF CLOVIS ADMINISTRATIVE CITATION** MUNICIPAL CODE VIOLATIONS D STD AND SUBSECUENT CITATION \$1,000 OFFENSES DEEMED INFRACTIONS U WARNING D 1ST CITATION SSD D 2ND CITATION SSD D 3ND AND SUBSEQUENT CITATION SSD D 1ST CITATION SSD D 2ND CITATION SSD D 3ND AND SUBSEQUENT CITATION SSD D 1ST CITATION SSD D 2ND CITATION SSD D 3ND AND SUBSEQUENT CITATION SSD ANIMAL CONTROL VIOLATIONS - DOG AT LARGENO LICENSE D WARNING D 1ST CITATION SSD D 2ND CITATION SSD D 3ND AND SUBSEQUENT CITATION SSD Payment is due within 15 days. (See reverse side for payment instructions.) Corrections indicated below required by to make the indicated corrections by this date, the next level of citation may be REGISTERED OWNER OR LESSEE RAME AS ARCES MUNICIPAL CODE SECTION VIOLATED MOLATION DESCRIPTION with or without signature. If service by mail only, send Conified Pirst Class Mail.

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CITY OF CLOVIS

OVIS Citation No. AC- 54421 ADMINISTRATIVE CITATION

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FINANCE/ACCOUNTS RECEIVABLE-COPY

287

CLOVIS POLICE DEPARTMENT NOTICE OF CORRECTION AND PROOF OF SERVICE

NAME OF COURT: City of Clovis STREET ADDRESS: 1033 Fifth St MAILING ADDRESS: CITY AND ZIP CODE: CLOVIS, CA 93612 BRANCH NAME: City of Clovis TELEPHONE: 550-324-2460		
PEOPLE OF THE STATE OF CALIFORNIA		
v	s.	
DEFENDANT: TOLY LEE FULLISON		
NOTICE OF CORRECTION AND PROOF OF SERVICE		
(Vehicle Code § 40505)		
H-1 SCORE NAMED NO.	DEPARTMENT/AGENCY Clovis Police Department	
Harlan #5175	1233 Fifth Street Clovis, CA 93612	
CITATION NUMBER	CASE NUMBER:	
AC 54421	22-16953	

1. A Notice to appear/Notice to Correct Violation was issued to you by an officer of this department on (date):

05/04/2022
2. The citation issued to you contained an error as indicated by the items checked below. This notice of correction does not affect the validity of the citation or the required court appearance.

Data/time of violation should be
Datefilme of court appearance should be changed from
to

☐ Violation section(s) should be changed from

Location of violation should be changed from

De Other (specify): Call number 22-16953

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date 05/05/22 milan (Signature of officer)

Form edupted for Mandatory Use Judicial Council of California TR-100 (Rev. January 1, 2004)

White to Court Vallow to Defend Pirk to Records

300 (1993) 04-14

PROOF OF SERVICE

I am at least 18 years of age, not a party to this action, and I am a resident of or employed in the county where the mailing took place. My business address is: 1233 5th Street, Clovis, CA 93612

12022 I served this Notice of Correction on the parties at the address listed below by depositing in a scaled the United States Postal Service at: Clovis,

declare under penalty of perjury under the laws of the State of California that the for

Date: 05/05/2022

Defendant's Address:

288

OVIS Citation No. AC- 54436 ADMINISTRATIVE CITATION CITY OF CLOVIS

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FINANCE/ACCOUNTS RECEIVABLE-COPY

Citation No. AC- 54437 CITY OF CLOVIS ADMINISTRATIVE CITATION MUNICIPAL CODE VIOLATIONS ☐ WARNING STATE AND SUBSEQUENT CITATION \$1,000 WARNING OFFENSES DEEMED INFRACTIONS Payment is due within 15 days. (See reverse side for payment Instructions.) Corrections indicated below required by ________. If you fail to make the indicated corrections by this date, the next level of citation may be Wednerday 22-12 ard LOAVE AS ABOVE MANUNG ADDRESS SAME AS ABOVE **U20104** 12/22/106 BRN VEHICLE LICE REGISTE/LED OWNER OR LES MUNICIPAL CODE SECTION VIOLATED WEN ATTOM DESCRIPTION fence diladidated Previous Regulance Cited. Fence is falling down exposing boost in back ward resour feace Aldon citation OF ISSUING OFFICER 324 700 WALLED HOSTED OR WALLED VALVE OF THE SERVED POSTED OR WALLED TO SERVED POSTED POST REMATURE OF PERSON CITED OR ADDRESS WICEPE SE C UD1 COURTY (1 AVI - 1704) (2) ng of the Citation is not an admission of guilt, it only acknowledges receipt. Cit with or without signature. If service by mail only, send Certified First Class Mail.

CITY OF CLOVIS ADMINISTRATIVE CITATION Citation No. AC 54444

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CITY OF CLOVIS

OVIS Citation No. AC- 54463 ADMINISTRATIVE CITATION

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OVIS Citation No. AC- 54464 ADMINISTRATIVE CITATION CITY OF CLOVIS

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FINANCE/ACCOUNTS RECEIVABLE-COPY

Citation No. AC- 54718 **CITY OF CLOVIS** ADMINISTRATIVE CITATION MUNICIPAL CODE VIOLATIONS U WARNING MUNICIPAL CUDE VICLATIONS IN CITATION \$100 IN SECURITION \$500 OFFENSES DEEMED INFRACTIONS IN STITUTION \$100 INFRACTION \$100 INFRACTION \$100 IN STITUTION \$100 INFRACTION \$100 IN STITUTION \$100 INFRACTION \$100 IN STITUTION \$10 Payment is due within 15 days. (See reporte side for payment corrections indicated below required by If you fail to make the indicated corrections by this date, the next level of citation may be 936 MALUNG ADDRESS SAME AS ABOVE BODY STYLE COLOR EHL TYPE RESISTERED OWNER OR LESSEE RAME AR ARONE MUNICIPAL CODE SECTION VIOLATION DESCRIPTION de who one a three theory. Ho

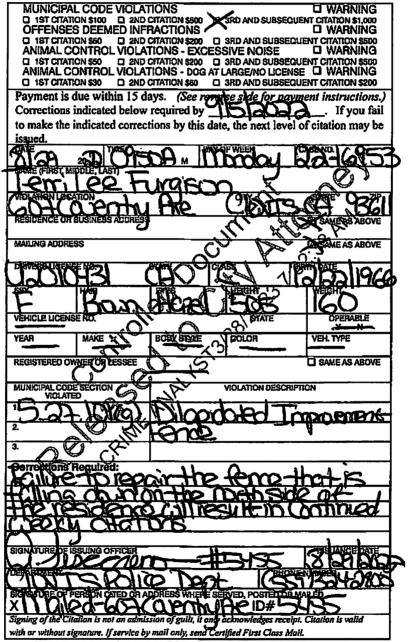
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Citation No. AC- 54719 CITY OF CLOVIS **ADMINISTRATIVE CITATION** MUNICIPAL CODE VIOLATIONS **□** WARNING MUNICIPAL CODE VIOLATIONS I 18T CITATION \$100 I 21 AND CITATION \$500 I STORM AND SUBSEQUENT CITATION \$500 I 18T CITATION \$50 I 21D CITATION \$200 I 3TO AND SUBSEQUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE I WARNING I 1ST CITATION \$50 I 2ND CITATION \$200 I 3TD AND SUBSEQUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - DOG AT LARGENO LICENSE WARNING I IST CITATION \$20 CI 2ND CITATION \$50 | SRD AND SUBSEQUENT CITATION \$200 Payment is due within 15 days. (See repease side for payment instructions.) Corrections indicated below required by to make the indicated corrections by this date, the next level of citation may be MALING ADDRESS SAME AS ABOVE BODY STYLE COLOR MAKE VEHL TYPE REGISTERED OWNER OR LESSEE SAME AS ABOVE MUNICIPAL CODE SECTION VIOLATED VIOLATION DESCRIPTION rith or without signature. If service by mail only, send Certified First Class Mail. READ REVERSE SIDE FOR IMPORTANT INFORMATION FINANCE/ACCOUNTS RECEIVABLE-COPY

CITY OF CLOVIS ADMINISTRATIVE CITATION Citation No. AC- 53911



Citation No. AC- 53912 **CITY OF CLOVIS ADMINISTRATIVE CITATION** MUNICIPAL CODE VIOLATIONS DEMENSION DE MEDITATION \$500 SRD AND SUBSEQUENT CITATION \$1,000 OFFENSES DEEMED INFRACTIONS DISTINITION \$500 DEND CITATION \$200 SRD AND SUBSEQUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE WARNING DISTINITION \$500 DEND CITATION \$200 SRD AND SUBSEQUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - DOG AT LARGE/NO LICENSE WARNING ANIMAL CONTROL VIOLATIONS - DOG AT LARGE/NO LICENSE WARNING DISTINITION \$500 DEND CITATION \$500 DEND Payment is due within 15 days. (See parse side for payment instructions.) Corrections indicated below required by 15 35 3 . If you fail . If you fail to make the indicated corrections by this date, the next level of citation may be MAILING ADDRESS YEAR GAME AS ABOVE MUNICIPAL CODE SECTION VIOLATION DESCRIPTION with or without signature. If service by mail only, send Certified First Class Mail. READ REVERSE SIDE FOR IMPORTANT INFORMATION FINANCE/ACCOUNTS RECEIVABLE-COPY

Citation No. AC- 54938 CITY OF CLOVIS **ADMINISTRATIVE CITATION** MUNICIPAL CODE VIOLATIONS ☐ WARNING O 1ST CITATION \$100 O 2ND CITATION \$500 SRD AND SUBSEQUENT CITATION \$1,000 OFFENSES DEEMED INFRACTIONS O 15T CTATION \$50 O 2ND CTATION \$200 O 3RD AND SUBSEQUENT CTATION \$500 ANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE O WARNING O 187 CITATION \$50 O 2ND CITATION \$200 O 3ND AND SUBSEQUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - DOG AT LARGE/NO LICENSE O WARNING ☐ 1ST CITATION \$30 ☐ 2ND CITATION \$60 ☐ 3RD AND SUBSEQUENT CITATION \$200 Payment is due within 15 days. (See reverse side for payment instructions.) Corrections indicated below required by to make the indicated corrections by this date, the next level of citation may be MAILING ADDRESS VEH. TYPE SAME AS ABOVE VIOLATION DESCRIPTION VIOLATED with ar without signature. If service by mail only, send Certified First Class Mail. READ REVERSE SIDE FOR IMPORTANT INFORMATION

FINANCE/ACCOUNTS RECEIVABLE-COPY

Citation No. AC- 54939 **CITY OF CLOVIS** ADMINISTRATIVE CITATION MUNICIPAL CODE VIOLATIONS **WARNING** O 1ST CITATION STOD O 22ND CITATION \$500 OFFENSES DEEMED INFRACTIONS ☐ 15T CITATION \$50 ☐ 2ND CITATION \$200 ☐ 3RD AND SUBSECUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE ☐ WARNING ☐ 18T CITATION \$50 ☐ 2ND CITATION \$200 ☐ SRD AND SUBSEQUENT CITATION \$400 ANIMAL CONTROL VIOLATIONS - DOG AT LARGE/NO LICENSE ☐ WARNING ☐ 1ST CITATION \$50 ☐ 2ND CITATION \$50 ☐ 3RD AND SUBSEQUENT CITATION \$200 REGISTERED C SAME AS ABOVE MUNICIPAL CODE SEC VIOLATED VIOLATION DESCRIPTION with ar without signature. If service by mail only, send Certified First Class Mail. READ REVERSE SIDE FOR IMPORTANT INFORMATION FINANCE/ACCOUNTS RECEIVABLE-COPY

Citation No. AC- 54919 **CITY OF CLOVIS ADMINISTRATIVE CITATION** MUNICIPAL CODE VIOLATIONS □ 1ST CITATION \$100 □ 2ND CITATION \$500 OFFENSES DEEMED INFRACTIONS □ 1ST CITATION \$500 ■ 1ST CITAT O 18T CITATION \$50 O 2ND CITATION \$200 O 3ND AND SUBSEQUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - DOG AT LARGE/NO LICENSE WARNING ☐ 18T CITATION \$30 ☐ 2ND CITATION \$60 ☐ 3RD AND SUBSEQUENT CITATION \$200 Payment is due within 15 days. (See repetseside for payment instructions.) Corrections indicated below required by If you fail to make the indicated corrections by this date, the next level of citation may be MAILING ADDRESS VIOLATION DESCRIPTION with or without signature. If service by mail only, send Certified First Class Mail. **READ REVERSE SIDE FOR IMPORTANT INFORMATION** FINANCE/ACCOUNTS RECEIVABLE-COPY

CITY OF CLOVIS ADMINISTRATIVE CITATION Citation No. AC- 54920

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Citation No. AC- 54902 **CITY OF CLOVIS ADMINISTRATIVE CITATION** MUNICIPAL CODE VIOLATIONS ☐ WARNING MUNICIPAL CODE VIOLATIONS I ST CITATION \$100 ID 2ND CITATION \$500 I ST CITATION \$500 ID 2ND CITATION \$500 I ST CITATION \$50 ID 2ND CITATION \$500 ANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE ID WARNING I ST CITATION \$50 ID 2ND CITATION \$500 ANIMAL CONTROL VIOLATIONS - DOG AT LARGE/NO LICENSE ID WARNING I ST CITATION \$50 ID 2ND CITATION \$500 ANIMAL CONTROL VIOLATIONS - DOG AT LARGE/NO LICENSE ID WARNING I ST CITATION \$50 ID 2ND CITATION \$500 I STD AND SUBSEQUENT CITATION \$500 INC. TO STD AND SUBSEQUENT CITATION \$500 I S Payment is due within 15 days. (See reverse side for payment instructions.) Corrections indicated below required by 113 303. If you fail to make the indicated corrections by this date, the next level of citation may be WAILING ADDRESS REGISTERED OWNER OF SAME AS ABOVE VIOLATION DESCRIPTION AUNICIPAL CODE SECTION VIOLATED, with or without signature. If service by mail only, send Certified First Class Mail. READ REVERSE SIDE FOR IMPORTANT INFORMATION

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Citation No. AC- 54903 **CITY OF CLOVIS ADMINISTRATIVE CITATION** MUNICIPAL CODE VIOLATIONS **WARNING** 3RD AND SUBSEQUENT CITATION \$1,000 WARNING 1ST CITATION \$100 D 2ND CITATION \$500 OFFENSES DEEMED INFRACTIONS ☐ 1ST CITATION \$500 ☐ 2ND CITATION \$200 ☐ 3RD AND SUBSEQUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE ☐ WARNING ☐ 18T CITATION \$50 ☐ 2ND CITATION \$200 ☐ 3ND AND SUBSEQUENT CITATION \$600 ANIMAL CONTROL VIOLATIONS - DOG AT LARGE/NO LICENSE ☐ WARNING ☐ 1ST CITATION \$30 ☐ 2ND CITATION \$60 ☐ 3RD AND SUBSEQUENT CITATION \$200 Payment is due within 15 days. (See never e side for payment instructions.) Corrections indicated below required by ______. If you fail to make the indicated corrections by this date, the next level of citation may be MAILING ADDRESS SAME AS ABOVE AL CODE SI VIOLATED with or without signature. If service by mail only, send Certified First Class Moil. READ REVERSE SIDE FOR IMPORTANT INFORMATION FINANCE/ACCOUNTS RECEIVABLE-COPY

CITY OF CLOVIS Citation No. A ADMINISTRATIVE CITATION

Citation No. AC- 54426

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CITY OF CLOVIS Citation No. A ADMINISTRATIVE CITATION

Citation No. AC- 54427

MUNICIPAL CODE VIOLATIONS **□** WARNING ☐ 15T CITATION \$100 ☐ 2ND CITATION \$500 ☐ SRD AND SUBSECUENT CITATION \$1,000 OFFENSES DEEMED INFRACTIONS ☐ WARNING ☐ 15T CITATION \$50 ☐ 2ND CITATION \$200 ☐ 3RD AND SUBS ANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE 3RD AND SUBSEQUENT CITATION \$500 ESSIVE NOISE WARNING D 1ST CITATION \$50 D 2ND CITATION \$200 D 3ND AND SUBSEQUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - DOG AT LARGE/NO LICENSE D WARNING D 1ST CITATION \$300 D 2ND CITATION \$500 D 3ND AND SUBSEQUENT CITATION \$200 Payment is due within 15 days. (See reverse side for payment instructions.) Corrections indicated below required by 05/18/2022. If you fail to make the indicated corrections by this date, the next level of citation may be issued. MAILING ADDRESS SAME AS ABOVE AL CODE improvements 2 . Redair MOX <u>fallina</u> backuard Failure in the HERE SERVED. POSTED OR ID# 54 Ave-Mailed with or without signature. If service by mail only, send Certified First Class Mail. READ REVERSE SIDE FOR IMPORTANT INFORMATION

FINANCE/ACCOUNTS RECEIVABLE-COPY

306



7404 North Spalding Avenue Fresno, CA 93720-3370 (559) 431-5600 Federal Tax ID: 80-0874383 lozanosmith.com

July 12, 2022

Mr. John Holt, City Manager City of Clovis 1033 Fifth Street Clovis, CA 93612

Client:

000613

Matter: Invoice # 2167537

000001

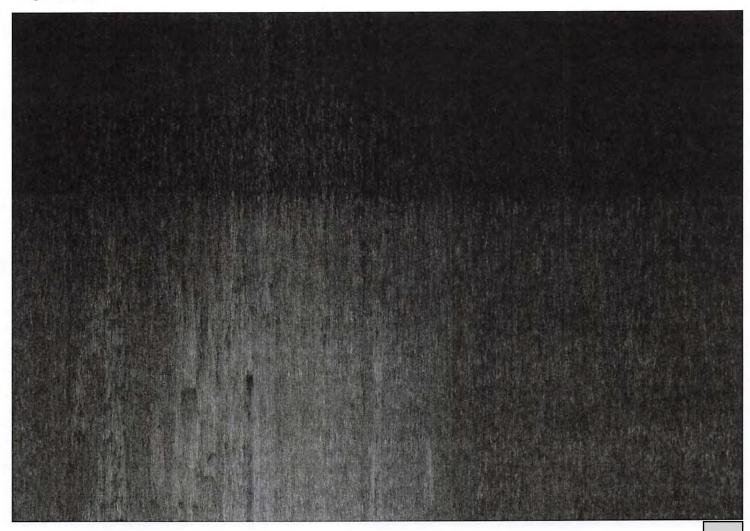
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1

RE: Code Enforcement/General

For Legal Services Rendered Through June 30, 2022

Legal Services

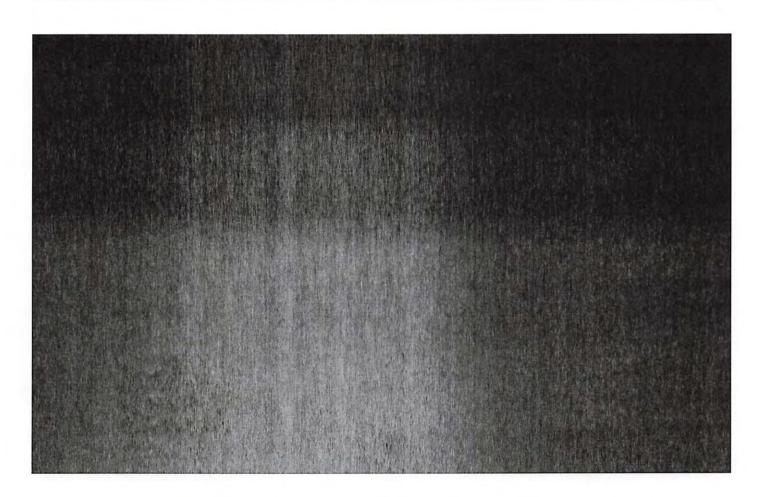




000613 Client: Matter:

000001 2167537 Invoice #

Page: 2



LS Lozano Smith
ATTORNEYS AT LAW



7404 North Spalding Avenue Fresno, CA 93720-3370 (559) 431-5600 Federal Tax ID: 80-0874383 lozanosmith.com

August 11, 2022

Mr. John Holt, City Manager City of Clovis 1033 Fifth Street Clovis, CA 93612

Client: 000613 Matter: 000001 Invoice # 2169598

Page:

RE: Code Enforcement/General

For Legal Services Rendered Through July 31, 2022

Legal Services

Date	Person	Description of Legal Services	Time	Rate	Amount
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		并是在我们的 是一个一个一个			
07/20/202	2 AEF	Analyze records and prepare pleadings for abatement	1.80	\$220.00	\$396.00

07/20/2022	AEF	Analyze records and prepare pleadings for abatement warrants regarding & 607 Coventry Ave.	1.80	\$220.00	\$396.00
07/20/2022	AEF	Analyze records and prepare pleadings for abatement warrants regarding 607 Coventry Ave.	1.30	\$220.00	\$286.00



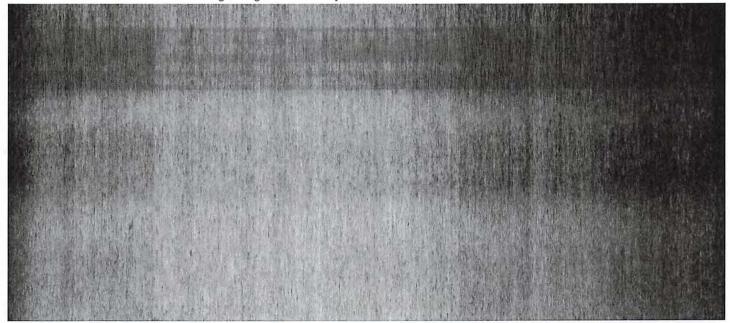


Client: 000613 Matter: 000001 Invoice # 2169598

Page: 2

Legal Services

Date	Person	Description of Legal Services	Time	Rate	Amount
			建 密排程		A COUNTY
工程器					St. Va. T. Ca.
			婚后的		n Park
			国压器 器		
40.1		daga baya da ka			
07/26/2022	MML	Legal strategy regarding facts necessary for abatement	0.10	\$220.00	\$22.00
0112012022	IVIIVIL	warrants. (607 Coventry).	0.10	Ψ220.00	V22.00
07/27/2022	AEF	Analyze records and prepare pleadings for abatement	0.60	\$220.00	\$132.00
		warrants regarding 607 Coventry Ave.			









