



CITY of CLOVIS

AGENDA • CITY COUNCIL MEETING

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

November 2, 2020

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.

SPECIAL NOTICE REGARDING PUBLIC PARTICIPATION DUE TO COVID-19

Given the current Shelter-in-Place Order covering the State of California and the Social Distance Guidelines issued by Federal, State, and Local Authorities, the City is implementing the following changes to participate in Council meetings until notified otherwise. The Council chambers will be open to the public but we will be implementing social distancing policies and will limit the number of people who may be in the Council chambers. Face masks are required to attend. We are encouraging residents to participate virtually following the directions below. If you are sick, please do not attend the meeting. Any member of the City Council may participate from a remote location by teleconference.

- The meeting will be webcast and accessed at: <https://cityofclovis.com/government/city-council/city-council-agendas/>

Written Comments

- Members of the public are encouraged to submit written comments at: <https://cityofclovis.com/government/city-council/city-council-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 check.
- All callers will be placed on mute, and at the appropriate time for your comment your microphone will be unmuted.
- You will be able to speak to the Council for up to three (3) minutes.

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 desiring to make a verbal comment via chat will need to ensure that they accessed the meeting with audio transmission capabilities.

CALL TO ORDER

FLAG SALUTE - Councilmember Mouanoutoua

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.

1. Administration - Approval - Minutes from the October 19, 2020 Council Meeting.
2. Administration - Adopt - **Ord. 20-14**, R2020-003, A request to rezone approximately 30 acres from the C-2 (Community Commercial), M-1 (Light Industrial), M-2 (Heavy Industrial), and R-2 (Multifamily Medium-High Density Residential) Zone Districts to the C-M (Commercial and Light Manufacturing) Zone District. (Vote: 5-0)
3. Administration - Adopt - **Ord. 20-15**, OA2020-003, A request to amend the Clovis Municipal Code to clarify and refine Section 9.18.050 – Regional Housing Needs (RHN) Overlay District and to establish a ministerial process to subdivide parcels that qualify for development pursuant to the RHN Overlay District. City of Clovis, applicant. (Vote: 5-0)
4. Finance - Receive and File – Treasurer's Report for the Month of June 2020.
5. Finance - Receive and File – Treasurer's Report for the Month of July 2020.
6. Finance – Receive and File – Investment Report for the Month of June 2020.
7. Finance - Receive and File – Investment Report for the Month of July 2020.
8. Finance - Approval - Res. 20-____, A Resolution of Intention (ROI) to Annex Territory (Annexation #65) (T6050-Northwest Corner of Clovis and Shepherd), to the Community Facilities District (CFD) 2004-1 and to Authorize the Levy of Special Taxes Therein and Setting the Public Hearing for December 7, 2020.
9. Fire - Approval – Res. 20-____, Amending the Fire Department Budget to reflect \$32,695 in 2019 State Homeland Security Grant Program (SHSGP) award to fund Fire Department equipment.
10. Public Utilities - Approval – Waive formal bidding requirements and authorize the purchase of a replacement Tree Trimming Truck from Altec Industries, Inc. off the Sourcewell Purchasing Contract.
11. Public Utilities - Approval – Waive formal bidding requirements and authorize the purchase of a replacement TORO Field Mower from Turf Star Western off the National Intergovernmental Purchasing Alliance Contract.

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.

12. Consider Approval - Res. 20-____, A Resolution of the City Council for the City of Clovis declaring its intent to: (1) review and evaluate the 2020 census data and March 2, 2021 election data, and consider a conversion to district-based elections if found to be in the public interest; and (2) establish a schedule for converting to district-based elections if determined necessary and appropriate.

Staff: John Holt, Assistant City Manager

Recommendation: Approve

- [13.](#) Consider Introduction - Ord. 20-___, Campaign Contribution Limits, A request to add Chapter 1.9 to Title 1 of the Clovis Municipal Code relating to campaign contribution limits.

Staff: Karey Cha, Deputy City Clerk

Recommendation: Approve

- [14.](#) Consider Approval – Res. 20-___ Adoption of a Resolution Amending the 2019-2020 Community Development Block Grant Annual Action Plan.

Staff: Heidi Crabtree, Housing Program Coordinator

Recommendation: Approve

COUNCIL ITEMS

- [15.](#) Consider – Consideration of Design of City of Clovis Flag.