Client: 000613 Matter: 000001 Invoice # 2169598

Page: 3





7404 North Spalding Avenue Fresno, CA 93720-3370 (559) 431-5600 Federal Tax ID: 80-0874383 lozanosmith.com

September 13, 2022

Mr. John Holt, City Manager City of Clovis 1033 Fifth Street Clovis, CA 93612

Client: 000613 Matter: 000001 Invoice # 2171842

Page: 1

RE: Code Enforcement/General

For Legal Services Rendered Through August 31, 2022

Legal Services





Septe Client:

000613

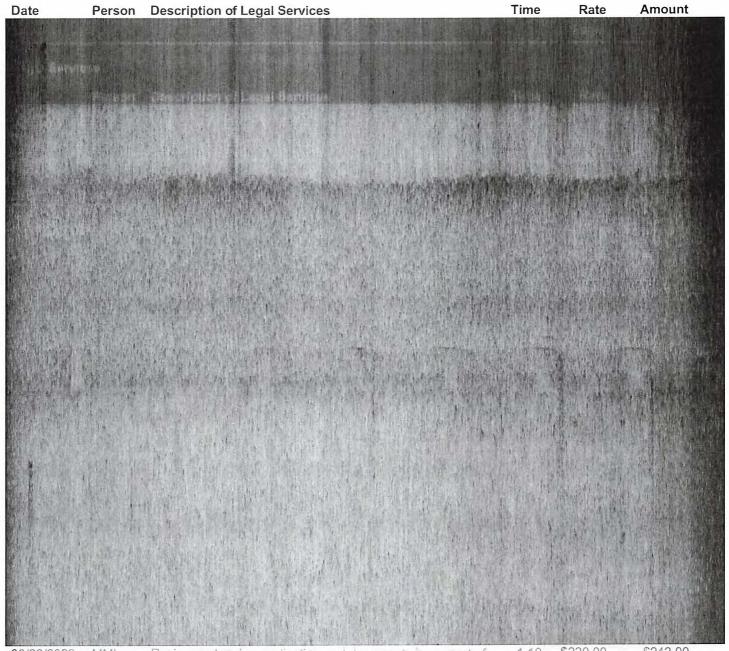
Matter: Invoice #

000001 2171842

2 Page:

Legal Services

S Lozano Smith



08/22/2022 MML Review and revise application and documents in support of

\$220.00 1.10

\$242.00

08/23/2022 WRD abatement warrant for 607 Covenuy Avenue. Review and revise graft application for abatement warrant,

1.10 \$220.00

and supporting documents, for 607 Coventry Avenue

\$242.00





AGENDA ITEM NO. 11.

Septe Client:

Page:

000613 000001

Matter: Invoice #

2171842

3

Legal Services

Date Per

Person Description of Legal Services

Time

Rate

Amount

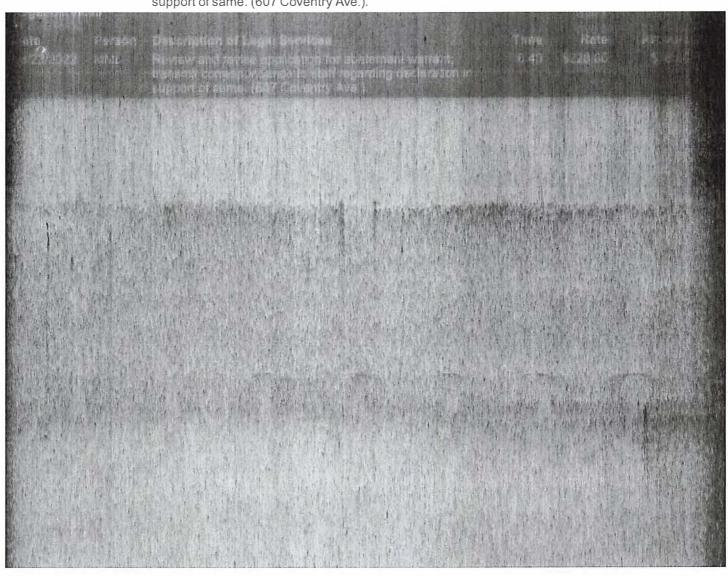
08/23/2022 MML

Review and revise application for abatement warrant; transmit correspondence to staff regarding declaration in

0.40 \$220.00

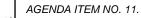
\$88.00

support of same. (607 Coventry Ave.).



Legal Services Recap





Sept

000613

Client: Matter: Invoice # 2171842

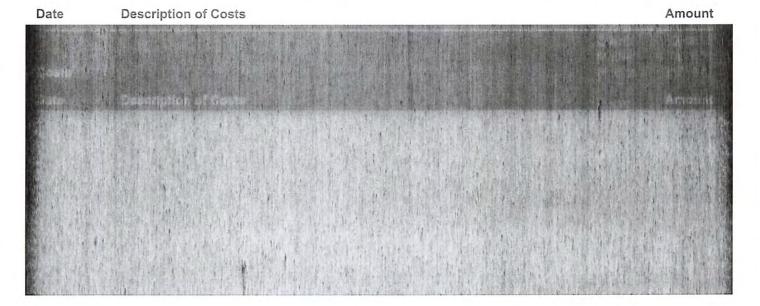
000001

Page:

4

Costs

LS Lozano Smith
ATTORNEYS AT LAW



AGENDA ITEM NO. 11.



7404 North Spalding Avenue Fresno, CA 93720-3370 (559) 431-5600 Federal Tax ID: 80-0874383 lozanosmith.com

October 12, 2022

Mr. John Holt, City Manager City of Clovis 1033 Fifth Street Clovis, CA 93612

Client: 000613 Matter: 000001 Invoice # 2173878

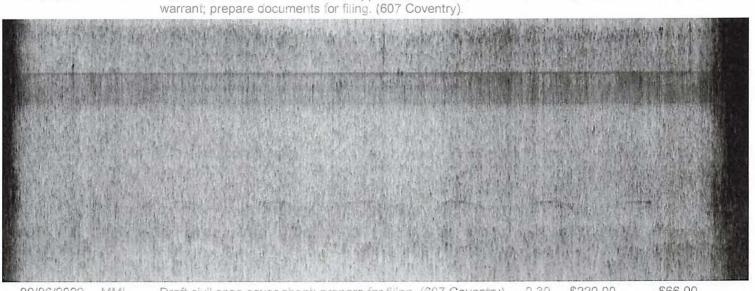
Page: 1

RE: Code Enforcement/General

For Legal Services Rendered Through September 30, 2022

Legal Services

Date	Person	Description of Legal Services	Time	Rate	Amount
A CALL	ma Parasa	e Randsrad Titrough Saplambar 30, 2022			
egel Sur	Vices Perebit	Discription of Legal Services			
09/02/202	2 MML	Review and revise documents in support of abatement	0.30	\$220.00	\$66.00







2



Client: 000613 Matter: 000001 Invoice # 2173878

Page:

Legal Services

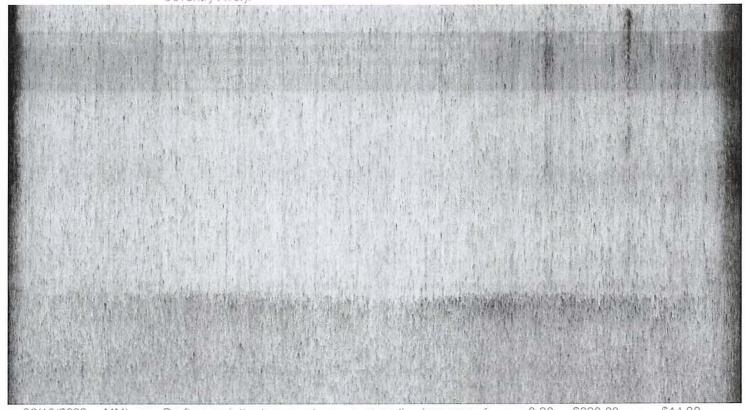


09/08/2022 MML Review and analyze abatement warrant issued by the court; transmit correspondence to staff regarding same; legal strategy regarding service of abatement warrant (607)

0.40 \$220.00

\$88.00

Coventry Ave.).



09/13/2022 MML Draft cover letter to property owner regarding issuance of abatement warrant. (607 Coventry Ave.).

0.20 \$220.00

\$44.00

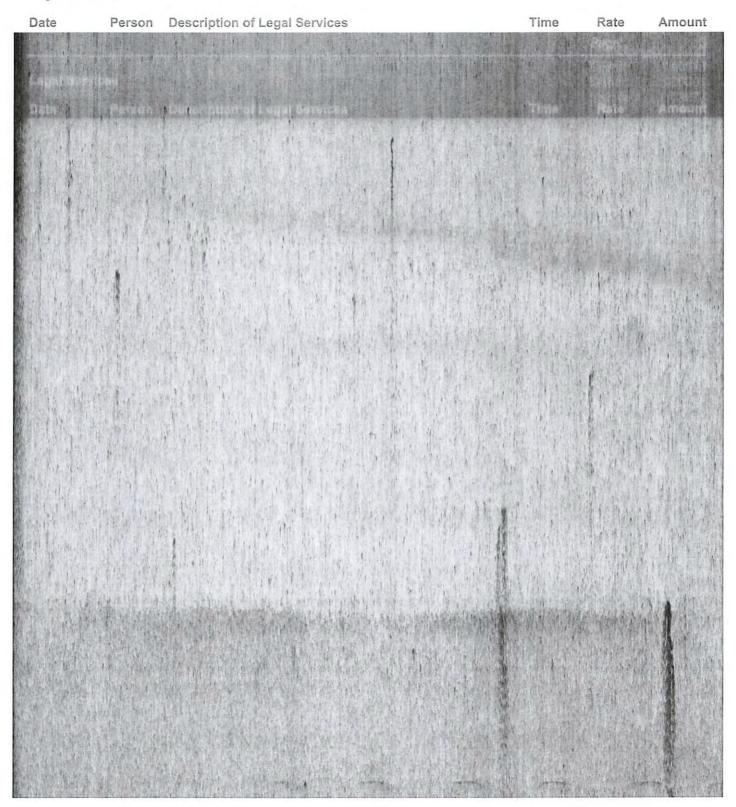




Client: 000613 Matter: 000001 Invoice# 2173878

Page: 3

Legal Services





LS Lozano Smith

Client: 000613 Matter: 000001 Invoice # 2173878

Page:

Legal Services



MML Review and analyze case reports relating to execution of abatement warrants at nuisance property; review and revise return of abatement warrants regarding same. (607 Coventry 0.50 \$220.00 \$110.00

Legal Services Recap

Time Rate Amount





000613 Client: 000001 Matter: 2173878 Invoice #

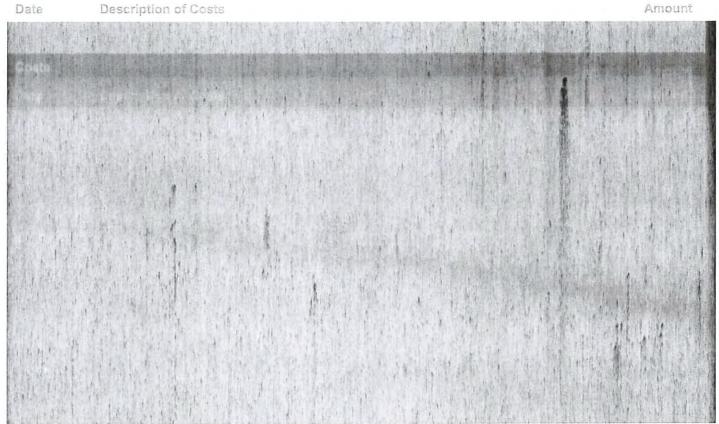
Page:

5

Legal Services Recap

Person	Time	Rate	Amount
			•

Costs



AGENDA ITEM NO. 11.

Newton's Custom Tractor Work

1507 S. Indianola Avenue Sanger, CA 93657 US newtonstractor@gmail.com

INVOICE

BILL TO	INVOICE	1699
Abby Tiscareno	DATE	09/30/2022
Clovis Police Department	TERMS	Net 30
1233 5th Street	DUE DATE	10/30/2022
Clovis, CA 93612		

SERVICE	DESCRIPTION	QTY	RATE	AMOUNT
Handwork	2 Tree removal/Haul away rubbish/Site Work - 607 Coventry Ave., Clovis, CA	1	2,300.00	2,300.00

It was a pleasure working with you! BALANCE DUE \$2,300.00

2951 Purvis Ave.

APN: 554-073-05S



Wiley R. Driskill Attorney at Law

E-mail: wdriskill@lozanosmith.com

March 31, 2023

Via U.S. Mail

Brady Lynn Steward 2951 Purvis Ave. Clovis, CA 93611

RE: Property located at 2951 Purvis Ave., Clovis, CA 93611; APN # 554-073-05S Invoice and Notice of City Council Meeting to Confirm Code Enforcement and

Abatement Costs and Place an Assessment Lien on Property

Invoice Amount: \$9,275.00

Dear Ms. Steward:

Over the last year, the City of Clovis has responded to public nuisances at the property described above ("Property"), as well as assessed administrative penalties. In accordance with Chapters 5.27 and 5.29 of the Clovis Municipal Code ("CMC"), as the Property owner or other responsible party, you are responsible for the City's abatement and enforcement costs and administrative penalties ("Costs").

- 1. The enforcement actions include the following:
 - (a) Administrative citations
 - i. Excessive storage of personal property (CMC § 5.27.101, subd. (s));
 - (b) Attorney's fees and costs related to issuing an Abatement Warrant. (CMC § 5.29.108.)
 - (c) City's contractor removed trash and personal property items from the public view in accordance with the City's Abatement Warrant.
- 2. The fines to date amount to a total of \$9,275.00, as detailed in the enclosed citation summary. If you fail to pay this amount within thirty (30) days from the date of this Invoice, the fines may be collected in any or all of the following ways: (a) by a collection agency as a personal obligation; (b) by the City Attorney's office through judicial action; (c) as a special assessment and lien attached to the Property.

Brady Lynn Steward March 31, 2023 Page 2

- 3. You have a right to administrative review of the accounting of the fines by filing a written request for such review with the City Clerk within fifteen (15) days of the date of this Invoice. One administrative review will be scheduled for all citations in this Invoice. A failure to request administrative review will be deemed a waiver of your right to review the amount of the fines. Note that such review is limited solely to the dollar amount of the fines. The underlying violations for which the fines were imposed will not be considered. (CMC 5.29.105, subd. (b).)
- 4. Before a special assessment is placed on the Property, the Costs and fines will be confirmed by the City Council. This special assessment will be considered by the City Council at the May 8, 2023, meeting. If the Costs and fines are not paid within 30 days of the date of this Invoice, the City Council will consider approval of a resolution confirming the Costs and fines and authorizing the filing of a Notice of Lien on the Property in the Fresno County Recorder's Office which shall become a special assessment against the Property, added to the next regular tax bills levied against the Property, and collected in the same manner as the County collects property taxes.

You have a right to appear at the May 8, 2023, meeting and present objections to the accounting. The basis for the code enforcement action will not be the subject of the Council's consideration.

The filing of a Notice of Lien will not relieve you from paying the Costs and fines, the Costs and fines will remain a debt until paid.

If you plan to attend and present documentary evidence to the City Council, please present that evidence to the City Clerk before 12:00 p.m. on the Wednesday before the Council meeting (May 3, 2023) for that information to be timely considered by the City Council.

5. This Invoice may be recorded as a Notice of Costs or Penalties in the Fresno County Recorder's Office.

This Invoice is separate and independent of any other notices you may have received relating to abatement of a nuisance on the Property. Payment should be made as follows:

City of Clovis 1033 Fifth Street Clovis, CA 93612 Attn. City Clerk

//

//

Brady Lynn Steward March 31, 2023 Page 3

If you have any questions or concerns, you may contact Andrew Haussler at (559) 324-2095.

Sincerely,

Wiley R. Driskill Assistant City Attorney

for City of Clovis

cc: Andrew Haussler, Assistant City Manager

Scott G. Cross, City Attorney

Enclosures:

- List of Citations and Copies of Citations

- Attorney's Fees Invoices
- Contractor's Invoices

2951 Purvis Ave. Chart of Citations

Date of Citation	Citation No.	Fine Amount
2/23/2021	52005	\$0.00
1/19/2022	52019	\$500.00
2/3/2022	52021	\$1,000.00
4/11/2022	53996	\$1,000.00
8/6/2022	51294	\$100.00
9/3/2022	51298	\$500.00
9/15/2022	51299	\$1,000.00
10/6/2022	54105	\$1,000.00
	Total:	\$5,100.00

CITY OF CLOVIS

OVIS Citation No. AC- 54105 ADMINISTRATIVE CITATION

MUNICIPAL CODE VIOLATIONS	☐ WARNING
☐ 1ST CITATION \$100 ☐ 2ND CITATION \$500 ☐ 3RD AND SUBSECU	JENT CITATION \$1,000
OFFENSES DEEMED INFRACTIONS 1 ST CITATION 850	U WARNING
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☐ 1ST CITATION \$30 ☐ 2ND CITATION \$60 ☐ 3RD AND SUBSEC	
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to make the indicated corrections by this date, the next level	of citation may be
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READ REVERSE SIDE FOR IMPORTANT INFORMATION FINANCE/ACCOUNTS RECEIVABLE-COPY

Citation No. AC- 51299 CITY OF CLOVIS **ADMINISTRATIVE CITATION WARNING** MUNICIPAL CODE VIOLATIONS 3RD AND SUBSEQUENT CITATION \$1,000 WARNING OFFENSES DEEMED INFRACTIONS ☐ 15T CTATION \$50 ☐ 2ND CTATION \$200 ☐ 3RD AND SUBSANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE AND AND SUBSEQUENT CITATION \$500 ☐ WARNING ☐ 15T CITATION \$50 ☐ 2ND CITATION \$200 ☐ 3RD AND SUBSEQUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - DOG AT LARGE/NO LICENSE ☐ WARNING ☐ 2ND CITATION \$60 ☐ 3RD AND SUBSEQUENT CITATION \$200 ☐ 18T CITATION \$30 Payment is due within 15 days. (See reverse side for payment instructions.) Corrections indicated below required by 09/29/2022. If you fail to make the indicated corrections by this date, the next level of citation may be MAILING ADDRESS DRIVERS LICENSE NO. HAÎÑ OPERABLE Y N VEHICLE LICENSE NO. VEHL TYPE YEAR SAME AS ABOVE VIOLATION DESCRIPTION MUNICIPAL CODE SECTION VIOLATED LISTED THANK You SIGNATURE OF ISSUING OFFICER ISSUANCE DATE POLL CE SIGNATURE OF PERSON CITED OR ADDRESS WHERE SERVED, POSTED OR MAILED M AILED ID# Signing of the Citation is not an admission of guilt, it only acknowledges receipt. Citation is valid

with or without signature. If service by mail only, send Certified First Class Mail.

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328

Citation No. AC- 51298 **CITY OF CLOVIS** ADMINISTRATIVE CITATION MUNICIPAL CODE VIOLATIONS ☐ WARNING OFFENSES DEEMED INFRACTIONS OSPOND SUBSEQUENT CITATION \$1,000 WARNING ☐ 18T CITATION \$50 D 2ND CITATION \$200 D 3RD AND SUBSEQUENT CITATION \$900 ANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE **□** WARNING □ 18T CITATION \$50 □ 2ND CITATION \$200 □ 2ND AND SUBSEQUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - DOG AT LARGE/NO LICENSE □ WARNING ☐ 18T CITATION \$30 ☐ ZND CITATION \$60 ☐ 3RD AND SUBSEQUENT CITATION \$200 Payment is due within 15 days. (See reverse side for, payment instructions.) Corrections indicated below required by 09/17/2022. If you fail to make the indicated corrections by this date, the next level of citation may be issued 09/03 MAULING ADDRESS DRIVERS LICENSE NO. OPERABLE Y N VEHICLE LICENSE NO. VEHL TYPE YEAR DITY STYLE REGISTERED OWNER OF LE SAME AS ABOVE VIOLATION DESCRIPTION AUNICIPAL CODE SECTIO DERSONAL PROPERTY IN dons Required: PUBLIC VIEW REQUESTS Your ASSISTANCE REMOVING THE EXCESSIVE PROPERTY IN STURING BUT 6 09/03/22 PHONE NUMBER 32.4. 2800 POLICE SIGNATURE OF PERSON CITED OR ADDRESS WHERE SERVED, POSTED OR MAILED ID# Signing of the Citation is not an admission of guilt, it only as ledges receipt. Citation is valid with or without signature. If service by mail only, send Certified First Class Mail. READ REVERSE SIDE FOR IMPORTANT INFORMATION

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CITY OF CLOVIS

Citation No. AC- 51294

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Citation No. AC- 53996 **CITY OF CLOVIS** ADMINISTRATIVE CITATION MUNICIPAL CODE VIOLATIONS 1 18T CITATION \$100 D 2ND CITATION \$500 OFFENSES DEEMED INFRACTIONS WARNING ☐ 15T CITATION \$50 ☐ 2ND CITATION \$500 ☐ 3RD AND SUBSEQUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE ☐ WARNING D 1ST CITATION \$50 D 2ND CITATION \$200 D SRD AND SUBSEQUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - DOG AT LARGE/NO LICENSE D WARNING D 1ST CITATION \$500 D 2ND CITATION \$60 D 3RD AND SUBSEQUENT CITATION \$200 Payment is due within 15 days. (See reverse side for payment instructions.) Corrections indicated below required by to make the indicated corrections by this date, the next level of citation may be MAILING ADDRESS EKICLE LICENSE VEH. TYPE COLOR SAME AS ABOVE MUNICIPAL CODE SECTION VIOLATED ID# rith or without signature. If service by mail only, send Certified First Class Mail. READ REVERSE SIDE FOR IMPORTANT INFORMATION

FINANCE/ACCOUNTS RECEIVABLE-COPY

Citation No. AC- 52019 CITY OF CLOVIS ADMINISTRATIVE CITATION MUNICIPAL CODE VIOLATIONS 1ST CITATION \$100 PAID CITATION \$500 OFFENSES DEEMED INFRACTIONS **WARNING** SRD AND SUBSEQUENT CITATION \$1,000 UNARNING D 2ND CITATION \$200 ☐ 3RD AND SUBSEQUENT CITATION \$500 D 18T CITATION \$50 ANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE WARNING IST CITATION \$500 O 2ND CITATION \$500 O 3RD AND SUBSEQUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - DOG AT LARGE/NO LICENSE WARNING ☐ 1ST CITATION 530 ☐ 2ND CITATION \$60 ☐ 3RD AND SUBSEQUENT CITATION \$200 Payment is due within 15 days. (See reverse side for payment instructions.) Corrections indicated below required by 2/3/2022. If you fail to make the indicated corrections by this date, the next level of citation may be issued. MARING ADDRESS VEHICLE LICENSE NO SAME AS ABOVE MUNICIPAL CODE S VIOLATED VIOLATION DESCRIPTION EXCESSTVE 0607 POULCE ID# Signing of the Citation is not an admission of guilt, it only acknowledges receipt.

with or without signature. If service by mail only, send Certified First Class Mail.

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332

CITY OF CLOVIS	Citation No. AC	c-52021
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FINANCE/ACCOUNTS RECEIVABLE-COPY



City of Clovis Police Department 1233 Fifth Street Clovis, CA 93612 (559) 324-2400

Notice of Violation (Case Number: CE-22-00577)

Re: Property: 2951 Purvis Ave, CLOVIS, CA APN: 554-073-05S

Date: October 6, 2022

Occupant 2951 Purvis Ave CLOVIS, CA 93611

The City of Clovis has received a complaint regarding the property located at 2951 Purvis Ave, CLOVIS, specifically regarding violations pursuant to the Clovis Municipal Code ("CMC").

In response to the complaint, City staff inspected the above-referenced property on October 6, 2022 and made the following observations:

 UPON INSPECTION EXCESSIVE PROPERTY WAS STILL PRESENT AT DRIVEWAY, FRONT LAWN, AND AT THE EAST SIDE OF THE RESIDENCE. GARAGE DOOR WAS OPEN AND VEHICLE CA 6FEW807 WAS PARKED IN THE DRIVEWAY, PARTIALLY BLOCKING SIDEWALK. CONTACT WITH THE RESIDENTS WAS ATTEMPTED WITH NO SUCCESS. AC# 54105 WAS ISSUED FOR CMC 5.27.101(S) FOR \$1,000.00. CITATION WAS MAILED CERTIFIED TO THE RESIDENCE.

The following lists current violations present at the referenced property that must be corrected. The following lists the necessary actions required in order to bring the property into compliance with the Municipal Code.

The City of Clovis prides itself on the quality of life we are able to maintain throughout our community. We value our citizens and with your help, we can continue to make our City safe and presentable holding the highest standards. It is not our intent to cause undue hardship upon anyone. We simply request your assistance and compliance in this matter.

If I or any member of the Clovis Police Department can be of further assistance in helping you facilitate compliance with the Municipal Code, or answer any questions, please feel free to call me.

Sincerely,

Brian Gonzalez CSO -



City of Clovis Police Department 1233 Fifth Street Clovis, CA 93612 (559) 324-2400

Notice of Violation (Case Number: CE-22-00577)

Re: Property: 2951 Purvis Ave, CLOVIS, CA APN: 554-073-05S

Date: September 15, 2022 STEWARD BRADY LYNN 2951 PURVIS CLOVIS, CA 93611

The City of Clovis has received a complaint regarding the property located at 2951 Purvis Ave, CLOVIS, specifically regarding violations pursuant to the Clovis Municipal Code ("CMC").

In response to the complaint, City staff inspected the above-referenced property on September 15, 2022 and made the following observations:

• EXCESSIVE PROPERTY STILL PRESENT. I WILL MAIL MUNI LETTER AND \$1,000.00 CITE (AC #51299)

The following lists current violations present at the referenced property that must be corrected. The following lists the necessary actions required in order to bring the property into compliance with the Municipal Code.

The City of Clovis prides itself on the quality of life we are able to maintain throughout our community. We value our citizens and with your help, we can continue to make our City safe and presentable holding the highest standards. It is not our intent to cause undue hardship upon anyone. We simply request your assistance and compliance in this matter.

If I or any member of the Clovis Police Department can be of further assistance in helping you facilitate compliance with the Municipal Code, or answer any questions, please feel free to call me.

Sincerely,

Brian Gonzalez CSO -

Newton's Custom Tractor Work

1507 S. Indianola Avenue Sanger, CA 93657 US newtonstractor@gmail.com

INVOICE

BILL TO

Abby Tiscareno Clovis Police Department 1233 5th Street

Clovis, CA 93612

INVOICE DATE TERMS 1717 12/01/2022

TERMS Net 30
DUE DATE 12/31/2022

			AMOUNT
2951 Purvis, Clovis, CA - Labor	1	510.00	510.00
2951 Purvis, Clovis, CA - Rubbish & Removal	1	310.00	310.00

It was a pleasure working with you! BALANCE DUE \$820.00



7404 North Spalding Avenue Fresno, CA 93720-3370 (559) 431-5600 Federal Tax ID: 80-0874383 lozanosmith.com

November 10, 2022

Mr. John Holt, City Manager City of Clovis 1033 Fifth Street Clovis, CA 93612

Client: 000613 Matter: 000001

Invoice # 2175792

Page: 1

RE: Code Enforcement/General

For Legal Services Rendered Through October 31, 2022

Legal Services

Date	Person	Description of Legal Services	Time	Rate	Amount
10/18/2022	WRD	Review status of draft abatement warrant applications for nuisance properties at 982 Rosebrook and 2982 Purvis.	0.30	\$220.00	\$66.00
10/24/2022	MML	Review and analyze correspondence from staff regarding documents in support of abatement warrant. (2951 Purvis.).	0.20	\$220.00	\$44.00
10/25/2022	MML	Review and analyze code enforcement case file; draft application for abatement warrant and supporting documents. (2951 Purvis Ave.).	1.50	\$220.00	\$330.00
10/27/2022	MML	Review and analyze correspondence from staff regarding documents in support of abatement warrant. (2951 Purvis).	0.40	\$220.00	\$88.00



LS Lozano Smith
ATTORNEYS AT LAW

Client: 000613 Matter: 000001 Invoice # 2175792

Page: 2

Legal Services

Date	Person	Description of Legal Services	Time	Rate	Amount

Legal Services Recap

Person		Time	Rate	Amount
WRD	Wiley R. Driskill	5.60	\$220.00	\$1,232.00
JPJ	Jack P. Jackson	7.10	\$220.00	\$1,562.00
MML	Matthew M. Lear	4.60	\$220.00	\$1,012.00

Costs

Date	Description of Costs	Amount
09/02/2022	Michael Jackson- Mileage-	\$12.50
09/02/2022	Michael Jackson- Parking/Bridge Tolls-	\$3.39
09/02/2022	Michael Jackson- Mileage-	\$12.50
09/06/2022	Michael Jackson- Mileage-	\$12.50
09/06/2022	Michael Jackson- Parking/Bridge Tolls-	\$3.39
09/08/2022	Michael Jackson- Mileage-	\$12.50
09/08/2022	Michael Jackson- Parking/Bridge Tolls-	\$5.39
09/09/2022	Michael Jackson- Mileage-	\$12.50
09/09/2022	Michael Jackson- Parking/Bridge Tolls-	\$3.39
09/12/2022	Michael Jackson- Mileage-	\$12.50
09/12/2022	Michael Jackson- Parking/Bridge Tolls-	\$3.97
09/13/2022	Michael Jackson- Mileage-	\$12.50
09/13/2022	Michael Jackson- Parking/Bridge Tolls-	\$4.88
09/14/2022	Michael Jackson- Mileage-	\$12.50
09/14/2022	Michael Jackson- Parking/Bridge Tolls-	\$3.39
09/19/2022	Michael Jackson- Mileage-	\$12.50
09/19/2022	Michael Jackson- Parking/Bridge Tolls-	\$4.39
09/20/2022	Michael Jackson- Parking/Bridge Tolls-	\$3.39
09/28/2022	Michael Jackson- Mileage-	\$12.50
09/28/2022	Michael Jackson- Parking/Bridge Tolls-	\$3.39
09/29/2022	Michael Jackson- Mileage-	\$12.50
09/29/2022	Michael Jackson- Parking/Bridge Tolls-	\$3.39
10/03/2022	First Legal Network, LLC- Process Service-	\$32.00
10/03/2022	First Legal Network, LLC- Process Service-	\$32.00
10/03/2022	First Legal Network, LLC- Process Service-	\$32.00
10/03/2022	First Legal Network, LLC- Process Service-	\$28.25



AGENDA ITEM NO. 11.

Nove Client: 000613 Matter: 000001 Invoice # 2175792

Page: 3

Costs

Date Description of Costs Amount

10/04/2022 Photocopies \$0.75 Total Costs \$304.86

Invoice Summary Totals

Total Legal Services \$3,806.00
Total Costs \$304.86

Total Current Charges \$4,110.86

Previous Balance \$18,932.79 Less Payments \$18,932.79

Total Due \$4,110.86



7404 North Spalding Avenue Fresno, CA 93720-3370 (559) 431-5600 Federal Tax ID: 80-0874383 lozanosmith.com

December 13, 2022

Mr. John Holt, City Manager City of Clovis 1033 Fifth Street Clovis, CA 93612

Client: 000613 Matter: 000001

Invoice # 2177994

Page:

1

RE: Code Enforcement/General

For Legal Services Rendered Through November 30, 2022

Date	Person	Description of Legal Services	Time	Rate	Amount
11/07/2022	WRD	Review and revise draft Application for Abatement Warrant, and supporting papers, for 2951 Purvis Avenue property; related case analysis.	2.30	\$220.00	\$506.00
11/07/2022	MML	Review and revise documents in support of abatement warrant; review and analyze notices of violation provided by staff in support of same; and legal strategy regarding same. (2951 Purvis Ave.).	0.50	\$220.00	\$110.00
11/09/2022	MML	Review and respond to correspondence from staff regarding abatement warrant. (2951 Purvis).	0.20	\$220.00	\$44.00
11/14/2022	MML	Review and revise documents in support of abatement	0.30	\$220.00	\$66.00
11/17/2022	WRD	warrant; prepare documents for filing. (2951 Purvis). Review court's order on 2951 Purvis Avenue abatement petition; draft advisory correspondence to Code Enforcement Officers; draft notice of issuance of abatement warrant to property owner.	0.90	\$220.00	\$198.00
11/18/2022	WRD	Review correspondence from Code Enforcement Officer regarding status of 2159 Purvis Avenue abatement; draft advisory correspondence regarding same.	0.40	\$220.00	\$88.00



AGENDA ITEM NO. 11.

Page: 2

Legal Services

Date	Person	Description of Legal Services	Time	Rate	Amount
					A THE
11/21/2022	WRD	Review Code Enforcement Officer's summary of abatement of 2951 Purvis Avenue, in preparation for drafting warrant return	0.40	\$220.00	\$88.00



Legal Services Recap

Person		Time	Rate	Amount
SGC	Scott G. Cross	0.90	\$220.00	\$198.00
WRD	Wiley R. Driskill	9.30	\$220.00	\$2,046.00
JYF	Jane Y. Faulks	2.00	\$220.00	\$440.00
MML	Matthew M. Lear	2.00	\$220.00	\$440.00
SAA	Stephanie A. Arwick	0.70	\$115.00	\$80.50



LS Lozano Smith
ATTORNEYS AT LAW

Page: 3

Costs

Date	Description of Costs	Amount
11/14/2022	First Legal Network, LLC- Process Service-	\$28.25
11/15/2022	First Legal Network, LLC- Process Service-	\$28.25
11/16/2022	First Legal Network, LLC- Process Service-	\$28.25
11/22/2022	Postage	\$17.96
11/22/2022	Photocopies	\$52.00
11/30/2022	Computer Research	\$98.69
	Total Costs	\$253.40

Invoice Summary	Totals
Total Legal Services	\$3,204.50
Total Costs	\$253.40
Total Current Charges	\$3,457.90
Previous Balance	\$4,110.86
Less Payments	(\$4,110.86)
Total Due	\$3,457.90



7404 North Spalding Avenue Fresno, CA 93720-3370 (559) 431-5600 Federal Tax ID: 80-0874383 lozanosmith.com

January 11, 2023

Mr. John Holt, City Manager City of Clovis 1033 Fifth Street Clovis, CA 93612

Client: 000613 Matter: 000001

Invoice # 2180539

Page: 1

RE: Code Enforcement/General

For Legal Services Rendered Through December 31, 2022

Legal Services

Date	Person	Description of Legal Services	Time	Rate	Amount
12/01/2022	MML	Legal strategy regarding status of abatement warrant return. (Purvis).	0.20	\$220.00	\$44.00
10/07/2022	WDD	Device and finaling nature of all stars and warrant for 2054	0.60	¢220.00	6122.00
12/07/2022	WRD	Revise and finalize return of abatement warrant for 2951 Purvis Avenue.	0.60	\$220.00	\$132.00





Client: 000613 Matter: 000001 Invoice # 2180539

Page: 2

Legal Services

Date	Person	Description of Legal Services	Time	Rate	Amount
					10.00
1-51-1-147					

Legal Services Recap

Person		Time	Rate	Amount
SGC	Scott G. Cross	0.80	\$220.00	\$176.00
WRD	Wiley R. Driskill	17.40	\$220.00	\$3,828.00
JPJ	Jack P. Jackson	3.60	\$220.00	\$792.00
MML	Matthew M. Lear	1.20	\$220.00	\$264.00

Costs

Date	Description of Costs	Amount
12/12/2022	Photocopies	\$7.50
12/12/2022	Postage	\$3.36
12/13/2022	Computer Research	\$1,142.03
	Total Costs	\$1,152.89





Client: 000613 Matter: 000001 Invoice # 2180539

Page: 3

Invoice Summary	<u>Totals</u>
Total Legal Services	\$5,060.00
Total Costs	\$1,152.89
Total Current Charges	\$6,212.89
Previous Balance	\$3,457.90
Less Payments	(\$3,457.90)
Total Due	\$6,212.89

101 N. Pollasky Ave.

APN: 491-133-01



Wiley R. Driskill Attorney at Law

E-mail: wdriskill@lozanosmith.com

March 31, 2023

Via U.S. Mail

Rosemary De Anda 101 N. Pollasky Ave. Clovis, CA 93612

RE: Property located at 101 N. Pollasky Avenue, Clovis, CA 93612; APN # 491-133-01 Invoice and Notice of City Council Meeting to Confirm Code Enforcement and Abatement Costs and Place an Assessment Lien on Property Invoice Amount: \$36,654.00

Dear Ms. De Anda:

Over the last year, the City of Clovis has responded to public nuisances at the property described above ("Property"), as well as assessed administrative penalties. In accordance with Chapters 5.27, 5.28, and 5.29 of the Clovis Municipal Code ("CMC"), as the Property owner or other responsible party, you are responsible for the City's abatement and enforcement costs and administrative penalties ("Costs").

- 1. The enforcement actions include the following:
 - (a) Administrative citations for violations of the CMC, including:
 - i. Inoperative and/or unregistered vehicles (CMC § 5.27.104)
 - ii. Excessive accumulation of personal property (CMC § 5.27.101, subd. (s))
 - iii. Accumulated motor vehicle parts or scraps (CMC § 5.27.101, subd. (y))
 - Accumulation of building materials and household fixtures (CMC § 5.27.101, subd. (c)
 - v. Property pooling hazardous liquids or substances. (CMC § 5.27.101, subd. (k))
 - vi. Accumulation of traps and other temporary items (CMC § 5.27.101, subd. (x)
 - (b) Attorney's fees and costs related to issuing an abatement warrant. (CMC § 5.29.108)
- 2. The fines to date amount to a total of \$36,654.00, as detailed in the citation summary and attorney's fees invoices enclosed herewith. If you fail to pay this amount within thirty (30) days from the date of this Invoice, the fines may be collected in any or all of the following

Rosemary De Anda March 31, 2023 Page 2

ways: (a) by a collection agency as a personal obligation; (b) by the City Attorney's office through judicial action; (c) as a special assessment and lien attached to the Property.

- 3. You have a right to administrative review of the accounting of the fines by filing a written request for such review with the City Clerk within fifteen (15) days of the date of this Invoice. One administrative review will be scheduled for all citations of this Invoice. A failure to request administrative review will be deemed a waiver of your right to review the amount of the fines. Note that such review is limited solely to the dollar amount of the fines. The underlying violations for which the fines were imposed will not be considered. (CMC 5.29.105, subd. (b).)
- 4. Before a special assessment is placed on the Property, the Costs and fines will be confirmed by the City Council. This special assessment will be considered by the City Council at the May 8, 2023, meeting. If the Costs and fines are not paid within 30 days of the date of this Invoice, the City Council will consider approval of a resolution confirming the Costs and fines and authorizing the filing of a Notice of Lien on the Property in the Fresno County Recorder's Office which shall become a special assessment against the Property, added to the next regular tax bills levied against the Property, and collected in the same manner as the County collects property taxes.

You have a right to appear at the May 8, 2023, meeting and present objections to the accounting. The basis for the code enforcement action will not be the subject of the Council's consideration.

The filing of a Notice of Lien will not relieve you from paying the Costs and fines, the Costs and fines will remain a debt until paid.

If you plan to attend and present documentary evidence to the City Council, please present that evidence to the City Clerk before 12:00 p.m. on the Wednesday before the Council meeting (May 3, 2023) for that information to be timely considered by the City Council.

5. This Invoice may be recorded as a Notice of Costs or Penalties in the Fresno County Recorder's Office.

This Invoice is separate and independent of any other notices you may have received relating to abatement of a nuisance on the Property. Payment should be made as follows:

City of Clovis 1033 Fifth Street Clovis, CA 93612 Attn. City Clerk

If you have any questions or concerns, you may contact Andrew Haussler at (559) 324-2095.

Rosemary De Anda March 31, 2023 Page 3

Sincerely,

Wiley R. Driskill Assistant City Attorney for City of Clovis

cc: Andrew Haussler, Assistant City Manager Scott G. Cross, City Attorney

Enclosures:

- List of Citations and Copies of Citations

- Attorney's Fees Invoices

101 Pollasky Chart of Citations

Date of Citation	Citation No.	Fine Amount
8/19/2021	55464	
8/19/2021	55465	\$ 500.00
8/19/2021	55466	
	55467	\$ 500.00
8/19/2021		
8/19/2021	55468 55460	
8/19/2021	55469	
8/19/2021	55470 55471	
8/19/2021	55471	\$ 500.00
8/19/2021	55472	\$ 500.00
8/15/2021	49592	\$ 100.00
8/5/2021	49593	\$ 100.00
8/5/2021	49594	
8/5/2021	49595	\$ 100.00
8/5/2021	49596	
8/5/2021	49597	\$ 100.00
8/5/2021	49598	\$ 100.00
8/5/2021	49599	\$ 100.00
11/9/2021	53520	\$ 1,000.00
11/9/2021	53521	\$ 1,000.00
11/29/2021	53531	\$ 1,000.00
3/16/2022	53970	\$ 1,000.00
4/19/2022	54410	\$ 1,000.00
5/3/2022	54415	\$ 1,000.00
5/10/2022	54504	\$ 1,000.00
5/10/2022	54505	\$ 1,000.00
5/17/2023	54434	\$ 1,000.00
5/25/2022	54442	\$ 1,000.00
6/1/2022	54458	\$ 1,000.00
6/1/2022	54459	\$ 1,000.00
6/9/2022	54710	\$ 1,000.00
6/9/2022	54711	\$ 1,000.00
6/27/2022	54730	\$ 1,000.00
6/27/2022	54731	
7/11/2022	54755	\$ 1,000.00
7/11/2022	54756	
7/11/2022	54757	\$ 1,000.00
8/11/2022	53905	\$ 1,000.00 \$ 1,000.00
8/2/2022	54935	\$ 1,000.00 \$ 1,000.00
8/2/2022	54936	\$ 1,000.00
9/6/2022	53926	\$ 1,000.00 \$ 1,000.00
9/6/2022	53927	\$ 1,000.00
11/29/2021	53532	\$ -
12/21/2021	53162	\$ 1,000.00
3/11/2022	53953	\$ 1,000.00
2/14/2023	56382	\$ 1,000.00 \$ 1,000.00
8/11/2022	53906	\$ 1,000.00
2/14/2023	56383	\$ 1,000.00
	Total:	\$34,300.00

Citation No. AC- 53906 CITY OF CLOVIS ADMINISTRATIVE CITATION MUNICIPAL CODE VIOLATIONS **□** WARNING O 19T CITATION \$100 O 2ND CITATION \$500 OFFENSES DEEMED INFRACTIONS AND SUBSECUENT CITATION \$1,000 | WARNING ☐ 18T CITATION \$50 ☐ 2ND CITATION \$200 ☐ 3ND AND SUBSEQUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE ☐ WARNING D 15T CITATION \$50 D 2ND CITATION \$200 D 3RD AND SUBSEQUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - DOG AT LARGE/NO LICENSE D WARNING D 15T CITATION \$500 D 3RD AND SUBSEQUENT CITATION \$200 Payment is due within 15 days. (See restree side for norment instructions.) Corrections indicated below required by a side for norment instructions.) If you fail to make the indicated corrections by this date, the next level of citation may be MAILING ADDRESS EURIE I ICENSE SAME AS ABOVE AL CODES VIOLATED with or without signature. If service by mail only, send Certified First Class Mail. READ REVERSE SIDE FOR IMPORTANT INFORMATION

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Citation No. AC- 55470 **CITY OF CLOVIS** ADMINISTRATIVE CITATION to make the indicated corrections by this date, the next level of citation may be MAILING ADDRESS VEHICLE LICENSE NO. BODY STYLE COLOR VEH. TYPE REGISTERED OWNER OR LESSEE SAME AS ABOVE NUNICIPAL CODE SECTION VIOLATED WOLATION DESCRIPTION S Company of ID# with or without signature. If service by mail only, send Certified First Class Mail.