Staff: Mayor Bessinger

Recommendation: Consider

WORKSHOP - For the Clovis City Council to conduct a workshop to discuss the impact on ongoing City operations during the COVID-19 State of Emergency as declared by the Federal Government, State of California, County of Fresno, and City of Clovis; and to explore actions the City may take in response to the crisis.

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.

16. Government Code Section 54957
Public Employee Performance Evaluation
Title: City Attorney

ADJOURNMENT

MEETINGS AND KEY ISSUES

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

- Nov. 9, 2020 (Mon.)
Nov. 16, 2020 (Mon.)
Dec. 7, 2020 (Mon.)
Dec. 14, 2020 (Mon.)
Dec. 21, 2020 (Mon.) (To be Cancelled)

CLOVIS CITY COUNCIL MEETING

October 19, 2020

6:00 P.M.

Council Chamber

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

Roll Call: Present: Councilmembers Ashbeck, Flores, Mouanoutoua, Whalen
Mayor Bessinger
Absent: None

PUBLIC COMMENTS – 6:05 p.m.

Jean Joneson, resident, raised concerns about the proposed park project in Loma Vista.

CONSENT CALENDAR – 6:10

Motion by Councilmember Ashbeck, seconded by Councilmember Flores, that the items on the Consent Calendar be approved. Motion carried by unanimous vote.

1. Administration - Approved - Minutes from the October 5, 2020 and October 12, 2020 Council Meetings.
2. Administration - Approved – Request From California Classic Cares For Temporary Street Closure To Hold A 5K Running Event on November 14, 2020.
3. Finance – Approved – **Res. 20-143**, A Resolution of Intention (ROI) to Annex Territory (Annexation #64) (T6123 and T6182-Northwest Corner of Shaw and Highland), to the Community Facilities District (CFD) 2004-1 and to Authorize the Levy of Special Taxes Therein and Setting the Public Hearing for December 7, 2020.
4. General Services – Approved – **Res. 20-144**, Amending the City’s FY 2020-2021 Position Allocation Plan by adding one (1) Civil Engineer Position and one (1) Maintenance Worker Position within the Public Utilities Department.
5. Planning and Development Services – Approved – **Res. 20-145**, A Resolution authorizing the City Engineer to apply for and receive 2021 Regional Competitive Active Transportation Program Funds through the Fresno Council of Governments
6. Public Utilities – Approved – Contract Award for Landscape Maintenance District in LMD Zone 1, LMD Zone 2, LMD Zone 3, LMD Loma Vista, General Fund Right-of-Way, General Fund Miscellaneous, Fire Stations Landscaping, and K-9 Training Facility.

PUBLIC HEARINGS

- 7A. 6:12 - APPROVED - **RES. 20-146**, ADOPTING AN ENVIRONMENTAL FINDING OF A MITIGATED NEGATIVE DECLARATION FOR REZONE R2020-003; AND ITEM 7B - APPROVED INTRODUCTION - **ORD. 20-14**, R2020-003, REZONING APPROXIMATELY 30 ACRES FROM THE C-2 (COMMUNITY COMMERCIAL), M-1 (LIGHT INDUSTRIAL), M-2 (HEAVY INDUSTRIAL), AND R-2 (MULTIFAMILY MEDIUM-HIGH DENSITY RESIDENTIAL) ZONE DISTRICTS TO THE C-M (COMMERCIAL AND LIGHT MANUFACTURING) ZONE DISTRICT.

Senior Planner Ricky Caperton presented a report on various items associated with a request to approve a rezone of approximately 30 acres of property located near the northeast corner of Clovis and Dakota Avenues. Don Pickett & Associates, Inc. is requesting to rezone the subject property from the C-2 (Community Commercial), M-1 (Light Industrial), M-2 (Heavy Industrial), and R-2 (Multifamily Medium-High Density Residential) Zone Districts to the C-M (Commercial and Light Manufacturing) Zone District. The applicant's request only includes a rezone at this time, future improvement plans include the construction of approximately 49 buildings totaling approximately 390,000 square feet over the course of 5 to 10 years, depending on market conditions. A conceptual site plan was included for council consideration. This development requires the rezone of the subject property for conformity with the underlying general plan designation of MU-V (Mixed Use Village). Approval of this rezone will allow the applicant to move forward with submittal for site plan review and processing of a parcel map. The Planning Commission considered the Project at its September 24, 2020 meeting and adopted resolutions in support in a 5-0 vote. Additional details summarizing the Planning Commission meeting are provided below under the "Planning Commission Comments" section.