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Citation No. AC- 55471 CITY OF CLOVIS **ADMINISTRATIVE CITATION** MUNICIPAL CODE VIOLATIONS Q 15T CITATION \$100 OFFENSES DEEMED INFRACTIONS ☐ WARNING G SRO AND SUBSEQUENT CITATION \$1,000 G WARNING OFFENSES DEEMED INFRACTIONS I ST CITATION 850 O RED AND SUBSEQUENT CITATION 850 O RED AND SUB MALING ADDRESS H SAME AS ABOVE MAKE BODY STYLE COLOR ACH. TYPE REGISTERED OWNER OR LESSEE with or without signature. If service by mail only, send Certified First Class Mail. READ REVERSE SIDE FOR IMPORTANT INFORMATION FINANCE/ACCOUNTS RECEIVABLE-COPY

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Citation No. AC- 54710 **CITY OF CLOVIS ADMINISTRATIVE CITATION** MUNICIPAL CODE VIOLATIONS WARNING MUNICIPAL CODE VIOLATIONS O 1ST CITATION \$100 D 2ND CITATION \$500 ACCEPTANCE DESCRIPTIONS O WARNING O 18T CITATION \$50 O 240 CITATION \$200 O 3RD AND SUR ANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE O SRD AND SUBSECUENT CITATION \$500 ESSIVE NOISE WARNING Q 1ST CITATION \$50 Q 2ND CITATION \$500 Q SID AND SUBSEQUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - DOG AT LARGEINO LICENSE Q WARNING Q 1ST CITATION \$500 Q SND CITATION \$500 Q SND AND SUBSEQUENT CITATION \$200 Payment is due within 15 days. (See reverse side for payment instructions.) Corrections indicated below required by Olo 18 1072. If you fail to make the indicated corrections by this date, the next level of citation may be STATE "936°12 MALING ADDRESS SAME AS ABOVE PN578 5'2 VEHICLE UC **ECCY STYLE** COLOR MUNICIPAL CODE SECTION VIOLATED 5.27.10165 personal propertu Previously cited for accumulation of personal property Remove all persona omperty from public view. Failure to comply will result in an additional \$1000 MATION. ID# 545 with or without signature. If service by mail only, send Certified First Class Mail. READ REVERSE SIDE FOR IMPORTANT INFORMATION

FINANCE/ACCOUNTS RECEIVABLE-COPY

Citation No. AC- 54711 **CITY OF CLOVIS ADMINISTRATIVE CITATION** MUNICIPAL CODE VIOLATIONS U WARNING OFFENSES DEEMED INFRACTIONS 1 13T CITATION \$100 CI AND CITATION \$500 PC AND SUBSEQUENT CITATION \$1,000 OFFENSES DEEMED INFRACTIONS CI WARNING O 18T CITATION \$50 D 2HD CITATION \$200 O 3RD AND SUB ANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE O SRO AND SUBSECUENT CITATION \$500 ESSIVE NOISE O WARNING ANEMAL CONTROL VIOLATIONS - EXCESSIVE NOISE LI WARRING 1 IST CHATCH \$50 C 2ND CITATION \$200 C 3RD AND SUBSECUENT CITATION \$500 ANIMAL CONTROL VIOLATION \$200 C 3RD AND SUBSECUENT CITATION \$200 Payment is due within 15 days. (See reverse side for payment instructions.) Corrections indicated below required by Old 10022. If you fail to make the indicated corrections by this date, the next level of citation may be Thuridau Peanda **Livo**/3 MAIING AFRICAN BYOBA EA BARGEE **5**2 BRN VEHICLE LICENSE NO. STATE BODY STYLE COLOR REGISTERED OWNER OR LEGISEE AE AS ABOVE VIOLATION DESCRIPTION vehicle 27.101 (n) parts Previous Regulared Citor for vehicle parts public view. Remove all vehicle parts from public view. Failure to comply will result in an additional \$1000 *2000*

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Citation No. AC- 54731 **CITY OF CLOVIS** ADMINISTRATIVE CITATION MUNICIPAL CODE VIOLATIONS U WARNING OFFENSES DEEMED INFRACTIONS WARNING WARNING to make the indicated corrections by this date, the next level of citation may be issued. UMID YEAR HARRIES SAME AS ABOVE **PERCLE LICENS** STATE BODY STYLE CCLOR MAKE VEH. TYPE REGISTERED OWNER OR LESSEE SAME AS ABOVE MUNICIPAL CODE SECTION VIOLATED VIOLATION DESCRIPTION

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Citation No. AC- 54755 **CITY OF CLOVIS ADMINISTRATIVE CITATION** MUNICIPAL CODE VIOLATIONS I 1ST CITATION \$100 I 2ND CITATION \$200 I SERD AND SUBSEQUENT CITATION \$1,000 I SERD AND SUBSEQUENT CITATION \$1,000 I SERD AND SUBSEQUENT CITATION \$200 I SERD AND SUBSEQUENT CITATION WALLING ADDRESS EH. TYPE RAME AR ARCRE with or without signature. If service by mail only, send Certified First Class Mail. READ REVERSE SIDE FOR IMPORTANT INFORMATION FINANCE/ACCOUNTS RECEIVABLE-COPY

Citation No. AC- 54756 **CITY OF CLOVIS ADMINISTRATIVE CITATION** MUNICIPAL CODE VIOLATIONS □ 1ST CITATION \$100 □ 2ND CITATION \$200 □ SED AND SUBSECUENT CITATION \$1,000 □ SET CITATION \$200 □ SED AND SUBSECUENT CITATION \$200 □ SET CITATION \$200 □ SED AND SUBSECUENT CITATION \$200 ANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE □ WARNING □ 1ST CITATION \$200 □ SED AND SUBSECUENT CITATION \$200 ANIMAL CONTROL VIOLATIONS - DOG AT LARGENO LICENSE □ WARNING □ SED AND SUBSECUENT CITATION \$200 ANIMAL CONTROL VIOLATIONS - DOG AT LARGENO LICENSE □ WARNING □ SED AND SUBSECUENT CITATION \$200 ANIMAL CONTROL VIOLATIONS - DOG AT LARGENO LICENSE □ WARNING ■ CONTROL VIOL 1ST CITATION \$30 ☐ 2ND CITATION \$60 ☐ SRD AND SUBSEQUENT CITATION \$200 Payment is due within 15 days. (See reporte side for payment instructions.) Corrections indicated below required by ______. If you fail to make the indicated corrections by this date, the next level of citation may be MALING AUDRESS SAME AS ABOVE MUNICIPAL CODE SECTION VIOLATED with or without signature. If service by mail only, send Certified First Class Mail. READ REVERSE SIDE FOR IMPORTANT INFORMATION FINANCE/ACCOUNTS RECEIVABLE-COPY

Citation No. AC- 54757 **CITY OF CLOVIS ADMINISTRATIVE CITATION** MUNICIPAL CODE VIOLATIONS U WARNING 1 1ST CITATION \$100 | 2ND CITATION \$500 X5HD AND SUBSECUENT CITATION \$1.000 OFFENSES DEEMED INFRACTIONS O 16T CITATION \$50 O 24D CITATION \$500 O 3RD AND SUBSECUENT CITATION \$600 ANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE O WARNING D 18T CITATION \$50 D 2ND CITATION \$50 D 3FD AND SUBSEQUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - DOG AT LARGE NO LICENSE D WARNING D 18T CITATION \$500 D 2ND CITATION \$500 D 3FD AND SUBSEQUENT CITATION \$200 Payment is due within 15 days. (See reverse side for payment instructions.) Corrections indicated below required by to make the indicated corrections by this date, the next level of citation may be MATERIAL PROPERTY. with or without signature. If survice by mail only, send Certified First Class Mail. READ REVERSE SIDE FOR IMPORTANT INFORMATION FINANCE/ACCOUNTS RECEIVABLE-COPY

Citation No. AC- 53905 **CITY OF CLOVIS ADMINISTRATIVE CITATION WARNING** MUNICIPAL CODE VIOLATIONS WARNING OFFENSES DEEMED INFRACTIONS I ST CITATION \$500 ANEMAL CONTROL VIOLATIONS - EXCESSIVE NOISE I ST CITATION \$50 ANEMAL CONTROL VIOLATIONS - EXCESSIVE NOISE OFFENSES DEEMED INFRACTIONS OFFENSES DEEMED INFRACT If you fail to make the indicated corrections by this date, the next level of citation may be SAME AS ABOVE VIOLATION DESCRIPTION ID# vith or without signature. If service by mail only, send Certified First Claus Mail. READ REVERSE SIDE FOR IMPORTANT INFORMATION FINANCE/ACCOUNTS RECEIVABLE-COPY

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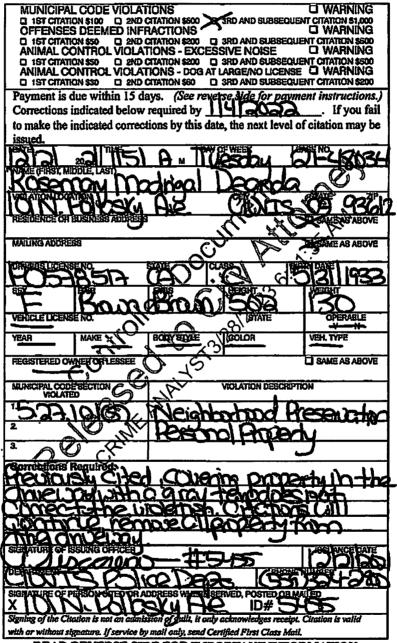
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CITY OF CLOVIS Citation No. AC- 53162 ADMINISTRATIVE CITATION



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Citation No. AC- 53953 **CITY OF CLOVIS** ADMINISTRATIVE CITATION ☐ WARNING MUNICIPAL CODE VIOLATIONS 3RD AND SUBSEQUENT CITATION \$1,000 WARNING 1 1ST CITATION \$100 1 2ND CITATION \$500 OFFENSES DEEMED INFRACTIONS ☐ 1ST CITATION \$50 ☐ 2ND CITATION \$200 ☐ SRD AND SUBS ANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE 3RD AND SUBSEQUENT CITATION \$500 ESSIVE NOISE WARNING ☐ 1ST CITATION \$50 ☐ 2ND CITATION \$200 ☐ 3RD AND SUBSEQUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - DOG AT LARGE/NO LICENSE ☐ WARNING ☐ 1ST CITATION \$50 ☐ 2ND CITATION \$60 ☐ 3RD AND SUBSEQUENT CITATION \$200 Payment is due within 15 days. (See reverse side for payment instructions.) Corrections indicated below required by to make the indicated corrections by this date, the next level of citation may be MAILING ADDRESS SAME AS ABOVE VIOLATION DESCRIPTION MUNICIPAL CODES with or without signature. If service by mail only, send Certified First Class Mail.

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Citation No. AC-56382 CITY OF CLOVIS **ADMINISTRATIVE CITATION** MUNICIPAL CODE VIOLATIONS **□** WARNING MUNICIPAL CODE VIOLATIONS 1 1ST CITATION \$100 2 2ND CITATION \$500 3RD AND SUBSEQUENT CITATION \$1,000 WARNING 1 1ST CITATION \$500 2 ND CITATION \$200 3 RD AND SUBSEQUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE WARNING 1 1ST CITATION \$50 2 ND CITATION \$200 3 RD AND SUBSEQUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - DOG AT LARGE/NO LICENSE WARNING 1 1ST CITATION \$30 2 ND CITATION \$500 3 RD AND SUBSEQUENT CITATION \$200 Payment is due within 15 days. (See reverse side for payment instructions.) Corrections indicated below required by . If you fail to make the indicated corrections by this date, the next level of citation may be issued. MAILING ADDRESS COLOR VEHL TYPE BAME AS ABOVE VIOLATION DESCRIPTION ERE SERVED, POSTED OR N ISSUANCE DATE Signing of the Citation is not an admission of guilt, it only acknowledges receipt. C

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CLOVIS POLICE DEPARTMENT NOTICE OF CORRECTION AND PROOF OF SERVICE

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PROOF OF SERVICE

I am at least 18 years of age, not a party to this action, and I am a resident of or employed in the county where the mailing took place. My business address is: 1233 5th Street, Clovis, CA 93612

envelope, postage prepaid, in the United States Postal Service at: Clovis, CA On (date): AIMIGES I served this Notice of Correction on the parties at the address listed below by depositing in a scaled

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and co

Citation No. AC-56383 **CITY OF CLOVIS ADMINISTRATIVE CITATION** MUNICIPAL CODE VIOLATIONS **□** WARNING ☐ 3RD AND SUBSEQUENT CITATION \$1,000 ☐ WARNING OFFENSES DEEMED INFRACTIONS ☐ 15T CITATION \$50 ☐ 2ND CITATION \$200 ☐ SRD AND SUBS ANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE SRD AND SUBSEQUENT CITATION \$500 ESSIVE NOISE WARNING ☐ 18Y CITATION \$50 ☐ 2ND CITATION \$200 ☐ 3RD AND SUBSEQUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - DOG AT LARGE/NO LICENSE ☐ WARNING ☐ 1ST CITATION \$30 ☐ 2ND CITATION \$80 ☐ SRD AND SUBSEQUENT CITATION \$200 Payment is due within 15 days. (See reverse side for payment instructions.) Corrections indicated below required by to make the indicated corrections by this date, the next level of citation may be issued. MAILING ADDRESS SUNSCIPAL CODE! SERVED, POSTED OF ISSUANCE DATE Signing of the Citation is not an admission of guilt, it only acknowledges receipt. C with or without signature. If service by mail only, send Certified First Class Mail. READ REVERSE SIDE FOR IMPORTANT INFORMATION

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NOTICE OF CORRECTION	PAND PROOF OF SERVICE
(Vehicle Co	de § 40505)
AMENDING OFFICER NAME TO NO.	DEPARTMENT/AGENCY Clovis Police Department
A. Tisconer #565	1233 Fifth Street Clovis, CA 93612
CITATION NUMBER	CASE NUMBER:
A-56383	CESO-OUGHT >
1. A Notice to appear/Notice	to Correct Violation was
issued to you by an office	r of this department on idate):
ට්ට්ට්ට් 2. The citation issued to you	contained an error as indi-
cated by the items checke	ed below. This relice of
correction does not affect	the validity of the citation or
the required court appears Date/lime of violation should	
	no chauld be all the little
Date/time of court appearance	to Carandad Maria.
☐ Violation section(s) should be	changed from
	to
Location of violation should b	ne changed from
	_ to
Other (specify) 3rd and 5	Eubreauent Citation II
1,000 should have to	een cherred on chehr
declare under penalty of peri	ury under the laws of the
State of California that the fore	guing is true and correct
Date WIIGADAS VI	
	(Signature of officer)
Form adopted for Mandatory Use Judicial Council of California	(Signature of officer) White to Court Yellow to Defendant

300 (04-14

PROOF OF SERVICE

I am at least 18 years of age, not a party to this action, and I am a resident of or employed in the county where the mailing took place. My business address is: 1233 5th Street, Clovis, CA 93612

envelope, postage prepaid, in the United States Postal Service at: Clovis, CA On (date): A 166003 I served this Notice of Correction on the parties at the address listed below by depositing in a scaled

l declare under penalty of perjury under the laws of the State of California that the foregoing is true and corre

Date: Allipha633

Mosembly Modrati of Bandaris Moderniani of Bandaris Modration Modration Modration Modration Modration Modration Modration Modernia Modration Modra

(Type or print name)

Original to Court

(SIGNATURE)

399



7404 North Spalding Avenue Fresno, CA 93720-3370 (559) 431-5600 Federal Tax ID: 80-0874383 lozanosmith.com

August 11, 2022

Mr. John Holt, City Manager City of Clovis 1033 Fifth Street Clovis, CA 93612

Client: 000613 Matter: 000001 Invoice # 2169598

Page:

1

RE: Code Enforcement/General

For Legal Services Rendered Through July 31, 2022

Legal Services

Date	Person	Description of Legal Services		Time	Rate	Amount
A STATE OF						
						S. P. Ve.
	C. Carlo		MESS. W. BUSINES	(1) (1)	4 100	

07/20/2022 AEF

Analyze records and prepare pleadings for abatement warrants regarding 101 N. Pollasky & 607 Coventry Ave.

1.80

\$220.00

\$396.00





Date

07/31/2022

Description of Costs

Computer Research

Client: 000613 Matter: 000001 Invoice # 2169598

Page:

2

Legal Serv	ices				
Date	Person	Description of Legal Services	Time	Rate	Amount
07/27/2022	AEF	Analyze records and prepare pleadings for abatement warrants regarding 101 N. Pollasky Avenue.	0.50	\$220.00	\$110.00
n					
		Total Legal Services	25.60		\$5,632.00
Legal Serv	ices Recap				
Person			Time	Rate	Amount
WRD V	Viley R. Dris	skill	5.60	\$220.00	\$1,232.00
AEF A	Andrew E. F	austo	4.20	\$220.00	\$924.00
JPJ J	lack P. Jack	cson	12.40	\$220.00	\$2,728.00
MML N	Matthew M.	Lear	3.40	\$220.00	\$748.00
Costs					

Total Costs

Amount

\$918.35

\$918.35





Client: 000613 Matter: 000001 Invoice # 2169598

Page: 3

Invoice Summary	<u>Totals</u>
Total Legal Services	\$5,632.00
Total Costs	\$918.35
Total Current Charges	\$6,550.35
Previous Balance	\$2,459.25
Less Payments	(\$2,459.25)
Total Due	\$6,550.35



7404 North Spalding Avenue Fresno, CA 93720-3370 (559) 431-5600 Federal Tax ID: 80-0874383 lozanosmith.com

September 13, 2022

Mr. John Holt, City Manager City of Clovis 1033 Fifth Street Clovis, CA 93612

Client: 000613 Matter: 000001 Invoice # 2171842

1

Page:

RE: Code Enforcement/General

For Legal Services Rendered Through August 31, 2022

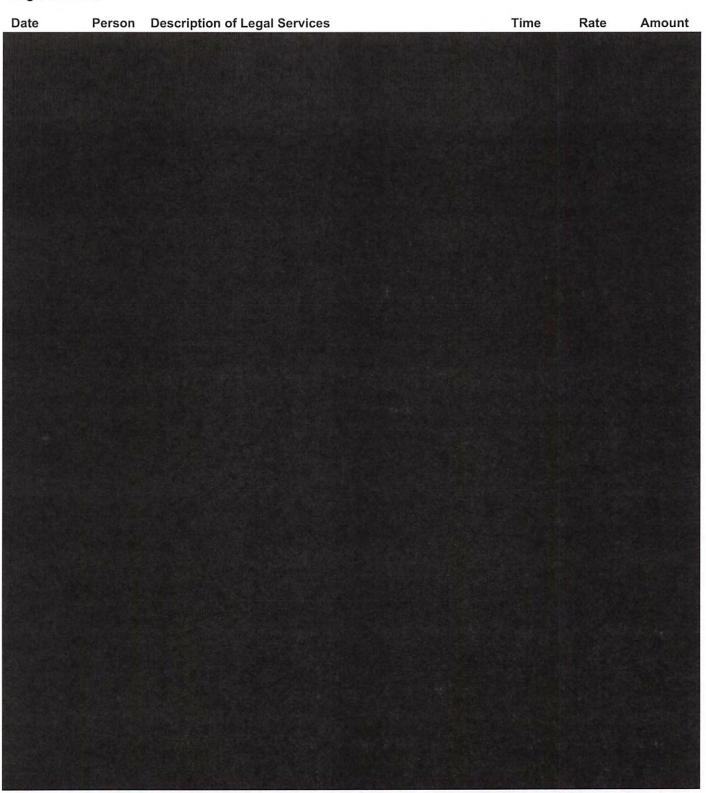
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Sept AGENDA ITEM NO. 11.

Client: 000613 Matter: 000001 Invoice # 2171842

Page: 2





AGENDA ITEM NO. 11.

Sept

000613 000001

3

Client: Matter: Invoice # 2171842

Page:

Legal Services

S Lozano Smith

Date	Person	Description of Legal Services	Time	Rate	Amount
08/23/2022	MML	Review and revise application and documents in support of abatement warrant. (101 N. Pollasky Ave.).	0.30	\$220.00	\$66.00

Legal Services Recap

Person		Time	Rate	Amount
SGC	Scott G. Cross	2.80	\$220.00	\$616.00
WRD	Wiley R. Driskill	13.60	\$220.00	\$2,992.00
JPJ	Jack P. Jackson	52.80	\$220.00	\$11,616.00
MML	Matthew M. Lear	5.90	\$220.00	\$1,298.00
CMP	Crystal M. Pizano	2.10	\$220.00	\$462.00



Sept AGENDA ITEM NO. 11.

Client: 000613 Matter: 000001 Invoice # 2171842

Page: 4

Costs

Date Description of Costs
08/31/2022 Computer Research

Amount \$57.03

Total Costs \$57.03

Invoice Summary <u>Totals</u>

 Total Legal Services
 \$16,984.00

 Total Costs
 \$57.03

 Total Current Charges
 \$17,041.03

Previous Balance \$6,550.35 *Less Payments* (\$6,550.35)

Total Due \$17,041.03



7404 North Spalding Avenue Fresno, CA 93720-3370 (559) 431-5600 Federal Tax ID: 80-0874383 lozanosmith.com

October 12, 2022

Mr. John Holt, City Manager City of Clovis 1033 Fifth Street Clovis, CA 93612

Client: 000613 Matter: 000001 Invoice # 2173878

Page:

1

RE: Code Enforcement/General

For Legal Services Rendered Through September 30, 2022

Date	Person	Description of Legal Services	Time	Rate	Amount
09/02/2022	MML	Review and revise documents in support of abatement warrant; transmit correspondence to staff regarding same. (101 N. Pollasky).	2.00	\$220.00	\$440.00
09/02/2022	MML	Review and revise documents in support of abatement warrant. (101 N. Pollasky).	0.90	\$220.00	\$198.00
09/05/2022	MML	Review and revise declaration and application in support of abatement warrant. (101 N. Pollasky).	1.60	\$220.00	\$352.00
09/06/2022	WRD	Review and revise application for abatement warrant and supporting documents for nuisance property conditions at 101 Pollasky Avenue.	1.00	\$220.00	\$220.00
ie.					
. 0					PAN
09/06/2022	MML	Review and revise documents in support of abatement warrant; transmit correspondence to staff regarding same. (101 N. Pollasky).	0.20	\$220.00	\$44.00



LS Lozano Smith
ATTORNEYS AT LAW

Client: 000613 Matter: 000001 Invoice # 2173878

Page: 2

Date	Person	Description of Legal Services	Time	Rate	Amount
09/13/2022	MML	Review and revise application and supporting documents for	0.20	\$220.00	\$44.00
		abatement warrant; prepare for filing. (101 N. Pollasky Ave.).		157	
09/14/2022	MML	Review and analyze signed abatement warrant; transmit correspondence to staff regarding same. (101 N. Pollasky).	0.10	\$220.00	\$22.00





Client: 000613 Matter: 000001 Invoice # 2173878

Page:

3

Date	Person	Description of Legal Services	Time	Rate	Amount
09/15/2022	MML	Draft notice of issuance of abatement warrant; review and revise return of abatement warrant. (101 N. Pollasky).	0.40	\$220.00	\$88.00
09/19/2022	WRD	Review and revise abatement warrant notices for 101 N. Pollasky Ave. & 1495 Fourth St.	0.60	\$220.00	\$132.00
09/19/2022	WRD	Review correspondence from Code Enforcement Officer regarding abatement efforts at 101 N. Pollasky Ave. & 1495 Fourth St.	0.30	\$220.00	\$66.00
09/19/2022	MML	Review and respond to correspondence to staff regarding notice of issuance of abatement warrant; prepare same for service. (101 N. Pollasky).	0.20	\$220.00	\$44.00
					2589
W					
					9400





Client: 000613 Matter: 000001 Invoice # 2173878

Page:

4

Legal Services

Date	Person	Description of Legal Services	Time	Rate	Amount
					4.2
	ALC:				
09/29/2022	MML	Review and analyze case reports relating to execution of abatement warrants at nuisance property; review and revise return of abatement warrants regarding same. (101 N. Pollasky Ave.).	0.50	\$220.00	\$110.00
		· Olably Avery.			

Legal Services Recap

Person		Time	Rate	Amount
SGC	Scott G. Cross	0.80	\$220.00	\$176.00
WRD	Wiley R. Driskill	15.60	\$220.00	\$3,432.00
DJW	David J. Wolfe	0.10	\$220.00	\$22.00





Client: 000613 Matter: 000001 Invoice# 2173878

Page:

5

Legal Services Recap

Person		Time	Rate	Amount
JPJ	Jack P. Jackson	53.40	\$220.00	\$11,748.00
MML	Matthew M. Lear	15.30	\$220.00	\$3,366.00

Costs

Date	Description of Costs	Amount
08/18/2022	Scott Cross- Mileage-	\$6.25
09/06/2022	First Legal Network, LLC- Process Service-	\$28.25
09/06/2022	First Legal Network, LLC- Process Service-	\$28.25
09/13/2022	First Legal Network, LLC- Process Service-	\$28.25
09/13/2022	First Legal Network, LLC- Process Service-	\$28.25
09/19/2022	Postage	\$7.62
09/19/2022	Photocopies	\$46.00
09/30/2022	Computer Research	\$15.92
	Total Costs	\$188.79

Invoice Summary	Totals
Total Legal Services	\$18,744.00
Total Costs	\$188.79
Total Current Charges	\$18,932.79
Previous Balance	\$17,041.03
Less Payments	(\$17,041.03)
Total Due	\$18,932.79



7404 North Spalding Avenue Fresno, CA 93720-3370 (559) 431-5600 Federal Tax ID: 80-0874383 lozanosmith.com

December 13, 2022

Mr. John Holt, City Manager City of Clovis 1033 Fifth Street Clovis, CA 93612

Client: 000613 Matter: 000001 Invoice # 2177994

Page: 1

RE: Code Enforcement/General

For Legal Services Rendered Through November 30, 2022

Legal Services

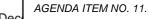
Date	Person	Description of Legal Services	Time	Rate	Amoun

11/21/2022 SGC

Review voice message regarding abatement warrant for 101 N. Pollasky, and related legal analysis regarding return on abatement warrant.

0.20 \$220.00

\$44.00



2

Dec Client: 000613
Matter: 000001
Invoice # 2177994

Page:

Legal Services

S Lozano Smith

Date	Person	Description of Legal Services	Time	Rate	Amount
11/21/2022	WRD	Case analysis regarding status of nuisance abatement warrant and warrant return regarding 101 N. Pollasky Avenue.	0.40	\$220.00	\$88.00

11/22/2022	SGC	Review return on abatement warrant for 101 N. Pollasky, and teleconference with property owner's representative, J. Sierra; prepare related email to J. Sierra.	0.40	\$220.00	\$88.00
MA CA					1,20

Legal Services Recap

Person		Time	Rate	Amount
SGC	Scott G. Cross	0.90	\$220.00	\$198.00
WRD	Wiley R. Driskill	9.30	\$220.00	\$2,046.00
JYF	Jane Y. Faulks	2.00	\$220.00	\$440.00
MML	Matthew M. Lear	2.00	\$220.00	\$440.00
SAA	Stephanie A. Arwick	0.70	\$115.00	\$80.50



3

Dec

Client: 000613 Matter: 000001 Invoice # 2177994

Page:

Invoice # 21779

Costs

Date	Description of Costs	Amount
11/14/2022	First Legal Network, LLC- Process Service-	\$28.25
11/15/2022	First Legal Network, LLC- Process Service-	\$28.25
11/16/2022	First Legal Network, LLC- Process Service-	\$28.25
11/22/2022	Postage	\$17.96
11/22/2022	Photocopies	\$52.00
11/30/2022	Computer Research	\$98.69
	Total Costs	\$253.40

Lozano Smith

Invoice Summary	Totals
Total Legal Services	\$3,204.50
Total Costs	\$253.40
Total Current Charges	\$3,457.90

Previous Balance \$4,110.86 Less Payments (\$4,110.86)

Total Due \$3,457.90

1495 Fourth Street

APN: 491-191-10



Wiley R. Driskill Attorney at Law

E-mail: wdriskill@lozanosmith.com

March 31, 2023

Via U.S. Mail

Noe Flores 146 Sierra Ave. Clovis, CA 93612

RE: Property located at 1495 Fourth Street, Clovis, CA 93611; APN # 491-191-10
Invoice and Notice of City Council Meeting to Confirm Code Enforcement and Abatement Costs and Place an Assessment Lien on Property
Invoice Amount: \$17,637.00

Dear Mr. Flores:

Over the last year, the City of Clovis has responded to public nuisances at the property described above ("Property"). In accordance with Chapters 5.27, 5.28, and 5.29 of the Clovis Municipal Code ("CMC"), as the Property owner or other responsible party, you are responsible for the City's abatement and enforcement costs and administrative penalties ("Costs").

- 1. The enforcement actions include the following:
 - (a) Administrative citations for violations of the CMC, including:
 - i. Excessive weeds and debris on Property. (CMC § 5.27.102, subd. (f))
 - ii. Abandoned or partial buildings (CMC § 5.27.101, subd. (a))
 - iii. Inoperable vehicles (CMC § 5.27.101, subd. (b))
 - iv. Attractive nuisance (CMC § 5.27.101, subd. (y))
 - (b) Attorney's fees and costs related to issuing an abatement warrant. (CMC § 5.29.108)
- 2. The fines to date amount to a total of \$17,637.00, as detailed in the citation summary and attorney's fees invoices enclosed herewith. If you fail to pay this amount within thirty (30) days from the date of this Invoice, the fines may be collected in any or all of the following ways: (a) by a collection agency as a personal obligation; (b) by the City Attorney's office through judicial action; (c) as a special assessment and lien attached to the Property.
- 3. You have a right to administrative review of the accounting of the fines by filing a written request for such review with the City Clerk within fifteen (15) days of the date of this

Noe Flores March 31, 2023 Page 2

Invoice. One administrative review will be scheduled for all citations of this Invoice. A failure to request administrative review will be deemed a waiver of your right to review the amount of the fines. Note that such review is limited solely to the dollar amount of the fines. The underlying violations for which the fines were imposed will not be considered. (CMC § 5.29.105, subd. (b).)

4. Before a special assessment is placed on the Property, the Costs and fines will be confirmed by the City Council. This special assessment will be considered by the City Council at the May 8, 2023, meeting. If the Costs and fines are not paid within 30 days of the date of this Invoice, the City Council will consider approval of a resolution confirming the Costs and fines and authorizing the filing of a Notice of Lien on the Property in the Fresno County Recorder's Office which shall become a special assessment against the Property, added to the next regular tax bills levied against the Property, and collected in the same manner as the County collects property taxes.

You have a right to appear at the May 8, 2023, meeting and present objections to the accounting. The basis for the code enforcement action will not be the subject of the Council's consideration.

The filing of a Notice of Lien will not relieve you from paying the Costs and fines, the Costs and fines will remain a debt until paid.

If you plan to attend and present documentary evidence to the City Council, please present that evidence to the City Clerk before 12:00 p.m. on the Wednesday before the Council meeting (May 3, 2023) for that information to be timely considered by the City Council.

5. This Invoice may be recorded as a Notice of Costs or Penalties in the Fresno County Recorder's Office.

This Invoice is separate and independent of any other notices you may have received relating to abatement of a nuisance on the Property. Payment should be made as follows:

City of Clovis 1033 Fifth Street Clovis, CA 93612 Attn. City Clerk

If you have any questions or concerns, you may contact Andrew Haussler at (559) 324-2095.

Sincerely,

Wiley R. Driskill Assistant City Attorney for City of Clovis Noe Flores March 31, 2023 Page 3

Andrew Haussler, Assistant City Manager cc: Scott G. Cross, City Attorney

Enclosures:

- List of Citations and Copies of CitationsAttorney's Fees Invoices

1495 Fourth St.
Chart of Citations

Date of Citation	Citation No.	Fine Amount
4/7/2022	53993	\$100.00
4/14/2022	54407	\$500.00
4/25/2022	54000	\$1,000.00
5/3/2022	54416	\$1,000.00
5/17/2022	54503	\$1,000.00
5/17/2022	54433	\$1,000.00
5/24/2022	54517	\$1,000.00
6/1/2022	54457	\$1,000.00
6/13/2022	54751	\$1,000.00
6/29/2022	54901	\$1,000.00
7/13/2022	54758	\$1,000.00
7/21/2022	54916	\$1,000.00
7/28/2022	54923	\$1,000.00
8/10/2022	53904	\$1,000.00
9/5/2022	53925	\$1,000.00
	Total:	\$13,600.00

Citation No. AC- 53993 **CITY OF CLOVIS ADMINISTRATIVE CITATION** MUNICIPAL CODE VIOLATIONS **WARNING** EXIST CITATION S100 DEATH CITATION S000 D SRD AND SUBSEQUENT CITATION S1,000 OFFENSES DEEMED INFRACTIONS O 15T CETATION \$50 O 28D CETATION \$200 O 38D AND SUSS ANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE O SRD AND SUBSECTION CITATION \$500 ESSIVE NOISE WARNING D 18T CITATION \$50 ☐ 18T CITATION \$50 ☐ SND CITATION \$200 ☐ SRD AND SUBSEQUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - DOG AT LARGEAND LICENSE ☐ WARNING ☐ 1ST CITATION \$50 ☐ SRD AND SUBSEQUENT CITATION \$200 Payment is due within 15 days. (See reports stde for payment instructions.) Corrections indicated below required by If you fail to make the indicated corrections by this date, the next level of citation may be UNECOL VENEZIE LICENS BODY STYLE COLOR VEH. TYPE REGISTERED OWNER OR LESSEE VIOLATION DESCRIPTION no mouteen ID# with or without signature. If service by mail only, send Certified First Class Mail. READ REVERSE SIDE FOR IMPORTANT INFORMATION FINANCE/ACCOUNTS RECEIVABLE-COPY : ...

CITY OF CLOVIS	Ci NISTRATIVE		54407
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FINANCE/ACC	NINTS RECE	WARI E-COE	V

Citation No. AC- 54000 **CITY OF CLOVIS ADMINISTRATIVE CITATION** ☐ WARNING MUNICIPAL CODE VIOLATIONS OFFENSES DEEMED INFRACTIONS WARNING WARNING WARNING WARNING OFFERSES DECEMBER 1847KAC TIONS 1 1917 CITATION SO Q 281D CITATION \$200 Q 3RD AND SUBSEQUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE Q WARNING 1 1917 CITATION \$50 Q 3RD CITATION \$200 Q 3RD AND SUBSEQUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - DOG AT LARGENO LICENSE Q WARNING 0 1917 CITATION \$50 Q 281D CITATION \$500 Payment is due within 15 days. (See reverse side for payment instructions.) Corrections indicated below required by . If you fail to make the indicated corrections by this date, the next level of citation may be GP " Mondo BODY STYLE COLOR VEH. TYPE SAME AS ABOVE VIOLATION DESCRIPTION [] 7.00代も with or without signature. If service by mail only, send Certified First Class Mail.

OVIS Citation No. AC- 54416 ADMINISTRATIVE CITATION CITY OF CLOVIS

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Payment is due within 15 d		payment instructions.)
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CITY OF CLOVIS

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Citation No. AC- 54433 CITY OF CLOVIS **ADMINISTRATIVE CITATION** MUNICIPAL CODE VIOLATIONS **WARNING** O 15T CITATION SIDE OF CITATION \$500 | 3RD AND SUBSECUENT CITATION \$1,000 | CITATION \$100 | WARNING OFFENSES DEEMED INFRACTIONS OF SIDE OF SID D 18T CITATION \$50 D 2ND CITATION \$500 D SRD AND SUBSEQUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - DOG AT LARGENO LICENSE D WARNING D 1ST CITATION \$500 D 2ND CITATION \$500 D SRD AND SUBSEQUENT CITATION \$200 Payment is due within 15 days. (See reverse side for payment instructions.) Carrections indicated below required by 05/24/2022. If you fail . If you fail to make the indicated corrections by this date, the next level of citation may be TURITAN FIOTAS Jaime CIÑŸÌJ Clavis BRN VENCLE LICENSE NO. STAT SOARD G YSIVLE REGISTERED OWNER OF LESSEE **EAS ABOVE** MUNICIPAL CODE SECTION VIOLATED VIOLATION DESCRIPTION .27. \02(f MOSAL connections Required: Previous Figure 1 to Cornelly will result in and brown property. Failure to cornelly will result in an additional filoso citation. UNCONDINO 324°2800 Etovis police dept

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READ REVERSE SIDE FOR IMPORTANT INFORMATION

FINANCE/ACCOUNTS RECEIVABLE-COPY

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CITY OF CLOVIS Citation No. AC- 54517 ADMINISTRATIVE CITATION

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Citation No. AC- 54916 CITY OF CLOVIS **ADMINISTRATIVE CITATION WARNING** MUNICIPAL CODE VIOLATIONS MUNICIPAL CODE VIOLATIONS D 18T CITATION 8100 OFFENSES DEEMED (INFRACTIONS D 18T CITATION 850 D WARNING O 18T CRATION \$50 O 28D CITATION \$200 O 3RD AND SUBS ANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE O 19T CITATION 550 O 28D CITATION 550 O 3RD AND SUBSEQUENT CITATION 550 ANIMAL CONTROL VIOLATIONS - DCG AT LARGERNO LICENSE D WARNING D 19T CITATION 550 D 28D CITATION 550 D 3RD AND SUBSEQUENT CITATION 5200 Payment is due within 15 days. (See receive side for payment instructions.) Corrections indicated below required by _______. If you fail to make the indicated corrections by this date, the next level of citation may be /EH. TYPE SAME AS ABOVE VIOLATION DESCRIPTION with or without signature. If service by mail only, sand Certified First Class Moil. READ REVERSE SIDE FOR IMPORTANT INFORMATION FINANCE/ACCOUNTS RECEIVABLE-COPY

Citation No. AC- 54923 CITY OF CLOVIS ADMINISTRATIVE CITATION **WARNING** MUNICIPAL CODE VIOLATIONS 18T CITATION \$100 1 2ND CITATION \$800 OFFENSES DEEMED INFRACTIONS SRD AND SUBSEQUENT CITATION \$1,000 WARNING O 15T CITATION \$50 O 2ND CITATION \$200 O SRD AND SUBSEQUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE O WARNING ☐ 1ST CITATION \$50 ☐ 2ND CITATION \$500 ☐ SRD AND SUBSEQUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - DOG AT LARGE NO LICENSE ☐ WARNING ☐ 1ST CITATION \$50 ☐ 2ND CITATION \$50 ☐ SRD AND SUBSEQUENT CITATION \$200 Payment is due within 15 days. (See ranges lide for payment instructions, Corrections indicated below required by to make the indicated corrections by this date, the next level of citation may be PEH. TYPE SAME AS ABOVE VIOLATION DESCRIPTION with ar without signature. If service by mail only, send Certified First Class Mail. READ REVERSE SIDE FOR IMPORTANT INFORMATION FINANCE/ACCOUNTS RECEIVABLE-COPY

Citation No. AC- 53904 **CITY OF CLOVIS ADMINISTRATIVE CITATION** MUNICIPAL CODE VIOLATIONS 187 CITATION STOO 1 240 CITATION STOO OFFENSES DEEMED INFRACTIONS LI WARNING SERO AND SUBSECUENT CITATION 81,000 WARNING WARNING I SET CITATION \$50 I SED AND SUBSECUENT CITATION \$50 I SED CITATION \$50 I SED CITATION \$50 I SED AND SUBSECUENT CITATION \$50 SAME AS ABOVE MUNICIPAL CODE 8 VIOLATION DESCRIPTION vith or without signature. If service by mail only, send Certified First Class Mail. READ REVERSE SIDE FOR IMPORTANT INFORMATION FINANCE/ACCOUNTS RECEIVABLE-COPY

Citation No. AC- 53925 **CITY OF CLOVIS ADMINISTRATIVE CITATION WARNING** MUNICIPAL CODE VIOLATIONS MUNICIPAL CODE VIOLATIONS DISTINUTION SIDO DE SUD CITATION SEDO DE SEDO AND SUBSEQUENT CITATION S. 1,000 OFFENSES DEEMED INFRACTIONS DISTINUTION SEDO DE SEDO CITATION SEDO DISTINUTION SEDI DISTINUTION SEDI DISTINUTION SEDI DISTINUTI SEDI SEDI SEDI SEDI SEDI Payment is due within 15 days. (See pour se side for payment instructions.) Corrections indicated below required by . If you fail to make the indicated corrections by this date, the next level of citation may be YEAR SAME AS ABOVE HOSTIERED CN VIOLATION GESCRIPTION UNCOPAL CODE SECTION VICEATED with or without signature. If service by mail only, send Certified First Class Mail. READ REVERSE SIDE FOR IMPORTANT INFORMATION FINANCE/ACCOUNTS RECEIVABLE-COPY



7404 North Spalding Avenue Fresno, CA 93720-3370 (559) 431-5600 Federal Tax ID: 80-0874383 lozanosmith.com

August 11, 2022

Mr. John Holt, City Manager City of Clovis 1033 Fifth Street Clovis, CA 93612

Client: 000613 Matter: 000001 Invoice # 2169598

Page:

1

RE: Code Enforcement/General

For Legal Services Rendered Through July 31, 2022

Legal Services Amount Date **Description of Legal Services** Time Rate 07/16/2022 JPJ Compile documents for abatement of 1495 Fourth Street 1.60 \$220.00 \$352.00 Clovis, CA 93611. 07/18/2022 JPJ Compile documents for abatement of 1495 Fourth Street 4.60 \$220.00 \$1,012.00 Clovis, CA 93611. 07/19/2022 JPJ Draft abatement documents for 1495 Fourth Street. 1.30 \$220.00 \$286.00





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Legal Services

Date	Person	Description of Legal Services	Time	Rate	Amount
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Legal Services Recap

Person		Time	Rate	Amount
WRD	Wiley R. Driskill	5.60	\$220.00	\$1,232.00
AEF	Andrew E. Fausto	4.20	\$220.00	\$924.00
JPJ	Jack P. Jackson	12.40	\$220.00	\$2,728.00
MML	Matthew M. Lear	3.40	\$220.00	\$748.00

Costs

Date	Description of Costs	Amount
07/31/2022	Computer Research	\$918.35
	Total Costs	\$918.35





Page: 3

Invoice Summary	Totals
Total Legal Services	\$5,632.00
Total Costs	\$918.35
Total Current Charges	\$6,550.35
Previous Balance	\$2,459.25
Less Payments	(\$2,459.25)
Total Due	\$6,550.35



7404 North Spalding Avenue Fresno, CA 93720-3370 (559) 431-5600 Federal Tax ID: 80-0874383 lozanosmith.com

September 13, 2022

Mr. John Holt, City Manager City of Clovis 1033 Fifth Street Clovis, CA 93612

Client: 000613 Matter: 000001 Invoice # 2171842

74

Page:

1

RE: Code Enforcement/General

For Legal Services Rendered Through August 31, 2022

Legal Servi	ces				
Date 08/01/2022	Person JPJ	Description of Legal Services Draft abatement materials for 1495 Fourth St. Clovis, Ca.	Time 0.70	Rate \$220.00	Amoun \$154.00
08/02/2022	JPJ	Draft abatement documents for 1495 Fourth Street, Clovis, California.	0.70	\$220.00	\$154.00

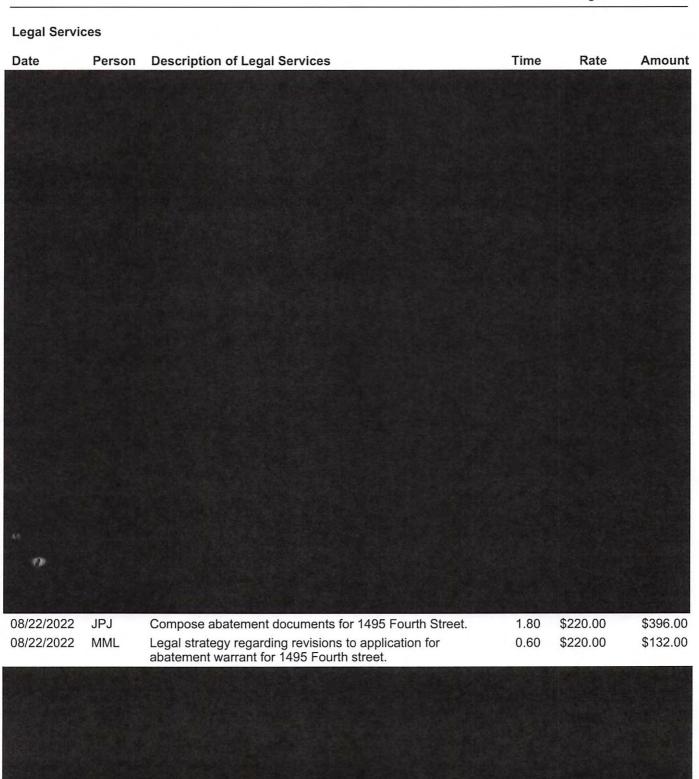


Sept AGENDA ITEM NO. 11.

Client: 000613 Matter: 000001 Invoice # 2171842

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Sept AGENDA ITEM

Client: 000613 Matter: 000001 Invoice # 2171842

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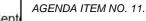
Legal Services

LS Lozano Smith

Date	Person	Description of Legal Services	Time	Rate	Amount
00/04/0000	ID.I	Ocalina to de fi 1105 Fauth Ot abote and de avecate	0.00	\$220.00	¢484.00
08/24/2022	JPJ	Continue to draft 1495 Fourth St. abatement documents.	2.20	\$220.00	\$484.00
08/25/2022	JPJ	Draft abatement documents for 1495 Fourth Street, Clovis, CA.	1.50	\$220.00	\$330.00
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Legal Services Recap

Person		Time	Rate	Amount
SGC	Scott G. Cross	2.80	\$220.00	\$616.00
WRD	Wiley R. Driskill	13.60	\$220.00	\$2,992.00
JPJ	Jack P. Jackson	52.80	\$220.00	\$11,616.00
MML	Matthew M. Lear	5.90	\$220.00	\$1,298.00
CMP	Crystal M. Pizano	2.10	\$220.00	\$462.00



Sept Client:

000613

Matter: Invoice #

000001 2171842

Page:

Costs

Date

Description of Costs

LS Lozano Smith

08/31/2022 Computer Research

Amount \$57.03 **Total Costs** \$57.03

Totals Invoice Summary \$16,984.00 **Total Legal Services Total Costs** \$57.03 **Total Current Charges** \$17,041.03 \$6,550.35 Previous Balance Less Payments (\$6,550.35)

Total Due \$17,041.03



7404 North Spalding Avenue Fresno, CA 93720-3370 (559) 431-5600 Federal Tax ID: 80-0874383 lozanosmith.com

October 12, 2022

Mr. John Holt, City Manager City of Clovis 1033 Fifth Street Clovis, CA 93612

Client:

000613

Matter: Invoice # 2173878

000001

Page:

1

RE: Code Enforcement/General

For Legal Services Rendered Through September 30, 2022

Legal Services Amount Date Person **Description of Legal Services** Time Rate \$220.00 09/06/2022 WRD Review and revise application for abatement warrant and 1.00 \$220.00 supporting documents for nuisance property conditions at 1495 Fourth Street.





Client: 000613 000001 Matter:

Invoice #

Page:

2173878

2

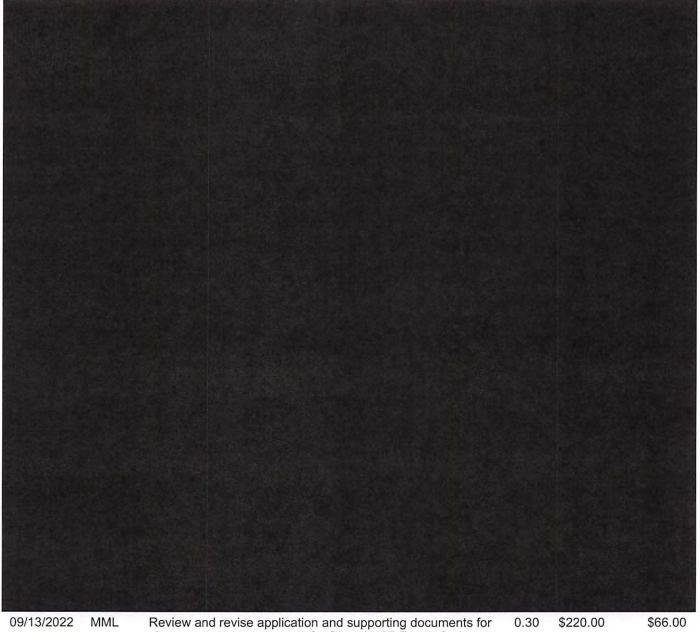
Legal Services

Date **Description of Legal Services** Person

Time Rate Amount 0.30 \$66.00 \$220.00

09/06/2022 MML Review and revise documents in support of abatement warrant; transmit correspondence to staff regarding same.