Lydia Posada, area resident, raised concerns regarding her property and a pathway from the neighborhood north of the project that provides access to the trail and Clovis Avenue. She indicated that her property is negatively impacted by pedestrians who use the pathway and requested assistance from the city. Mike Pickett, applicant, spoke in support of the project and addressed questions of city council. Discussion by the Council.

Motion by Councilmember Whalen, seconded by Councilmember Ashbeck, for the Council to approve a resolution to adopt an environmental finding of a Mitigated Negative Declaration for Rezone R2020-003. Motion carried by unanimous vote.

Motion by Councilmember Whalen, seconded by Councilmember Ashbeck, for the Council to approve the introduction of an ordinance to rezone approximately 30 acres from the C-2 (Community Commercial), M-1 (Light Industrial), M-2 (Heavy Industrial), and R-2 (Multifamily Medium-High Density Residential) Zone Districts to the C-M (Commercial and Light Manufacturing) Zone District. Motion carried by unanimous vote.

- 8A. 7:04 - APPROVED – **RES. 20-147**, GPA2020-002, A REQUEST TO AMEND THE SHAW AVENUE SPECIFIC PLAN TO PERMIT DRIVE-THRU USES FOR THIS SPECIFIC SITE; AND **ITEM 8B** - APPROVED - **RES. 20-148**, CUP2020-003, A REQUEST TO AMEND THE ADOPTED USE SCHEDULE FOR THE P-C-C (PLANNED COMMERCIAL CENTER) TO ALLOW FOR A DRIVE-THRU USE AND TO ALLOW FOR AN APPROXIMATELY 3,300 SQUARE FOOT DRIVE-THRU RESTAURANT USE.

Senior Planner Ricky Caperton presented a report on items associated with approximately 1.07 acres of property located on the northwest corner of Shaw and Cole Avenues. The applicant is requesting a text amendment to the Shaw Avenue Specific Plan and a conditional use permit to allow for an approximately 3,300 square-foot drive-thru use (Raising Cane's Chicken Fingers) on the subject property. The site is comprised of an approximately 1.07-acre lease area within a greater approximately 6.5-acre parcel, located

on the northwest corner of Shaw and Cole Avenues, as part of the Sierra Pavilions Shopping Center. Approval of this request will allow the applicant to move forward with site plan review for the development of the Project. The Planning Commission considered the Project at its September 24, 2020 meeting and adopted resolutions in support in a 5-0 vote. Additional details summarizing the Planning Commission meeting are provided below under the "Planning Commission Comments" section. The policies prohibiting drive-thru establishments were added to the Specific Plan when it underwent a major review and update in 1994. The policies were incorporated with the intent of discouraging lineal or strip style commercial development which tends to utilize drive-thru features more consistently. The policies envisioned as tools would be used alongside other land use requirements to help limit the extension of lineal commercial development along the Shaw Avenue Corridor.

Patrick Murphy, property manager, spoke in support of the project. Adam Caroché, representing Raising Cane's Chicken Fingers, spoke in support of the project. Discussion by the Council.

Motion by Councilmember Ashbeck, seconded by Councilmember Mouanoutoua, for the Council to approve a resolution to amend the Shaw Avenue Specific Plan to permit drive-thru uses for this specific site. Motion carried by unanimous vote.

Motion by Councilmember Ashbeck, seconded by Councilmember Flores, for the Council to approve a resolution to amend the adopted use schedule for the P-C-C (Planned Commercial Center) to allow for a drive-thru use and to allow for an approximately 3,300 square foot drive-thru restaurant use. Motion carried by unanimous vote.

- 9A. 7:28 - APPROVED - **RES. 20-149**, TM6339, A REQUEST TO APPROVE A VESTING TENTATIVE TRACT MAP TO INCLUDE 50-LOTS AND AN OUTLOT, AND SUPERSEDING TWO PREVIOUSLY APPROVED TENTATIVE MAPS TM6134A & TM6264; AND **ITEM 9B** - APPROVED - **RES. 20-150**, PDP2020-001, A REQUEST TO APPROVE A PLANNED DEVELOPMENT PERMIT TO AMEND THE CONDITIONS OF APPROVAL AND DEVELOPMENT STANDARDS FOR THE PLANNED RESIDENTIAL DEVELOPMENT ASSOCIATED WITH TM6264.