(1495 Fourth Street).



abatement warrant; prepare for filing. (1495 Fourth St..).

09/14/2022 MML Review and analyze signed abatement warrant; transmit correspondence to staff regarding same. (1495 Fourth St.).

0.20

\$220.00

\$44.00





Page:

3

Legal Services

Date	Person	Description of Legal Services	Time	Rate	Amount
09/15/2022	MML	Draft notice of issuance of abatement warrant; review and revise return of abatement warrant. (1495 Fourth Street).	0.40	\$220.00	\$88.00
09/19/2022	WRD	Review and revise abatement warrant notices for 101 N. Pollasky Ave. & 1495 Fourth St.	0.60	\$220.00	\$132.00
09/19/2022	WRD	Review correspondence from Code Enforcement Officer regarding abatement efforts at 101 N. Pollasky Ave. & 1495 Fourth St.	0.30	\$220.00	\$66.00
09/19/2022	MML	Review and respond to correspondence to staff regarding notice of issuance of abatement warrant; prepare same for service. (1495 Fourth St.).	0.20	\$220.00	\$44.00



LS Lozano Smith
ATTORNEYS AT LAW

Client: 000613 Matter: 000001 Invoice # 2173878

Page:

4

Legal Services

Date	Person	Description of Legal Services	Time	Rate	Amount
09/29/2022	MML	Review and analyze case reports relating to execution of abatement warrants at nuisance property; review and revise return of abatement warrants regarding same. (1495 Fourth St.).	0.50	\$220.00	\$110.00
W.					

Legal Services Recap

Person		Time	Rate	Amount
SGC	Scott G. Cross	0.80	\$220.00	\$176.00
WRD	Wiley R. Driskill	15.60	\$220.00	\$3,432.00
DJW	David J. Wolfe	0.10	\$220.00	\$22.00





Page:

5

Legal Services Recap

Person		Time	Rate	Amount
JPJ	Jack P. Jackson	53.40	\$220.00	\$11,748.00
MML	Matthew M. Lear	15.30	\$220.00	\$3,366.00

Costs

Date	Description of Costs	Amount
08/18/2022	Scott Cross- Mileage-	\$6.25
09/06/2022	First Legal Network, LLC- Process Service-	\$28.25
09/06/2022	First Legal Network, LLC- Process Service-	\$28.25
09/13/2022	First Legal Network, LLC- Process Service-	\$28.25
09/13/2022	First Legal Network, LLC- Process Service-	\$28.25
09/19/2022	Postage	\$7.62
09/19/2022	Photocopies	\$46.00
09/30/2022	Computer Research	\$15.92
	Total Costs	\$188.79

Invoice Summary	Totals
Total Legal Services	\$18,744.00
Total Costs	\$188.79
Total Current Charges	\$18,932.79
Previous Balance	\$17,041.03
Less Payments	(\$17,041.03)
Total Due	\$18,932.79

982 Rosebrook Dr.

APN: 498-082-08



Wiley R. Driskill Attorney at Law

E-mail: wdriskill@lozanosmith.com

March 31, 2023

Via U.S. Mail

Roy Thomas Weldy & Eunice May Weldy 982 Rosenbrook Dr. Clovis, CA 93612

RE: Property located at 982 Rosenbrook Dr., Clovis, CA 93612; APN # 498-082-08 Invoice and Notice of City Council Meeting to Confirm Code Enforcement and Abatement Costs and Place an Assessment Lien on Property Invoice Amount: \$10,420.00

Dear Mr. and Mrs. Weldy:

Over the last year, the City of Clovis has responded to public nuisances at the property described above ("Property"), as well as assessed administrative penalties. In accordance with Chapters 5.27, 5.29, and 9.32 of the Clovis Municipal Code ("CMC"), as the Property owner or other responsible party, you are responsible for the City's abatement and enforcement costs and administrative penalties ("Costs").

- 1. The enforcement actions include the following:
 - (a) Administrative citations
 - i. Storage of construction equipment or machinery (CMC § 5.27.101, subd. (e));
 - ii. Inoperative or abandoned motor vehicles (CMC § 5.27.104)
 - iii. Recreational vehicle storage (CMC § 9.32.070 subd. (J)(b)(2)(b))
 - (b) Attorney's fees and costs related to issuing an abatement warrant. (CMC § 5.29.108)
 - (c) City's contractor hauled and removed personal property and hazardous materials from the public view in accordance with the City's Abatement Warrant.
- 2. The fines to date amount to a total of \$10,420.00, as detailed in the citation summary, attorney's fees invoices, and contractor's invoices enclosed herewith. If you fail to pay this amount within thirty (30) days from the date of this Invoice, the fines may be collected in any or all of the following ways: (a) by a collection agency as a personal obligation; (b) by the City Attorney's office through judicial action; (c) as a special assessment and lien

Roy Thomas Weldy & Eunice May Weldy March 31, 2023 Page 2

attached to the Property.

- 3. You have a right to administrative review of the accounting of the fines by filing a written request for such review with the City Clerk within fifteen (15) days of the date of this Invoice. One administrative review will be scheduled for all citations in this Invoice. A failure to request administrative review will be deemed a waiver of your right to review the amount of the fines. Note that such review is limited solely to the dollar amount of the fines. The underlying violations for which the fines were imposed will not be considered. (CMC 5.29.105, subd. (b).)
- 4. Before a special assessment is placed on the Property, the Costs and fines will be confirmed by the City Council. This special assessment will be considered by the City Council at the May 8, 2023, meeting. If the Costs and fines are not paid within 30 days of the date of this Invoice, the City Council will consider approval of a resolution confirming the Costs and fines and authorizing the filing of a Notice of Lien on the Property in the Fresno County Recorder's Office which shall become a special assessment against the Property, added to the next regular tax bills levied against the Property, and collected in the same manner as the County collects property taxes.

You have a right to appear at the May 8, 2023, meeting and present objections to the accounting. The basis for the code enforcement action will not be the subject of the Council's consideration.

The filing of a Notice of Lien will not relieve you from paying the Costs and fines, the Costs and fines will remain a debt until paid.

If you plan to attend and present documentary evidence to the City Council, please present that evidence to the City Clerk before 12:00 p.m. on the Wednesday before the Council meeting (May 3, 2023) for that information to be timely considered by the City Council.

5. This Invoice may be recorded as a Notice of Costs or Penalties in the Fresno County Recorder's Office.

This Invoice is separate and independent of any other notices you may have received relating to abatement of a nuisance on the Property. Payment should be made as follows:

City of Clovis 1033 Fifth Street Clovis, CA 93612 Attn. City Clerk

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Roy Thomas Weldy & Eunice May Weldy March 31, 2023 Page 3

If you have any questions or concerns, you may contact Andrew Haussler at (559) 324-2095.

Sincerely,

Wiley R. Driskill Assistant City Attorney for City of Clovis

cc: Andrew Haussler, Assistant City Manager Scott G. Cross, City Attorney

Enclosures:

- List of Citations and Copies of Citations
- Attorney's Fees Invoices
- Contractor's Invoices

982 Rosenbrook Ave. Chart of Citations

Date of Citation	Citation No.	Fine Amount
6/27/2022	54733	\$100.00
6/27/2022	54734	\$100.00
6/27/2022	54735	\$0.00
7/18/2022	54913	\$500.00
7/18/2022	54914	\$500.00
7/18/2022	54915	\$100.00
8/3/2022	54940	\$1,000.00
8/3/2022	54941	\$1,000.00
8/3/2022	54942	\$500.00
8/30/2022	53917	\$1,000.00
8/30/2022	53918	\$1,000.00
8/30/2022	53919	\$1,000.00
	Total:	\$6,800.00

982 Rosenbrook Ave. Chart of Citations

Date of Citation	Citation No.	Fine Amount
6/27/2022	54733	\$100.00
6/27/2022	54734	\$100.00
6/27/2022	54735	\$0.00
7/18/2022	54913	\$500.00
7/18/2022	54914	\$500.00
7/18/2022	54915	\$100.00
8/3/2022	54940	\$1,000.00
8/3/2022	54941	\$1,000.00
8/3/2022	54942	\$500.00
8/30/2022	53917	\$1,000.00
8/30/2022	53918	\$1,000.00
8/30/2022	53919	\$1,000.00
	Total:	\$6,800.00

CITY OF CLOVIS Citation No. AC- 54733 ADMINISTRATIVE CITATION

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CITY OF CLOVIS	Citation No. AC- 54734
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CITY OF CLOVIS	Citation No. AC- 54913
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CITY OF CLOVIS Citation No. AC- 54940 ADMINISTRATIVE CITATION

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READ REVERSE SIDE FOR IMPORTANT INFORMATION FINANCE/ACCOUNTS RECEIVABLE-COPY

Citation No. AC- 54941 CITY OF CLOVIS **ADMINISTRATIVE CITATION** MUNICIPAL CODE VIOLATIONS U 18T CITATION \$100 U 2ND CITATION \$500 OFFENSES DEEMED INFRACTIONS U 3RD AND SUBSECUENT CITATION \$1,000 OFFENSES DEEMED INFRACTIONS U WARNING U 1ST CITATION \$50 U 2ND CITATION \$200 U 3RD AND SUBSECUENT CITATION \$600 ANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE U WARNING G 18T CTATION 550 C 28D CTATION 5200 C SRD AND SUBSEQUENT CTATION 5300 ANIMAL CONTROL VIOLATIONS - DOG AT LARGENO LICENSE C WARNING D 18T CTATION 530 C 28D CTATION 550 C SRD AND SUBSEQUENT CTATION 5200 Payment is due within 15 days. (See reverte side Corrections indicated below required by t instructions.) . If you fail to make the indicated corrections by this date, the next level of citation may be MAILING ACCRESS GAME AS ABOVE vehicle. r ida with or without signature. If service by mail only, send Certified First Class Mail. READ REVERSE SIDE FOR IMPORTANT INFORMATION FINANCE/ACCOUNTS RECEIVABLE-COPY

Citation No. AC- 54942 **CITY OF CLOVIS ADMINISTRATIVE CITATION** MUNICIPAL CODE VIOLATIONS D 1ST CITATION 8500 DEMED INFRACTIONS D 1ST CITATION 850 DEMED INFRACTION 8500 DEMOCRATION 8500 DEMOCRATICATION 8500 DEMOCRATI D 1ST CITATION \$50 D SND CITATION \$500 D SND AND SUBSECUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - DOG AT LARGE NO LICENSE D WARNING D 1ST CITATION \$500 D SND AND SUBSEQUENT CITATION \$200 Payment is due within 15 days. (See reverse side for payment instructions.) Corrections indicated below required by to make the indicated corrections by this date, the next level of citation may be MAN ING APPRESS G_{j}^{*} VEHICLE LICENSE NO ROJOS VEH. TYPE SAME AS ABOVE REGISTERED OWNER OF LESSEE AL CODE SECTION VIOLATION DESCRIPTION with or without signature. If service by mail only, send Certified First Class Mail.

READ REVERSE SIDE FOR IMPORTANT INFORMATION FINANCE/ACCOUNTS RECEIVABLE-COPY

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Citation No. AC- 53918 **CITY OF CLOVIS ADMINISTRATIVE CITATION** MUNICIPAL CODE VIOLATIONS 1 19T CITATION \$100 | 124D CITATION \$600 | OFFENSES DEEMED INFRACTIONS RO AND SUBSEQUENT CITATION 91,000 WARNING ☐ 1ST CITATION \$50 ☐ END CITATION \$50 ☐ SFID AND SUBSEQUENT CITATION \$200 Payment is due within 15 days. (See payrse lide for payment instructions.) Corrections indicated below required by 113 and 15 life for payment instructions.) If you fail to make the indicated corrections by this date, the next level of citation may be . If you fail MAILING ADDRESS BODY STYLE ID# on of guilt, it only acknowledges rice with or without signature. If service by meil only, send Certified First Class Mail. **READ REVERSE SIDE FOR IMPORTANT INFORMATION** FINANCE/ACCOUNTS RECEIVABLE-COPY

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7404 North Spalding Avenue Fresno, CA 93720-3370 (559) 431-5600 Federal Tax ID: 80-0874383 lozanosmith.com

October 12, 2022

Mr. John Holt, City Manager City of Clovis 1033 Fifth Street Clovis, CA 93612

Client: 000613 Matter: 000001 Invoice # 2173878

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RE: Code Enforcement/General

For Legal Services Rendered Through September 30, 2022

Legal Services

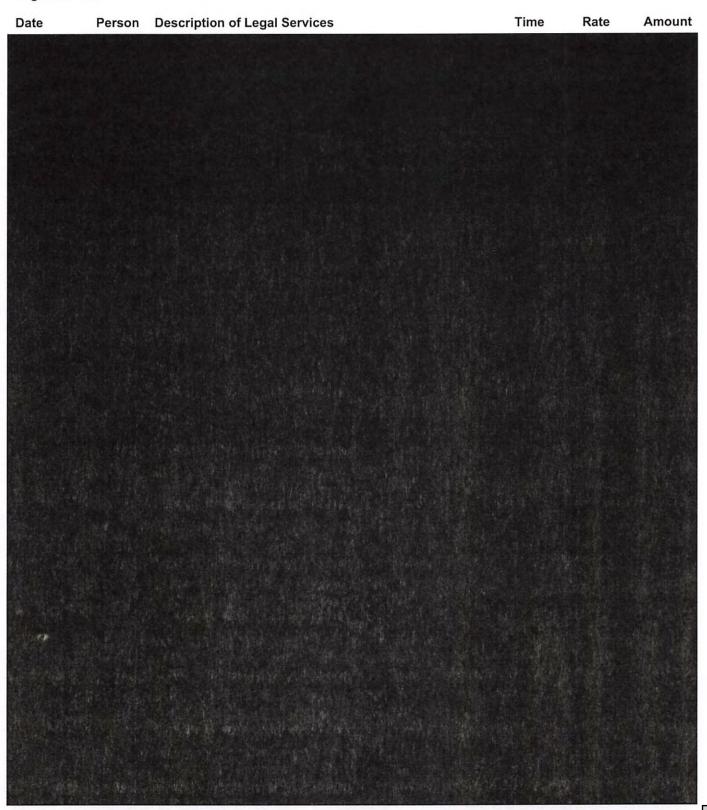
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Page: 2

Legal Services





Lozano Smith ATTORNEYS AT LAW

Client: 000613 000001 Matter: Invoice # 2173878

Page:

3

Legal Services



MML 09/23/2022

Review and respond to correspondence from staff regarding status of abatement at properties; review and analyze code enforcement file. (982 Rosebrook).

\$220.00

\$66.00





Page:

Legal Services

Date	Person	Description of Legal Services	Time	Rate	Amount
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09/29/2022	MML	Review and analyze case reports relating to nuisance	1.50	\$220.00	\$330.00
00/20/2022		property; draft application for abatement warrant and documents in support of same. (982 Rosebrook Dr.).	1.00	Ψ220.00	ψοσσ.σσ
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Legal Services Recap

Person		Time	Rate	Amount
SGC	Scott G. Cross	0.80	\$220.00	\$176.00
WRD	Wiley R. Driskill	15.60	\$220.00	\$3,432.00
DJW	David J. Wolfe	0.10	\$220.00	\$22.00





Client: Matter: Invoice #

000613 000001 2173878

Page:

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Legal Services Recap

Person		Time	Rate	Amount
JPJ	Jack P. Jackson	53.40	\$220.00	\$11,748.00
MML	Matthew M. Lear	15.30	\$220.00	\$3,366.00

Costs

Date	Description of Costs	Amount
08/18/2022	Scott Cross- Mileage-	\$6.25
09/06/2022	First Legal Network, LLC- Process Service-	\$28.25
09/06/2022	First Legal Network, LLC- Process Service-	\$28.25
09/13/2022	First Legal Network, LLC- Process Service-	\$28.25
09/13/2022	First Legal Network, LLC- Process Service-	\$28.25
09/19/2022	Postage	\$7.62
09/19/2022	Photocopies	\$46.00
09/30/2022	Computer Research	\$15.92
	Total Costs	\$188.79

Totals
\$18,744.00
\$188.79
\$18,932.79
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\$18,932.79



7404 North Spalding Avenue Fresno, CA 93720-3370 (559) 431-5600 Federal Tax ID: 80-0874383 lozanosmith.com

November 10, 2022

Mr. John Holt, City Manager City of Clovis 1033 Fifth Street Clovis, CA 93612

Client: 000613 Matter: 000001 Invoice # 2175792

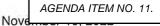
Page:

RE: Code Enforcement/General

For Legal Services Rendered Through October 31, 2022

Legal Services

Date	Person	Description of Legal Services	Time	Rate	Amount
10/18/2022	WRD	Review status of draft abatement warrant applications for nuisance properties at 982 Rosebrook and 2982 Purvis.	0.30	\$220.00	\$66.00
10/18/2022	MML	Review and analyze correspondence from staff regarding abatement warrant; legal strategy regarding same (Rosebrook).	0.30	\$220.00	\$66.00
10/25/2022	MML	Review and analyze code enforcement case file; draft application for abatement warrant and supporting documents. (982 Rosebrook Dr.).	2.20	\$220.00	\$484.00
10/27/2022	WRD	Review and revise Application for Abatement Warrant and supporting documents for 982 Rosebrook property.	1.00	\$220.00	\$220.00
and the second					



LS Lozano Smith
ATTORNEYS AT LAW

Description of Legal Services

Client: Matter: Invoice # 2

000613 000001 2175792

Amount

Page:

Rate

Time

2

Legal Services

09/29/2022

10/03/2022

10/03/2022

10/03/2022

10/03/2022

Michael Jackson- Parking/Bridge Tolls-

First Legal Network, LLC- Process Service-

Person

Date

	Total Legal Services	17.30		\$3,806.00
Legal Servi	ices Recap			
Person		Time	Rate	Amount
WRD V	Viley R. Driskill	5.60	\$220.00	\$1,232.00
JPJ J	ack P. Jackson	7.10	\$220.00	\$1,562.00
MML N	Matthew M. Lear	4.60	\$220.00	\$1,012.00
Costs				
Date	Description of Costs			Amount
09/02/2022	Michael Jackson- Mileage-			\$12.50
09/02/2022	Michael Jackson- Parking/Bridge Tolls-			\$3.39
09/02/2022	Michael Jackson- Mileage-			\$12.50
09/06/2022	Michael Jackson- Mileage-			\$12.50
09/06/2022	Michael Jackson- Parking/Bridge Tolls-			\$3.39
09/08/2022	Michael Jackson- Mileage-			\$12.50
09/08/2022	Michael Jackson- Parking/Bridge Tolls-			\$5.39
09/09/2022	Michael Jackson- Mileage-			\$12.50
09/09/2022	Michael Jackson- Parking/Bridge Tolls-			\$3.39
09/12/2022	Michael Jackson- Mileage-			\$12.50
09/12/2022	Michael Jackson- Parking/Bridge Tolls-			\$3.97
09/13/2022	Michael Jackson- Mileage-			\$12.50
09/13/2022	Michael Jackson- Parking/Bridge Tolls-			\$4.88
09/14/2022	Michael Jackson- Mileage-			\$12.50
09/14/2022	Michael Jackson- Parking/Bridge Tolls-			\$3.39
09/19/2022	Michael Jackson- Mileage-			\$12.50
09/19/2022	Michael Jackson- Parking/Bridge Tolls-			\$4.39
09/20/2022	Michael Jackson- Parking/Bridge Tolls-			\$3.39
09/28/2022	Michael Jackson- Mileage-			\$12.50
09/28/2022	Michael Jackson- Parking/Bridge Tolls-			\$3.39
09/29/2022	Michael Jackson- Mileage-			\$12.50

\$3.39

\$32.00

\$32.00 \$32.00

\$28.25



LS Lozano Smith
ATTORNEYS AT LAW

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Client: 000613 Matter: 000001

Invoice #

Page:

3

2175792

Costs

Date Descrip

Description of Costs

10/04/2022

Photocopies

Amount

\$0.75 \$304.86

Invoice Summary

Total Costs

Totals

Total Legal Services

\$3,806.00 \$304.86

Total Costs

Total Current Charges

\$4,110.86

Previous Balance

\$18,932.79

Less Payments

(\$18,932.79)

Total Due

\$4,110.86



7404 North Spalding Avenue Fresno, CA 93720-3370 (559) 431-5600 Federal Tax ID: 80-0874383 lozanosmith.com

December 13, 2022

Mr. John Holt, City Manager City of Clovis 1033 Fifth Street Clovis, CA 93612

Client: 000613 Matter: 000001 Invoice # 2177994

Page:

1

RE: Code Enforcement/General

For Legal Services Rendered Through November 30, 2022

Legal Services

Date	Person	Description of Legal Services	Time	Rate	Amount
11/07/2022	MML	Review and revise declaration in support of abatement warrant; transmit correspondence to staff regarding same. (982 Rosebrook Ave.).	0.20	\$220.00	\$44.00
		(302 Nosebrook Ave.).			
11/14/2022	MML	Review and revise documents in support of abatement warrant; prepare documents for filing. (982 Rosebrook).	0.30	\$220.00	\$66.00



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000613 000001

Client: Matter: Invoice #

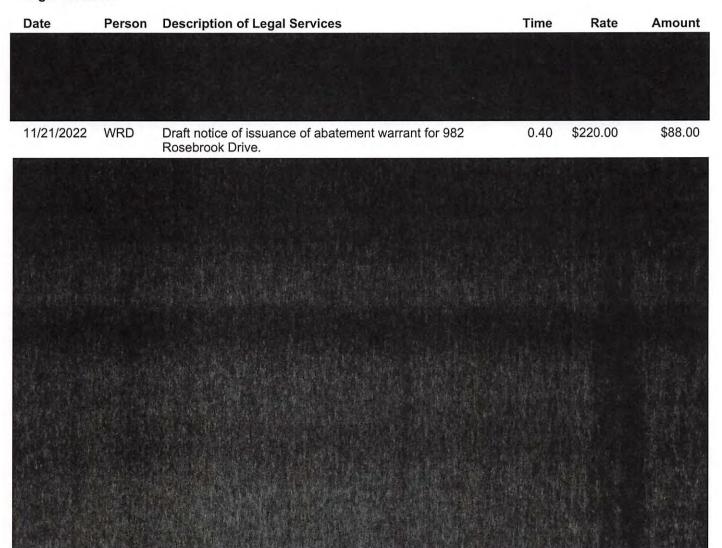
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Page:

2

Legal Services

S Lozano Smith



Legal Services Recap

Person		Time	Rate	Amount
SGC	Scott G. Cross	0.90	\$220.00	\$198.00
WRD	Wiley R. Driskill	9.30	\$220.00	\$2,046.00
JYF	Jane Y. Faulks	2.00	\$220.00	\$440.00
MML	Matthew M. Lear	2.00	\$220.00	\$440.00
SAA	Stephanie A. Arwick	0.70	\$115.00	\$80.50