City Planner Dave Merchan presented a report on various items associated with approximately ten acres of land located at the northwest corner of Teague and Locan Avenues. The applicant is proposing the development of a 50-lot, non-gated single-family planned residential development with public streets on approximately ten acres of property at the northwest corner of Teague and Locan Avenues. The proposal would supersede two previously approved vesting tract maps, which allowed a combined total of 50-lots. TM 6264 was previously approved to allow 36 lots on the northern 5 acres of the project area, and TM 6134A was previously approved to allow 14 lots on the southern 5 acres of the project area. The subdivision map now under consideration (TM 6339) proposes a modified street circulation system and an updated set of conditions of approval in comparison to the previously approved maps. The applicant is not proposing a homeowner's association with this project. Approval of this project would allow the developer to continue processing a residential site plan review entitlement and development drawings.

Darius Assemi, applicant, spoke in support. Discussion by the Council.

Motion by Councilmember Ashbeck, seconded by Councilmember Mouanoutoua, for the Council to approve a resolution approving a vesting tentative tract map to include 50-lots and an outlot, and superseding two previously approved tentative maps TM6134A & TM6264. Motion carried by unanimous vote.

Motion by Councilmember Ashbeck, seconded by Councilmember Mouanoutoua, for the Council to approve a resolution approving a planned development permit to amend the conditions of approval and development standards for the planned residential development associated with TM6264. Motion carried by unanimous vote.

- 10A. 7:45 - APPROVED - **RES. 20-151**, A RESOLUTION ANNEXING TERRITORY (ANNEXATION #2) (TRACT 6284-SOUTHEAST CORNER OF TEAGUE AND SUNNYSIDE) TO THE CITY OF CLOVIS COMMUNITY FACILITIES DISTRICT NO. 2020-1 (DRY CREEK PRESERVE SEWER FACILITIES AND SERVICES) AND CALLING A SPECIAL LANDOWNER ELECTION TO ANNEX TERRITORY (ANNEXATION #2) TO CITY OF CLOVIS COMMUNITY FACILITIES DISTRICT NO. 2020-1 (DRY CREEK PRESERVE SEWER FACILITIES AND SERVICES); AND **ITEM 10B** - APPROVED - **RES. 20-152**, A RESOLUTION OF THE CITY OF CLOVIS DECLARING THE RESULTS OF A SPECIAL LANDOWNER ELECTION AND DIRECTING RECORDING OF THE NOTICE OF SPECIAL TAX LIEN FOR CITY OF CLOVIS COMMUNITY FACILITIES DISTRICT NO. 2020-1 (DRY CREEK PRESERVE SEWER FACILITIES AND SERVICES).

Assistant Finance Director Gina Daniels presented a report on various actions related to annexation of territory (Annexation #2, Tract 6284-Southeast Corner of Teague and Sunnyside) to the City of Clovis Community Facilities District No. 2020-1 (Dry Creek Preserve Sewer Facilities and Services). In collaboration with Woodside Homes (“Woodside”), on April 13, 2020, the City created CFD 2020-1 for the purpose of funding the costs of the operation and maintenance of certain temporary sewer facilities, and their eventual replacement with permanent sewer facilities, within the territory of the City known as Dry Creek Preserve. To initiate the process for annexation of territory to a CFD, the Council approved a Resolution of Intention-Annexation #2 (ROI) to annex territory to the CFD on September 8, 2020. The Resolution of Intention (ROI) set a public hearing for October 19, 2020. The action today finalizes the annexation to the CFD. Following Council approval of the ROI, a non-substantive discrepancy in the description of the property for annexation was discovered in the staff report for the ROI which did not affect this annexation process and has been corrected herein. This error was not included in the ROI or any other document related to this annexation process. City Clerk John Holt reported out that he was in receipt of one ballot representing 38 votes, all in favor, indicating unanimous support.

There being no public comment, Mayor Bessinger closed the public portion. Discussion by the Council.

Motion by Councilmember Ashbeck, seconded by Councilmember Flores, for the Council to approve a resolution annexing territory (Annexation #2) (Tract 6284-Southeast Corner of Teague and Sunnyside) to the City of Clovis Community Facilities District No. 2020-1 (Dry Creek Preserve Sewer Facilities and Services) and calling a special landowner election to annex territory (Annexation #2) to City of Clovis Community Facilities District

No. 2020-1 (Dry Creek Preserve Sewer Facilities and Services). Motion carried by unanimous vote.