Dece

000613

Client: Matter: Invoice #

000001 2177994

Page:

3

Costs

LS Lozano Smith
ATTORNEYS AT LAW

Date	Description of Costs	Amount
11/14/2022	First Legal Network, LLC- Process Service-	\$28.25
11/15/2022	First Legal Network, LLC- Process Service-	\$28.25
11/16/2022	First Legal Network, LLC- Process Service-	\$28.25
11/22/2022	Postage	\$17.96
11/22/2022	Photocopies	\$52.00
11/30/2022	Computer Research	\$98.69
	Total Costs	\$253.40

Invoice Summary	Totals
Total Legal Services	\$3,204.50
Total Costs	\$253.40
Total Current Charges	\$3,457.90
Previous Balance	\$4,110.86
Less Payments	(\$4,110.86)
Total Due	\$3,457.90



7404 North Spalding Avenue Fresno, CA 93720-3370 (559) 431-5600 Federal Tax ID: 80-0874383 lozanosmith.com

January 11, 2023

Mr. John Holt, City Manager City of Clovis 1033 Fifth Street Clovis, CA 93612

Client: 000613 Matter: 000001 Invoice # 2180539

Page:

1

RE: Code Enforcement/General

For Legal Services Rendered Through December 31, 2022

Legal Services

Date	Person	Description of Legal Services	Time	Rate	Amount
12/01/2022	MML	Legal strategy regarding status of abatement warrant return. (Rosebrook).	0.20	\$220.00	\$44.00
		(Neserven)			day.
12/07/2022	JPJ	Draft Return of Abatement Warrant for 982 Rosenbrook Dr.	1.00	\$220.00	\$220.00
12/08/2022	WRD	Review and revise Abatement Warrant Return for 982 Rosebrook Avenue.	0.50	\$220.00	\$110.00
12/08/2022	JPJ	Draft return of abatement warrant for 982 Rosenbrook Drive.	0.30	\$220.00	\$66.00
12/09/2022	MML	Legal strategy regarding filing abatement warrant returns. (Rosebrook.).	0.40	\$220.00	\$88.00



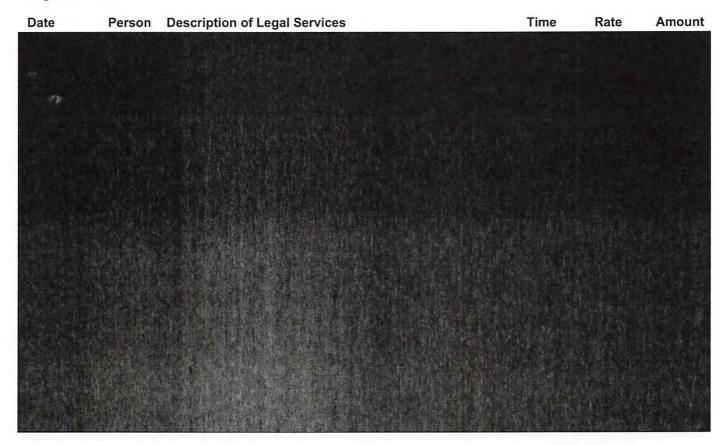


Client: 000613 Matter: 000001 Invoice # 2180539

Page:

2

Legal Services



Legal Services Recap

Person		Time	Rate	Amount
SGC	Scott G. Cross	0.80	\$220.00	\$176.00
WRD	Wiley R. Driskill	17.40	\$220.00	\$3,828.00
JPJ	Jack P. Jackson	3.60	\$220.00	\$792.00
MML	Matthew M. Lear	1.20	\$220.00	\$264.00

Costs

Date	Description of Costs	Amount
12/12/2022	Photocopies	\$7.50
12/12/2022	Postage	\$3.36
12/13/2022	Computer Research	\$1,142.03
	Total Costs	\$1,152.89





Client: 000613 Matter: 000001 Invoice # 2180539

Page: 3

Invoice Summary	<u>Totals</u>
Total Legal Services	\$5,060.00
Total Costs	\$1,152.89
Total Current Charges	\$6,212.89
Previous Balance	\$3,457.90
Less Payments	(\$3,457.90)
Total Due	\$6,212.89

Newton's Custom Tractor Work

1507 S. Indianola Avenue Sanger, CA 93657 US newtonstractor@gmail.com

INVOICE

BILL TO
Abby Tiscareno

Clovis Police Department

1233 5th Street Clovis, CA 93612

 INVOICE
 1718

 DATE
 12/01/2022

 TERMS
 Net 30

 DUE DATE
 12/31/2022

QTY	RATE	AMOUNT
1	810.00	810.00

SERVICE	DESCRIPTION	QTY	RATE	AMOUNT
Handwork	982 Rosebrook Dr., Clovis, CA - Labor (2 men)	1	810.00	810.00
Hauling	982 Rosebrook Dr., Clovis, CA - Hauling (17 yards)	1	785.00	785.00
Hauling	982 Rosebrook Dr., Clovis, CA - Removal of hazardous materials	1	100.00	100.00

It was a pleasure working with you! BALANCE DUE \$1,695.00

3155 Winery Ave.

APN: 430-491-03



Wiley R. Driskill Attorney at Law

E-mail: wdriskill@lozanosmith.com

March 31, 2023

Via U.S. Mail

Raymond Garcia 3155 N. Winery Clovis, CA 93612

RE: Property located at 3155 Winery Avenue, Clovis, CA 93611; APN # 430-491-03 Invoice and Notice of City Council Meeting to Confirm Code Enforcement and Abatement Costs and Place an Assessment Lien on Property Invoice Amount: \$9,700.00

Dear Mr. Garcia:

Over the last year, the City of Clovis has responded to public nuisances at the property described above ("Property"), as well as assessed administrative penalties. In accordance with Chapters 5.27 and 5.29 of the Clovis Municipal Code ("CMC"), as the Property owner or other responsible party, you are responsible for the City's abatement and enforcement costs and administrative penalties ("Costs").

- 1. The enforcement actions include the following:
 - (a) Administrative citations
 - i. Accumulation of inoperable vehicles (CMC § 5.27.104);
 - ii. Accumulation of garbage (CMC § 5.27.103, subd. (b))
 - iii. Maintaining an attractive nuisance (CMC § 5.27.701, subd. (a)
- 2. The fines to date amount to a total of \$9,700.00, as detailed in the enclosed citation summary. If you fail to pay this amount within thirty (30) days from the date of this Invoice, the fines may be collected in any or all of the following ways: (a) by a collection agency as a personal obligation; (b) by the City Attorney's office through judicial action; (c) as a special assessment and lien attached to the Property.
- 3. You have a right to administrative review of the accounting of the fines by filing a written request for such review with the City Clerk within fifteen (15) days of the date of this Invoice. One administrative review will be scheduled for all citations of this Invoice. A failure to request administrative review will be deemed a waiver of your right to review the amount of the fines. Note that such review is limited solely to the dollar amount of the

Raymond Garcia March 31, 2023 Page 2

fines. The underlying violations for which the fines were imposed will not be considered. (CMC 5.29.105, subd. (b).)

4. Before a special assessment is placed on the Property, the Costs and fines will be confirmed by the City Council. This special assessment will be considered by the City Council at the May 8, 2023, meeting. If the Costs and fines are not paid within 30 days of the date of this Invoice, the City Council will consider approval of a resolution confirming the Costs and fines and authorizing the filing of a Notice of Lien on the Property in the Fresno County Recorder's Office which shall become a special assessment against the Property, added to the next regular tax bills levied against the Property, and collected in the same manner as the County collects property taxes.

You have a right to appear at the May 8, 2023, meeting and present objections to the accounting. The basis for the code enforcement action will not be the subject of the Council's consideration.

The filing of a Notice of Lien will not relieve you from paying the Costs and fines, the Costs and fines will remain a debt until paid.

If you plan to attend and present documentary evidence to the City Council, please present that evidence to the City Clerk before 12:00 p.m. on the Wednesday before the Council meeting (May 3, 2023) for that information to be timely considered by the City Council.

5. This Invoice may be recorded as a Notice of Costs or Penalties in the Fresno County Recorder's Office.

This Invoice is separate and independent of any other notices you may have received relating to abatement of a nuisance on the Property. Payment should be made as follows:

City of Clovis 1033 Fifth Street Clovis, CA 93612 Attn. City Clerk

If you have any questions or concerns, you may contact Andrew Haussler at (559) 324-2095.

Sincerely,

Wiley R. Driskill

Assistant City Attorney

for City of Clovis

Raymond Garcia March 31, 2023 Page 3

cc: Andrew Haussler, Assistant City Manager Scott G. Cross, City Attorney

Enclosures:

- List of Citations and Copies of Citations

3155 Winery Chart of Citations

Date of Citation	Citation No.	Fine Amount
5/26/2022	54455	\$100.00
6/9/2022	54712	\$500.00
10/19/2022	54767	\$1,000.00
11/2/2022	54768	\$1,000.00
11/24/2022	54772	\$1,000.00
7/25/2022	54904	\$1,000.00
7/11/2022	54905	\$1,000.00
8/1/2022	54928	\$1,000.00
8/1/2022	54929	\$1,000.00
1/28/2022	55251	\$1,000.00
1/28/2022	55252	\$0
11/30/2022	55260	\$100.00
12/19/2022	55270	\$1,000.00
·	Total:	\$9,700.00

CITY OF CLOVIS ADMINISTRATIVE CITATION Citation No. AC- 54767

□ WARNING MUNICIPAL CODE VIOLATIONS OFFENSES DEEMED INFRACTIONS SRD AND SUBSEQUENT CITATION \$1,000 UNARNING ☐ 15T CITATION \$500 ☐ 2ND CITATION \$200 ☐ 3RD AND SUBSEQUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE ☐ WARNING ☐ 1ST CITATION \$50 ☐ 2ND CITATION \$200 ☐ 3RD AND SUBSEQUENT CITATION \$600 ANIMAL CONTROL VIOLATIONS - DOG AT LARGE/NO LICENSE ☐ WARNING ☐ 1ST CITATION \$30 ☐ 2ND CITATION \$60 ☐ 3RD AND SUBSEQUENT CITATION \$200 Payment is due within 15 days. (See reverte side for payment instructions.) Corrections indicated below required by . If you fail to make the indicated corrections by this date, the next level of citation may be MAILING ADDRERS ID# is not an admission of guilt, it only acknowledges receipt. Cit with or without signature. If service by mail only, send Certified First Class Mail.

READ REVERSE SIDE FOR IMPORTANT INFORMATION FINANCE/ACCOUNTS RECEIVABLE-COPY

Citation No. AC- 54455 CITY OF CLOVIS **ADMINISTRATIVE CITATION** MUNICIPAL CODE VIOLATIONS 2 19T CITATION 8100 D SID CITATION 8500 D SID AND SUBSECUENT CITATION \$1,000 OFFENSES DEEMED INFRACTIONS 1 WARNING OFFENSES DEEMED INFINATION SEOD OF STREET SECTION SEOD OF STREET SECTION SEOD OF STREET SEOD OF Payment is due within 15 days. (See reverse side for payment instructions.) Corrections indicated below required by 010/09/2022. If you fail to make the indicated corrections by this date, the next level of citation may be MAILING ACCURA VICLATION DESCRIPTION vehicle lehide. Failure Desy

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Citation No. AC- 54712 **CITY OF CLOVIS ADMINISTRATIVE CITATION** U WARNING MUNICIPAL CODE VIOLATIONS O 18T CTATION \$100 PAND CTATION \$500 O SRD AND SUBSECUENT CTATION \$1,000 OFFENSES DEEMED INFRACTIONS O 18T CITATION 850 D 2ND CITATION 8500 D 3RD AND SUBSEQUENT CITATION 8600 ANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE D WARNING D 18T CITATION 850 D 2ND CITATION 8500 D 3RD AND SUBSEQUENT CITATION 8500 ANIMAL CONTROL VIOLATIONS - DOG AT LARSE AND SUBSEQUENT CITATION 8500 D 18T CITATION 850 D 2ND CITATION 8500 D 3RD AND SUBSEQUENT CITATION 8500 Payment is due within 15 days. (See reverse side for payment instructions.) Corrections indicated below required by 060/24/2022. If you fail to make the indicated corrections by this date, the next level of citation may be MUSTING ARTHURS VIOLATION DESCRIPTION View) vehicle and make operable will refulf

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CITY OF CLOVIS

OVIS Citation No. AC. 54768 ADMINISTRATIVE CITATION

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Payment is due within 15 days. (See reverse side for payment instruct	
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Citation No. AC- 54772 CITY OF CLOVIS **ADMINISTRATIVE CITATION** MUNICIPAL CODE VIOLATIONS **WARNING** MUNICIPAL CODE VIOLATIONS

O 181 CITATION 5100 D 2ND CITATION 5200

SRD AND SUBSECUENT CITATION 51,000

OFFENSES DEEMED INFRACTIONS

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Citation No. AC- 54904 CITY OF CLOVIS ADMINISTRATIVE CITATION MUNICIPAL CODE VIOLATIONS U WARNING SRD AND SUBSECUENT CITATION \$1,000 | WAFFINING OFFENSES DEEMED INFRACTIONS O 18T CITATION 450 O 2010 CITATION 2200 O SRD AND SUBSECUENT CITATION 4500 ANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE O WARNING D 1ST CITATION 650 D 2ND CITATION 6500 D SRD AND SUBSEQUENT CITATION 6500 ANIMAL CONTROL VIOLATIONS - DOG AT LARGE NO LICENSE D WARNING D 1ST CITATION 650 D 2ND CITATION 6500 D 2ND AND SUBSEQUENT CITATION 6500 Payment is due within 15 days. (See reserve side for payment instructions.) Corrections indicated below required by _. If you fail to make the indicated corrections by this date, the pext level of citation may be CONTRACTOR STATE with or without signature. If service by mail only, send Carifical First Class Mail. READ REVERSE SIDE FOR IMPORTANT INFORMATION FINANCE/ACCOUNTS RECEIVABLE-COPY

Citation No. AC- 54905 **CITY OF CLOVIS** ADMINISTRATIVE CITATION II WARNING MUNICIPAL CODE VIOLATIONS MUNICIPAL CODE VIOLATIONS I 1ST CITATION \$100 | 2ND CITATION \$200 OFFENSES DEEMED INFRACTIONS I 1ST CITATION \$20 | 2ND CITATION \$200 ANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE | WARNING I 1ST CITATION \$20 | 2ND CITATION \$200 I 1ST CITATION \$20 | 2ND CITATION \$200 ANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE | WARNING ANIMAL CONTROL VIOLATIONS - DOG AT LARGE NO LICENSE | WARNING I 1ST CITATION \$20 | 2ND CITATION \$200 ANIMAL CONTROL VIOLATIONS - DOG AT LARGE NO LICENSE | WARNING I 1ST CITATION \$200 | 2ND CITATION \$200 ANIMAL CONTROL VIOLATIONS - DOG AT LARGE NO LICENSE | WARNING I 1ST CITATION \$200 | 2ND CITATION \$200 ANIMAL CONTROL VIOLATIONS - DOG AT LARGE NO LICENSE | WARNING I 1ST CITATION \$200 | 2ND CITATION \$200 ANIMAL CONTROL VIOLATIONS - DOG AT LARGE NO LICENSE | WARNING I 1ST CITATION \$200 | 2ND CITATION \$200 ANIMAL CONTROL VIOLATIONS - DOG AT LARGE NO LICENSE | WARNING I 1ST CITATION \$200 | 2ND CITATION \$200 ANIMAL CONTROL VIOLATION \$200 | 2ND CITATION \$200 | 2 WOLATION DESCRIPTION MIDNICIPAL CODE 9 COLATED with or without signature. If service by mail only, send Certified First Class Mail. READ REVERSE SIDE FOR IMPORTANT INFORMATION FINANCE/ACCOUNTS RECEIVABLE-COPY

Citation No. AC- 54928 **CITY OF CLOVIS** ADMINISTRATIVE CITATION LI WARNING MUNICIPAL CODE VIOLATIONS SRD AND SUBSEQUENT CITATION \$1,000 WARNING OFFENSES DEEMED INFRACTIONS O 15T CITATION \$50 O END CITATION \$500 O 3RD AND SUBSEQUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE O WARNING D 1ST CITATION \$50 D SHD CITATION \$200 D SRD AND SUBSEQUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - DOS AT LARGE/NO LICENSE D WARNING D 1ST CITATION \$500 D SRD AND SUBSEQUENT CITATION \$200 Payment is due within 15 days. (See reverse side for payment Corrections indicated below required by . If you fail to make the indicated corrections by this date, the next level of citation may be N with or without signature. If service by mail only, send Certified First Class Mail. READ REVERSE SIDE FOR IMPORTANT INFORMATION FINANCE/ACCOUNTS RECEIVABLE-COPY

Citation No. AC- 54929 CITY OF CLOVIS **ADMINISTRATIVE CITATION** MUNICIPAL CODE VIOLATIONS U WARNING 1ST CHATION \$100 2 2ND CHATICN \$500 OFFENSES DEEMED INFRACTIONS SRD AND SUBSEQUENT CITATION \$1,000 WARNING ☐ 19T CITATION \$50 ☐ 2ND CITATION \$500 ☐ 3ND AND SUBSEQUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE ☐ WARNING O 19T CTRATION \$50 O 2ND CTRATION \$500 O 3ND AND SUBSEQUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - DOG AT LARGE AND LICENSE O WARNING @ 3RD AND SUBSECUENT CITATION \$200 ☐ 1ST CITATION \$30 D 2KD CITATION \$80 If you fail to make the indicated corrections by this date, the next level of citation may be AL CODE 6 ith or without signature. If service by mall only, send Certified First Class Mail. READ REVERSE SIDE FOR IMPORTANT INFORMATION FINANCE/ACCOUNTS RECEIVABLE-COPY

Citation No. AC- 55251 **CITY OF CLOVIS ADMINISTRATIVE CITATION** MUNICIPAL CODE VIOLATIONS **WARNING** SHID AND SUBSECUENT CITATION \$1,000 WARNING O 1ST CITATION \$100 O 2ND CITATION \$500 OFFENSES DEEMED INFRACTIONS O 15T GTATION 550 O 2ND GTATION 5200 D 3RD AND SUBS ANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE QUENT CITATION \$500 WARNING O 18T CITATION 550 O 2ND CITATION 500 O 3RD AND SURSEQUENT CITATION 5500 ANIMAL CONTROL VIOLATIONS - DOG AT LARGE NO LICENSE O WARNING ☐ 18T CITATION \$30 ☐ 2ND CITATION \$60 ☐ 3RD AND SUBSEQUENT CITATION \$200 Payment is due within 15 days. (See reverte side for payment instructions.) Corrections indicated below required by (a) (a) (b). If you fail to make the indicated corrections by this date, the next level of citation may be ROLATION DEBCRIPTION ID# an admission of guill, it only acknowledges rece with or without signature. If service by mail only, send Certified First Class Mail. **READ REVERSE SIDE FOR IMPORTANT INFORMATION** FINANCE/ACCOUNTS RECEIVABLE-COPY

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Citation No. AC- 55260 **CITY OF CLOVIS** ADMINISTRATIVE CITATION **WARNING** MUNICIPAL CODE VIOLATIONS D SRD AND SUBSEQUENT CHATICA \$1,000 D WARNING 18T CITATION \$100 Q 2ND CITATION \$500 OFFENSES DEEMED INFRACTIONS O 18T CITATION \$50 D 2ND CITATION \$200 D 3RD AND SUBSECUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE D WARNING D 18T CITATION \$50 D 3RD AND SUBSECUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - DOG AT LARGEAND LICENSE D WARNING D 18T CITATION \$500 D 3RD AND SUBSECUENT CITATION \$200 Payment is due within 15 days. (See sucrese side for payment instructions.) Corrections indicated below required by the left of the left o to make the indicated corrections by this date, the next level of sitation may be MANING ADDRESS RIVED POSTED ID# is not en admission of guili, it only acknowledges receipt. Ci with or without signature. If service by mail only, send Certified Pirst Class Mail. READ REVERSE SIDE FOR IMPORTANT INFORMATION FINANCE/ACCOUNTS RECEIVABLE-COPY

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1419 Chennault Ave.

APN: 563-101-02



Wiley R. Driskill Attorney at Law

E-mail: wdriskill@lozanosmith.com

March 31, 2023

Via U.S. Mail

Anthony Golding 1419 Chennault Ave. Clovis, CA 93611

RE: Property located at 1419 Chennault Ave., Clovis, CA 93611; APN # 563-101-02 Invoice and Notice of City Council Meeting to Confirm Code Enforcement and Abatement Costs and Place an Assessment Lien on Property Invoice Amount: \$6,500.00

Dear Mr. Golding:

Over the last year, the City of Clovis has responded to public nuisances at the property described above ("Property"), as well as assessed administrative penalties. In accordance with Chapters 5.27 and 5.29 of the Clovis Municipal Code ("CMC"), as the Property owner or other responsible party, you are responsible for the City's abatement and enforcement costs and administrative penalties ("Costs").

- 1. The enforcement actions include the following:
 - (a) Administrative citations
 - i. Gang activities (CMC §5.27.403, subd. (d));
 - ii. Noise and unruly behavior (CMC §5.27.403, subd. (e))
 - iii. Noise during specified hours (CMC § 5.27.602)
 - iv. Continual loud noise (CMC § 5.27.601)
- 2. The fines to date amount to a total of \$6,500.00, as detailed in the enclosed citation summary. If you fail to pay this amount within thirty (30) days from the date of this Invoice, the fines may be collected in any or all of the following ways: (a) by a collection agency as a personal obligation; (b) by the City Attorney's office through judicial action; (c) as a special assessment and lien attached to the Property.
- 3. You have a right to administrative review of the accounting of the fines by filing a written request for such review with the City Clerk within fifteen (15) days of the date of this Invoice. One administrative review will be scheduled for all citations of this Invoice. A failure to request administrative review will be deemed a waiver of your right to review

Anthony Golding March 31, 2023 Page 2

the amount of the fines. Note that such review is limited <u>solely to</u> the dollar amount of the fines. The underlying violations for which the fines were imposed will not be considered. (CMC 5.29.105, subd. (b).)

4. Before a special assessment is placed on the Property, the Costs and fines will be confirmed by the City Council. This special assessment will be considered by the City Council at the May 8, 2023, meeting. If the Costs and fines are not paid within 30 days of the date of this Invoice, the City Council will consider approval of a resolution confirming the Costs and fines and authorizing the filing of a Notice of Lien on the Property in the Fresno County Recorder's Office which shall become a special assessment against the Property, added to the next regular tax bills levied against the Property, and collected in the same manner as the County collects property taxes.

You have a right to appear at the May 8, 2023, meeting and present objections to the accounting. The basis for the code enforcement action will not be the subject of the Council's consideration.

The filing of a Notice of Lien will not relieve you from paying the Costs and fines, the Costs and fines will remain a debt until paid.