Motion by Councilmember Ashbeck, seconded by Councilmember Flores, for the Council to approve a resolution declaring the results of a special landowner election and directing recording of the Notice of Special Tax Lien for City of Clovis Community Facilities District No. 2020-1 (Dry Creek Preserve Sewer Facilities and Services). Motion carried by unanimous vote.

11. 7:50 - APPROVED INTRODUCTION - **ORD. 20-15**, OA2020-003, AMENDING THE CLOVIS MUNICIPAL CODE TO CLARIFY AND REFINE SECTION 9.18.050 – REGIONAL HOUSING NEEDS (RHN) OVERLAY DISTRICT AND TO ESTABLISH A MINISTERIAL PROCESS TO SUBDIVIDE PARCELS THAT QUALIFY FOR DEVELOPMENT PURSUANT TO THE RHN OVERLAY DISTRICT. CITY OF CLOVIS, APPLICANT. (CONTINUED FROM THE OCTOBER 12, 2020 MEETING.)

City Planner Dave Merchan presented a report on a request to amend the Clovis Municipal Code to clarify and refine Section 9.18.050 – Regional Housing Needs (RHN) Overlay District and to establish a ministerial process to subdivide parcels that qualify for development pursuant to the RHN Overlay District. In November of 2018, the City Council adopted Ordinance Amendment 2018-03 establishing the RHN (Regional Housing Needs) Overlay District to the Clovis Municipal Code to address the State Department of Housing and Community Development (“HCD”) Regional Housing Needs Allocation (“RHNA”) obligation. The current proposal makes refinements to the RHN Overlay District to clarify the City’s intent in establishing the District. A ministerial process to subdivide parcels that qualify for development pursuant to the RHN Overlay District is also proposed as a means to further address and comply with the City’s RHNA obligation. The Planning Commission considered the proposal at its September 24, 2020 meeting and adopted a resolution recommending approval of the ordinance amendment.

There being no public comment, Mayor Bessinger closed the public portion. Discussion by the Council.

Motion by Councilmember Whalen, seconded by Councilmember Mouanoutoua, for the Council to approve the introduction of an ordinance to amend the Clovis Municipal Code to clarify and refine Section 9.18.050 – Regional Housing Needs (RHN) Overlay District and to establish a ministerial process to subdivide parcels that qualify for development pursuant to the RHN Overlay District. Motion carried by unanimous vote.

COUNCIL ITEMS

12. 8:20 - APPROVED – CONSIDERATION OF DESIGN OF CITY OF CLOVIS CHALLENGE COIN. (CONTINUED FROM THE OCTOBER 12, 2020 MEETING.)

Mayor Bessinger provided council some options for the design of the challenge coin. There being no public comment, Mayor Bessinger closed the public portion. Discussion by the

Council. It was the consensus of the City Council to select option 2 with the white background and gold star.

WORKSHOP – 8:28

City Manager Luke Serpa provided City Council an update on the current numbers for Clovis and the County regarding COVID-19.

CITY MANAGER COMMENTS – 8:34

City Manager Luke Serpa reported out that the Children’s Electric Christmas parade has been cancelled for 2020 due to the pandemic.

COUNCIL COMMENTS – 8:39

Councilmember Whalen provided a photograph of a coffee shop in downtown Clovis over the weekend showing some people wearing masks, and others not. He encouraged all to practice social distancing and to have our residents be careful when venturing out into public.

Councilmember Ashbeck requested an update on homeless from the police chief in November.

Councilmember Mouanoutoua requested an update on the census. Public Information Officer Chad McCollum provided an update. He also requested city manager to reach out to the school district regarding joint meetings.

Mayor Bessinger reported out on a recent San Joaquin Valley Air Pollution Index meeting and how bad the air in Clovis was due to the fires.

Mayor Bessinger adjourned the meeting of the Council to November 2, 2020

Meeting adjourned: 8:51 p.m.

Mayor

City Clerk



CITY *of* CLOVIS

REPORT TO THE CITY COUNCIL

TO: Mayor and City Council

FROM: Administration

DATE: November 2, 2020

SUBJECT: Administration - Adopt - **Ord. 20-14**, R2020-003, A request to rezone approximately 30 acres from the C-2 (Community Commercial), M-1 (Light Industrial), M-2 (Heavy Industrial), and R-2 (Multifamily Medium-High Density Residential) Zone Districts to the C-M (Commercial and Light Manufacturing) Zone District. (Vote: 5-0)

This item was approved for introduction on October 19, 2020 with a unanimous vote.

Please direct questions to the City Manager's office at 559-324-2060.



CITY *of* CLOVIS

REPORT TO THE CITY COUNCIL

TO: Mayor and City Council

FROM: Administration

DATE: November 2, 2020

SUBJECT: Administration - Adopt - **Ord. 20-15**, OA2020-003, A request to amend the Clovis Municipal Code to clarify and refine Section 9.18.050 – Regional Housing Needs (RHN) Overlay District and to establish a ministerial process to subdivide parcels that qualify for development pursuant to the RHN Overlay District. City of Clovis, applicant. (Vote: 5-0)

This item was approved for introduction on October 19, 2020 with a unanimous vote.

Please direct questions to the City Manager's office at 559-324-2060.



CITY *of* CLOVIS

REPORT TO THE CITY COUNCIL

TO: Mayor and City Council

FROM: Finance Department

DATE: November 2, 2020

SUBJECT: Finance - Receive and File – Treasurer’s Report for the Month of June 2020.

ATTACHMENTS:

1. Summary of Cash Balances
2. Summary of Investment Activity
3. Investments with Original Maturities Exceeding One Year

Attached for the Council’s information is the Treasurer’s Report for the month ended June 30, 2020.

Pursuant to Section 41004 of the Government Code of the State of California, the City Treasurer is required to submit a monthly report of all receipts, disbursements and fund balances. Attachment 1 provides a summary of the beginning balance, total receipts, total disbursements, ending balance for all funds, and a listing, by fund, of all month end fund balances. Attachment 2 summarizes the investment activity for the month and distribution, by type of investment, held by the City. Attachment 3 lists all investments with original maturities exceeding one year as of the month ended June 30, 2020.

Prepared by: Jeffrey Blanks, Deputy Finance Director

Reviewed by: City Manager *[Signature]*

City of Clovis
Statement of Cash Balances
As of June 30, 2020

Previous Balance	\$	5,300,716.69
Deposits		30,168,548.74
Disbursements		(27,341,828.51)
Current Balance	\$	8,127,436.92

FUNDS	BALANCE
100 General Fund	\$ 12,931,507.23
201 Local Transportation	8,933,440.74
202 Parking and Business Improvements	70,892.14
203 Off Highway Use	69,694.88
205 Senior Citizen Memorial Trust	53,594.95
207 Landscape Assessment District	5,581,477.06
208 Blackhorse III (95-1) Assessment District	143,243.94
301 Park & Recreation Acquisition	8,214,534.80
305 Refuse Equipment Reserve	1,490,446.23
310 Special Street Deposit Fund	24,511,552.98
313 Successor Agency	859,236.87
314 Housing Successor Agency	1,510,389.93
402 1976 Fire Bond Redemption	17,512.58
404 1976 Sewer Bond Redemption Fund	73,453.73
501 Community Sanitation Fund	15,155,900.21
502 Sewer Service Fund	34,718,598.50
504 Sewer Capital Projects-Users	916,639.15
506 Sewer Capital Projects-Developer	2,759,301.80
507 Water Service Fund	53,983,912.65
508 Water Capital Projects-Users	6,852,227.25
509 Water Capital Projects-Developer	6,085,894.71
515 Transit Fund	2,728,774.18
540 Planning & Development Services	15,332,142.81
601 Property & Liability Insurance	1,901,218.66
602 Fleet Maintenance	10,977,350.33
603 Employee Benefit Fund	11,121,401.09
604 General Government Services	16,164,242.43
701 Curb & Gutter Fund	155,714.45
703 Payroll Tax & Withholding Fund	3,011,705.88
712 Temperance/Barstow Assmt Dist (98-1)	76,390.76
713 Shepherd/Temperance Assmt Dist (2000-1)	3,046.38
715 Supp Law Enforcement Serv	1,229.83
716 Asset Forfeiture	72,954.93
720 Measure A-Public Safety Facility Tax	532.28
736 SA Admin Trust Fund	7,850.16
741 SA Debt Service Trust Fund	73,693.98
747 Housing Successor Trust Fund	1,137.98
SUBTOTALS	\$ 246,562,838.46
999 Invested Funds	(238,435,401.54)
TOTAL	\$ 8,127,436.92