If you plan to attend and present documentary evidence to the City Council, please present that evidence to the City Clerk before 12:00 p.m. on the Wednesday before the Council meeting (May 3, 2023) for that information to be timely considered by the City Council.

5. This Invoice may be recorded as a Notice of Costs or Penalties in the Fresno County Recorder's Office.

This Invoice is separate and independent of any other notices you may have received relating to abatement of a nuisance on the Property. Payment should be made as follows:

City of Clovis 1033 Fifth Street Clovis, CA 93612 Attn. City Clerk

If you have any questions or concerns, you may contact Andrew Haussler at (559) 324-2095.

Sincerely,

Wiley R. Driskill Assistant City Attorney for City of Clovis

11

Anthony Golding March 31, 2023 Page 3

cc: Andrew Haussler, Assistant City Manager Scott G. Cross, City Attorney

Enclosures:

- List of Citations and Copies of Citations

1419 Chennault Ave Chart of Citations

Date of Citation	Citation No.	Fine Amount
5/20/2022	51752	\$500.00
6/20/2022	51753	\$1,000.00
7/9/2022	51755	\$1,000.00
7/9/2022	51757	\$1,000.00
7/19/2022	51462	\$1,000.00
9/2/2022	53253	\$1,000.00
9/2/2022	55001	\$1,000.00
	Total:	\$6,500.00

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339 W. Ashcroft Ave.

APN: 499-322-17



Wiley R. Driskill Attorney at Law

E-mail: wdriskill@lozanosmith.com

March 31, 2023

Via U.S. Mail

Janie Dominguez 339 W. Ashcroft Clovis, CA 93611

RE: Property located at 339 W. Ashcroft, Clovis, CA 93612; APN # 499-322-17
Invoice and Notice of City Council Meeting to Confirm Code Enforcement and Abatement Costs and Place an Assessment Lien on Property
Invoice Amount: \$4,200.00

Dear Ms. Dominguez:

Over the last year, the City of Clovis has responded to public nuisances at the property described above ("Property"), as well as assessed administrative penalties. In accordance with Chapters 5.27 and 5.29 of the Clovis Municipal Code ("CMC"), as the Property owner or other responsible party, you are responsible for the City's abatement and enforcement costs and administrative penalties ("Costs").

- 1. The enforcement actions include the following:
 - (a) Administrative citations
 - i. Accumulation of personal property (CMC §5.27.101, subd. (s);
 - ii. Parking nonvehicular property on residential street (CMC § 9.32.070, subd. (J)(c)(2)
 - 2. The fines to date amount to a total of \$4,200.00, as detailed in the enclosed citation summary. If you fail to pay this amount within thirty (30) days from the date of this Invoice, the fines may be collected in any or all of the following ways: (a) by a collection agency as a personal obligation; (b) by the City Attorney's office through judicial action; (c) as a special assessment and lien attached to the Property.
 - You have a right to administrative review of the accounting of the fines by filing a written request for such review with the City Clerk within fifteen (15) days of the date of this Invoice. One administrative review will be scheduled for all citations of this Invoice. A failure to request administrative review will be deemed a waiver of your right to review the amount of the fines. Note that such review is limited solely to the dollar amount of the

Janie Dominguez March 31, 2023 Page 2

fines. The underlying violations for which the fines were imposed will not be considered. (CMC 5.29.105, subd. (b).)

4. Before a special assessment is placed on the Property, the Costs and fines will be confirmed by the City Council. This special assessment will be considered by the City Council at the May 8, 2023, meeting. If the Costs and fines are not paid within 30 days of the date of this Invoice, the City Council will consider approval of a resolution confirming the Costs and fines and authorizing the filing of a Notice of Lien on the Property in the Fresno County Recorder's Office which shall become a special assessment against the Property, added to the next regular tax bills levied against the Property, and collected in the same manner as the County collects property taxes.

You have a right to appear at the May 8, 2023, meeting and present objections to the accounting. The basis for the code enforcement action will not be the subject of the Council's consideration.

The filing of a Notice of Lien will not relieve you from paying the Costs and fines, the Costs and fines will remain a debt until paid.

If you plan to attend and present documentary evidence to the City Council, please present that evidence to the City Clerk before 12:00 p.m. on the Wednesday before the Council meeting (May 3, 2023) for that information to be timely considered by the City Council.

5. This Invoice may be recorded as a Notice of Costs or Penalties in the Fresno County Recorder's Office.

This Invoice is separate and independent of any other notices you may have received relating to abatement of a nuisance on the Property. Payment should be made as follows:

City of Clovis 1033 Fifth Street Clovis, CA 93612 Attn. City Clerk

If you have any questions or concerns, you may contact Andrew Haussler at (559) 324-2095.

Sincerely,

Wiley R. Driskill Assistant City Attorney for City of Clovis Janie Dominguez March 31, 2023 Page 3

cc:

Andrew Haussler, Assistant City Manager Scott G. Cross, City Attorney

Enclosures:

- List of Citations and Copies of Citations

339 W. Ashcroft Chart of Citations

Date of Citation	Citation No.	Fine Amount
11/17/2021	53524	\$0
12/1/2021	53523	\$100.00
12/14/2021	53550	\$500
2/11/2022	53195	\$100.00
2/11/2022	53194	\$1,000.00
3/24/2022	53981	\$1,000.00
3/24/2022	53982	\$500.00
4/26/2022	54413	\$1,000.00
4/26/2022	54414	\$0
	Total:	\$4,200

CITY OF CLOVIS	Citation No. AC- 53524
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660 Barstow Ave.

APN: 497-150-32



Wiley R. Driskill Attorney at Law

E-mail: wdriskill@lozanosmith.com

March 31, 2023

Via U.S. Mail

Bonk Roger F Trs 26977 Fonda Ave. Madera, CA 93638

RE: Property located at 660 Barstow Ave., Clovis, CA 93612; APN # 497-150-32
Invoice and Notice of City Council Meeting to Confirm Code Enforcement and Abatement Costs and Place an Assessment Lien on Property
Invoice Amount: \$8,700.00

Dear Mr. Bonk:

Over the last year, the City of Clovis has responded to public nuisances at the property described above ("Property"), as well as assessed administrative penalties. In accordance with Chapter 5.27 and 5.29 of the Clovis Municipal Code ("CMC"), as the Property owner or other responsible party, you are responsible for the City's abatement and enforcement costs and administrative penalties ("Costs").

- 1. The enforcement actions include the following:
 - (a) Administrative citations
 - i. Inoperative and/or unregistered vehicles (CMC §5.27.104);
 - ii. Accumulation of excessive personal property (CMC §5.27.101, subd. (s))
 - iii. Creation of an attractive nuisance (CMC § 5.27.701, subd. (a))
 - iv. Operating a business without a license (CMC § 9.12.020)
- 2. The fines to date amount to a total of \$8,700.00, as detailed in the enclosed citation summary. If you fail to pay this amount within thirty (30) days from the date of this Invoice, the fines may be collected in any or all of the following ways: (a) by a collection agency as a personal obligation; (b) by the City Attorney's office through judicial action; (c) as a special assessment and lien attached to the Property.
- 3. You have a right to administrative review of the accounting of the fines by filing a written request for such review with the City Clerk within fifteen (15) days of the date of this Invoice. One administrative review will be scheduled for all citations of this Invoice. A failure to request administrative review will be deemed a waiver of your right to review

Bonk Roger F Trs March 31, 2023 Page 2

the amount of the fines. Note that such review is limited <u>solely to</u> the dollar amount of the fines. The underlying violations for which the fines were imposed will not be considered. (CMC 5.29.105, subd. (b).)

4. Before a special assessment is placed on the Property, the Costs and fines will be confirmed by the City Council. This special assessment will be considered by the City Council at the May 8, 2023, meeting. If the Costs and fines are not paid within 30 days of the date of this Invoice, the City Council will consider approval of a resolution confirming the Costs and fines and authorizing the filing of a Notice of Lien on the Property in the Fresno County Recorder's Office which shall become a special assessment against the Property, added to the next regular tax bills levied against the Property, and collected in the same manner as the County collects property taxes.

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City of Clovis 1033 Fifth Street Clovis, CA 93612 Attn. City Clerk

If you have any questions or concerns, you may contact Andrew Haussler at (559) 324-2095.

Sincerely,

Wiley R. Driskill Assistant City Attorney for City of Clovis Bonk Roger F Trs March 31, 2023 Page 3

cc: Andrew Haussler, Assistant City Manager Scott G. Cross, City Attorney

Enclosures:

- List of Citations and Copies of Citations

660 Barstow Ave. Chart of Citations

Date of Citation	Citation No.	Fine Amount
8/18/2021	55455	\$0
8/18/2021	55456	\$0
8/18/2021	55457	\$0
8/18/2021	55458	\$0
8/18/2021	55459	\$0
8/18/2021	55460	\$0
8/18/2021	55461	\$0
8/18/2021	55462	\$0
8/18/2021	55463	\$0
8/18/2021	55402	\$100.00
8/19/2021	55473	\$100.00
9/2/2021	55483	\$100.00
9/2/2021	55484	\$100.00
9/6/2021	55406	\$1,000.00
7/1/2021	53423	\$500.00
11/1/2021	53424	\$500.00
11/1/2021	53425	\$500.00
11/16/2021	53522	\$1,000.00
11/23/2021	53530	\$1,000.00
7/14/2022	53173	\$1,000.00
1/4/2022	53174	\$1,000.00
1/4/2022	53175	\$1,000.00
3/2/2022	53954	\$1,000.00
3/2/2022	53955	\$1,000.00
8/26/2021	55405	\$500.00
	Total:	\$10,400

CITY OF CLOVIS	Citation No. AC- 55455
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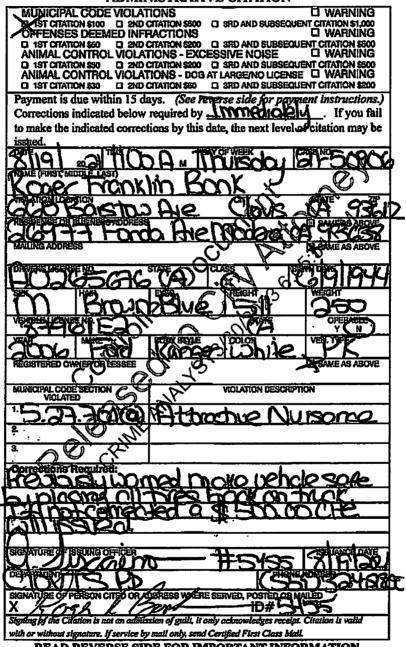
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CITY OF CLOVIS ADMINISTRATIVE CITATION Citation No. AC- 55473



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Citation No. AC- 55484 **CITY OF CLOVIS ADMINISTRATIVE CITATION** MUNICIPAL CODE VIOLATIONS ☐ WARNING SRD AND SUBSEQUENT CITATION \$1,000 WARNING 1ST CITATION \$100 Q 2ND CITATION \$500 OFFENSES DEEMED INFRACTIONS O 1ST CITATION \$50 O 2ND CITATION \$200 O 3RD AND SUBS ANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE 3RD AND SUBSEQUENT CITATION \$500 ESSIVE NOISE WARNING ☐ 18T CITATION \$50 ☐ 2ND CITATION \$200 ☐ SRD AND SUBSEQUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - DOG AT LARGE/NO LICENSE ☐ WARNING☐ 1ST CITATION \$500 ☐ 2ND CITATION \$500 ☐ 3RD AND SUBSEQUENT CITATION \$200 ☐ 2ND CITATION \$60 ☐ 3RD AND SUBSEQUENT CITATION \$200 Payment is due within 15 days. (See refor payment instructions.) Corrections indicated below required by If you fail to make the indicated corrections by this date, the next level of citation may be REGISTERED OWNER'O SAME AS ABOVE MUNICIPAL CODE SEC VIOLATED INLATION DESCRIPTION ID# tion of guilt, it only acknowledges recei with or without signature. If survice by mail only, send Certified First Class Mail. READ REVERSE SIDE FOR IMPORTANT INFORMATION FINANCE/ACCOUNTS RECEIVABLE-COPY

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CITY OF CLOVIS

Citation No. AC- 53423

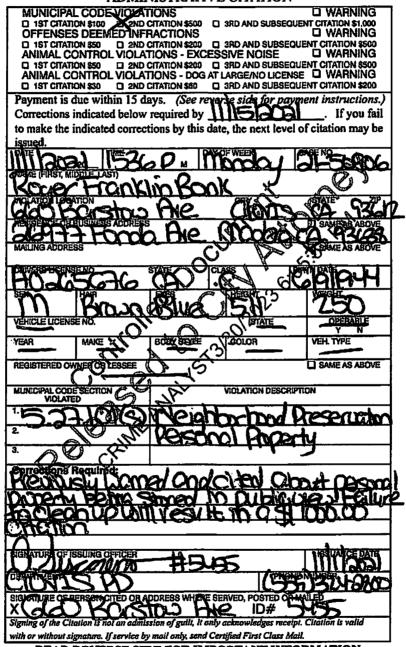
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CITY OF CLOVIS

Citation No. AC- 53424

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CITY OF CLOVIS ADMINISTRATIVE CITATION Citation No. AC- 53425

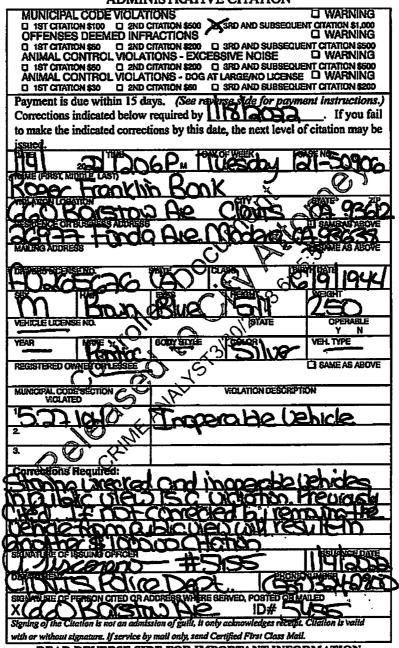


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Citation No. AC- 53530 **CITY OF CLOVIS** ADMINISTRATIVE CITATION MUNICIPAL CODE VIOLATIONS **□** WARNING MUNICIPAL CODE VICLATIONS I ST CITATION \$100 I ST CITATION \$200 ANIMAL CONTROL VIOLATIONS - DOG AT LARGE/NO LICENSE WARNING WARNING I 1ST CITATION \$30 ☐ 2ND CITATION \$60 ☐ SRD AND SUBSECUENT CITATION \$200 to make the indicated corrections by this date, the next level of citation may be ssued REGISTERED OWNER OF LESSEE SAME AS ABOVE AL CODE E VIOLATION DESCRIPTION with or without signature. If service by mail only, send Certified First Class Mail. READ REVERSE SIDE FOR IMPORTANT INFORMATION

CITY OF CLOVIS Citation No. AC- 53173 ADMINISTRATIVE CITATION



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CLOVIS POLICE DEPARTMENT NOTICE OF CORRECTION AND PROOF OF SERVICE

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TR-100 [Rev. January 1, 2004]

PROOF OF SERVICE

I am at least 18 years of age, not a party to this action, and I am a resident of or employed in the county where the mailing took place. My business address is: 1233 5th Street, Clovis, CA 93612

in the United States Postal Service at: Clovis, served this Notice of Correction on the parties at the address listed below by depositing in a scaled

declare under penalty of perjury under the laws of the State of California that the foregoing

(SIGNATURE)

Citation No. AC- 53955 **CITY OF CLOVIS ADMINISTRATIVE CITATION** MUNICIPAL CODE VIOLATIONS ☐ WARNING MUNICIPAL CODE VIOLATIONS 1 ST CITATION \$100 | 2ND CITATION \$500 OFFENSES DEEMED INFRACTIONS 1 ST CITATION \$500 | 2ND CITATION \$200 | 3RD AND SUBSEQUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - EXCESSIVE NOISE | WARNING 1 ST CITATION \$50 | 2ND CITATION \$200 | 3RD AND SUBSEQUENT CITATION \$500 ANIMAL CONTROL VIOLATIONS - DOG AT LARGE NO LICENSE | WARNING 1 ST CITATION \$50 | 2ND CITATION \$500 | 3RD AND SUBSEQUENT CITATION \$500 1 ST CITATION \$50 | 2ND CITATION \$500 | 3RD AND SUBSEQUENT CITATION \$200 Payment is due within 15 days. (See reverge side for payment instructions.) Corrections indicated below required by to make the indicated corrections by this date, the next level of citation may be SAME AS ABOVE VIOLATION DESCRIPTION with or without signature. If service by mail only, send Certified First Class Mail. **READ REVERSE SIDE FOR IMPORTANT INFORMATION** FINANCE/ACCOUNTS RECEIVABLE-COPY

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CLOVIS POLICE DEPARTMENT NOTICE OF CORRECTION AND PROOF OF SERVICE

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Form adopted for Mandatory Use Judicial Council of California

TR-100 (Rev. January 1, 2004)

PROOF OF SERVICE

I am at least 18 years of age, not a party to this action, and I am a resident of or employed in the county where the mailing took place. My business address is: 1233 5th Street, Clovis, CA 93612

envelope, postage prepaid, in the United States Postal Service at: Clovis, CA On (date):3lala0aa I served this Notice of Correction on the parties at the address listed below by depositing in a scaled

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct

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Recorded by and on behalf of the City of Clovis

WHEN RECORDED MAIL TO:

LOZANO SMITH Attn: Wiley R. Driskill 7404 N. Spalding Avenue Fresno, CA 93720

Government Code § 38773.5(e) Only)

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Notice Of Lien

APN [INSERT APN NO.]
[INSERT ADDRESS] CLOVIS, CALIFORNIA
Property Owner: [INSERT OWNER NAME]

(Claim of the City of Clovis)

Under the authority vested by the provisions of Chapter 5.29 of Title 5 of the Clovis Municipal Code, the City Council of the City of Clovis did on the 8th day of May, 2023, confirm the administrative penalties and costs of abatement on the real property hereinafter described; and the same has not been paid nor any part thereof and the City of Clovis does hereby claim a lien for such costs, to wit: the sum of \$[INSERT AMOUNT] dollars. The same shall be a lien upon said real property until it has been paid in full and discharged of record.

The real property hereinabove mentioned, and upon which a lien is claimed, is the certain parcel of land lying and being in the City of Clovis, County of Fresno, State of California, and more particularly described as follows:

[INSE	RT ADDRESS]
APN:	<mark>[INSERT APN]</mark>

DATED: ______, 2023

Andrew Haussler

ASSISTANT CITY MANAGER
CITY OF CLOVIS
1033 FIFTH STREET, CLOVIS, CA 93612
(559) 324-2060

ATTACHMENT B

ACKNOWLEDGEMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document

State of California			
County of)	
On	before me,(insert	name and title of the	officer)
personally appeared AND satisfactory evidence to be and acknowledged to me the by his signature on the insperson acted, executed the	DREW HAUSS the person whose nat he executed the strument the person was the person of	LER , who proved to name is subscribed to the same in his author	to me on the basis of to the within instrument rized capacity, and that
I certify under PENALTY Of foregoing paragraph is true		er the laws of the Sta	te of California that the
WITNESS my hand and off	icial seal.		
Signature			(Seal)

	100000		TOTAL AMOUNT OF CITATIONS	TOTAL AMOUNT	CURRENT	CONTRACTOR		
OWNER(S)	ADDRESS	APN	ISSUED	PAID	BALANCE	FEES	FEES	TOTAL
GARCIA,	0.455.14(1).155).4.0.45							
RAYMOND	3155 WINERY AVE,	400 404 00	#0.700.00	# 0.00	ФО 7 00 00	N1/A	N1/A	#0.700.00
ROBERT	CLOVIS, CA 93612	430-491-03	\$9,700.00	\$0.00	\$9,700.00	N/A	N/A	\$9,700.00
COLDINO	1419 CHENNAULT							
GOLDING,	AVE, CLOVIS, CA	502 404 00	ФС F00 00	#0.00	ФС Г ОО ОО	NI/A	NI/A	ФС Г ОО ОО
ANTHONY	93611	563-101-02	\$6,500.00	\$0.00	\$6,500.00	N/A	N/A	\$6,500.00
DOMINGUEZ	339 W ASHCROFT							
DOMINGUEZ, JANIE	AVE, CLOVIS, CA 93612	499-322-17	\$4,200.00	\$0.00	\$4,200.00	N/A	N/A	\$4,200.00
BONK,	93012	499-322-17	\$4,200.00	φυ.υυ	\$4,200.00	IN/A	IN/A	\$4,200.00
ROGER/POOL	660 BARSTOW AVE,							
KINGDOM	CLOVIS, CA 93612	497-150-32	\$10,400.00	-\$1,700.00	\$8,700.00	N/A	N/A	\$8,700.00
DEANDA,	101 N POLLASKY	497-130-32	\$10,400.00	-\$1,700.00	\$6,700.00	IN/A	IN/A	\$6,700.00
ROSEMARY	AVE, CLOVIS, CA							
MADRIGAL	93612	491-133-01	\$34,300.00	\$0.00	\$34,300.00	N/A	\$2,354.00	\$36,654.00
BEZA, BRETT	33012	701 100 01	ψ0-1,000.00	ψ0.00	ψυ,υυυ.υυ	19/7	ΨΣ,334.00	ψ50,054.00
BYRUM OR	2395 BEVERLY AVE							
ERNEST	CLOVIS CA 93611	551-211-23	\$22,610.00	-\$1,060.00	\$21,550.00	N/A	\$2,970.00	\$24,520.00
FLORES, NOE	1495 FOURTH ST.	001 211 20	Ψ22,010.00	Ψ1,000.00	Ψ21,000.00	14//	Ψ2,070.00	Ψ2 1,020.00
JAIME	CLOVIS, CA 93612	491-191-10	\$13,600.00	\$0.00	\$13,600.00	N/A	\$4,037.00	\$17,637.00
FURGISON,	607 COVENTRY		, , , , , , , , , , , , , , , , , , ,	40.00	+ 10,000100	1 1 1 1 1	¥ 1,001100	4 , 6
TERRI LEE	AVE, CLOVIS, CA							
(MAYHALL)	93611	554-105-01	\$29,800.00	\$0.00	\$29,800.00	\$2,300.00	\$1,584.00	\$33,684.00
STEWARD,	2951 PURVIS AVE,		. ,		, , , , , , , , ,	. ,	. ,	, , , , , , , , , , , , , , , , , , , ,
BRADY LYNN	CLOVIS, CA 93611	554-073-05S	\$5,100.00	\$0.00	\$5,100.00	\$820.00	\$3,355.00	\$9,275.00
	982 ROSEBROOK		,			·		
WELDY,	DR, CLOVIS, CA							
ROBERT JAMES	93612	498-082-08	\$6,800.00	\$0.00	\$6,800.00	\$1,695.00	\$1,925.00	\$10,420.00
			\$143,010.00	- \$2,760.00	\$140,250.00	\$4,815.00	\$16,225.00	\$161,290.00

ATTACHMENT C