**City of Clovis
Summary of Investment Activity
For the month of June 30, 2020**

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Balance of Investments Previous Month End	<u>\$236,238,056.26</u>
<u>Time Certificates of Deposit Transactions</u>	
Investments	0.00
Withdrawals	<u>(500,000.00)</u>
Total CD Changes	(500,000.00)
<u>Other Changes</u>	
Government Securities	(2,740,101.00)
US Treasury Notes	0.00
Local Agency Investment Fund	8,000,000.00
Money Market	0.00
Sweep Account	<u>(2,562,553.72)</u>
Total Other Changes	<u>2,697,345.28</u>
Balance of Investments Current Month End	<u><u>\$ 238,435,401.54</u></u>

**City of Clovis
Distribution of Investments
As of June 30, 2020**

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Insured CD's	11,240,000.00
Government Securities	114,096,253.25
US Treasury Notes	0.00
Local Agency Investment Fund	73,702,819.94
Money Market	0.00
Sweep Account	<u>39,396,328.35</u>
Investment Total	<u><u>\$ 238,435,401.54</u></u>

**City of Clovis
Original Maturities Exceeding One Year
As of June 30, 2020**

Institution	Face Value	Investment Balance At Amortized Cost	Maturity	Stated Rate
FHLMCMTN	2,500,000.00	2,494,499.00	2/16/2021	2.375%
FAMCMTN	2,500,000.00	2,500,639.00	4/19/2021	2.650%
FHLB	2,500,000.00	2,522,121.00	6/11/2021	3.625%
FAMCMTN	3,000,000.00	3,000,000.00	8/17/2021	2.750%
FFCB	2,000,000.00	1,999,424.00	8/27/2021	2.700%
FFCB	2,500,000.00	2,496,228.00	9/20/2021	2.850%
FFCB	2,500,000.00	2,500,098.00	12/17/2021	2.800%
FAMCMTN	3,000,000.00	2,999,533.00	1/10/2022	1.520%
FHLMCMTN	6,000,000.00	6,084,008.00	1/13/2022	2.375%
FHLB	12,000,000.00	12,065,092.00	3/11/2022	2.500%
FFCB	5,960,000.00	5,971,413.00	3/28/2022	2.280%
FFCB	6,000,000.00	6,011,471.00	6/14/2022	1.875%
FAMCMTN	6,000,000.00	6,016,905.00	6/21/2022	1.950%
FFCB	3,000,000.00	3,004,115.00	8/22/2022	1.625%
FHLB	6,000,000.00	6,049,947.00	9/9/2022	2.000%
FFCB	3,000,000.00	2,987,660.00	10/11/2022	1.375%
FFCB	5,000,000.00	5,007,140.00	10/13/2022	1.600%
FHLB	8,000,000.00	8,037,454.00	12/9/2022	1.875%
FHLB	5,000,000.00	5,040,314.00	12/9/2022	1.875%
FAMCMTN	8,500,000.00	8,539,878.00	2/27/2023	1.350%
FHLB	5,000,000.00	5,240,101.00	3/10/2023	2.125%
FHLB	13,000,000.00	13,528,214.00	3/10/2023	2.125%



CITY *of* CLOVIS

REPORT TO THE CITY COUNCIL

TO: Mayor and City Council

FROM: Finance Department

DATE: November 2, 2020

SUBJECT: Finance - Receive and File – Treasurer’s Report for the Month of July 2020.

ATTACHMENTS:

1. Summary of Cash Balances
2. Summary of Investment Activity
3. Investments with Original Maturities Exceeding One Year

Attached for the Council’s information is the Treasurer’s Report for the month ended July 31, 2020.

Pursuant to Section 41004 of the Government Code of the State of California, the City Treasurer is required to submit a monthly report of all receipts, disbursements and fund balances. Attachment 1 provides a summary of the beginning balance, total receipts, total disbursements, ending balance for all funds, and a listing, by fund, of all month end fund balances. Attachment 2 summarizes the investment activity for the month and distribution, by type of investment, held by the City. Attachment 3 lists all investments with original maturities exceeding one year as of the month ended July 31, 2020.

Prepared by: Jeffrey Blanks, Deputy Finance Director

Reviewed by: City Manager *JH*

City of Clovis
Statement of Cash Balances
As of July 31, 2020

Previous Balance	\$	8,127,436.92
Deposits		34,967,044.91
Disbursements		<u>(37,628,531.84)</u>
Current Balance	\$	<u><u>5,465,949.99</u></u>

<u>FUNDS</u>	<u>BALANCE</u>
100 General Fund	\$ 9,891,302.24
201 Local Transportation	8,639,261.30
202 Parking and Business Improvements	71,316.15
203 Off Highway Use	69,790.72
205 Senior Citizen Memorial Trust	53,668.22
207 Landscape Assessment District	5,256,475.77
208 Blackhorse III (95-1) Assessment District	131,188.58
301 Park & Recreation Acquisition	7,815,365.41
305 Refuse Equipment Reserve	1,494,241.79
310 Special Street Deposit Fund	24,280,513.82
313 Successor Agency	772,331.87
314 Housing Successor Agency	1,900,479.24
402 1976 Fire Bond Redemption	25,475.23
404 1976 Sewer Bond Redemption Fund	402,554.72
501 Community Sanitation Fund	14,943,108.67
502 Sewer Service Fund	34,637,172.12
504 Sewer Capital Projects-Users	1,007,901.56
506 Sewer Capital Projects-Developer	253,752.46
507 Water Service Fund	53,128,142.99
508 Water Capital Projects-Users	6,983,684.04
509 Water Capital Projects-Developer	6,387,175.64
515 Transit Fund	3,591,137.24
540 Planning & Development Services	15,546,054.80
601 Property & Liability Insurance	1,114,839.08
602 Fleet Maintenance	11,056,680.92
603 Employee Benefit Fund	309,235.66
604 General Government Services	15,741,661.75
701 Curb & Gutter Fund	159,180.24
703 Payroll Tax & Withholding Fund	869,389.06
712 Temperance/Barstow Assmt Dist (98-1)	75,128.34
713 Shepherd/Temperance Assmt Dist (2000-1)	5,691.39
715 Supp Law Enforcement Serv	(695.11)
716 Asset Forfeiture	72,661.77
720 Measure A-Public Safety Facility Tax	410.27
736 SA Admin Trust Fund	1,421.40
741 SA Debt Service Trust Fund	(887,548.15)
747 Housing Successor Trust Fund	1,137.98
SUBTOTALS	<u>\$ 225,801,289.18</u>
999 Invested Funds	<u>(220,335,339.19)</u>
TOTAL	<u><u>\$ 5,465,949.99</u></u>

**City of Clovis
Summary of Investment Activity
For the month of July 31, 2020**

<hr/> <hr/>		
Balance of Investments Previous Month End		<u>\$238,435,401.54</u>
<u>Time Certificates of Deposit Transactions</u>		
Investments	0.00	
Withdrawals	<u>(250,000.00)</u>	
Total CD Changes		(250,000.00)
<u>Other Changes</u>		
Government Securities	0.00	
US Treasury Notes	0.00	
Local Agency Investment Fund	246,157.16	
Money Market	0.00	
Sweep Account	<u>(18,096,219.51)</u>	
Total Other Changes		<u>(17,850,062.35)</u>
Balance of Investments Current Month End		<u>\$ 220,335,339.19</u>

**City of Clovis
Distribution of Investments
As of July 31, 2020**

<hr/> <hr/>	
Insured CD's	10,990,000.00
Government Securities	114,096,253.25
US Treasury Notes	0.00
Local Agency Investment Fund	73,948,977.10
Money Market	0.00
Sweep Account	<u>21,300,108.84</u>
Investment Total	<u>\$ 220,335,339.19</u>

City of Clovis
Original Maturities Exceeding One Year
As of July 31, 2020

Institution	Face Value	Investment Balance At Amortized Cost	Maturity	Stated Rate
FHLMCMTN	2,500,000.00	2,494,499.00	2/16/2021	2.375%
FAMCMTN	2,500,000.00	2,500,639.00	4/19/2021	2.650%
FHLB	2,500,000.00	2,522,121.00	6/11/2021	3.625%
FAMCMTN	3,000,000.00	3,000,000.00	8/17/2021	2.750%
FFCB	2,000,000.00	1,999,424.00	8/27/2021	2.700%
FFCB	2,500,000.00	2,496,228.00	9/20/2021	2.850%
FFCB	2,500,000.00	2,500,098.00	12/17/2021	2.800%
FAMCMTN	3,000,000.00	2,999,533.00	1/10/2022	1.520%
FHLMCMTN	6,000,000.00	6,084,008.00	1/13/2022	2.375%
FHLB	12,000,000.00	12,065,092.00	3/11/2022	2.500%
FFCB	5,960,000.00	5,971,413.00	3/28/2022	2.280%
FFCB	6,000,000.00	6,011,471.00	6/14/2022	1.875%
FAMCMTN	6,000,000.00	6,016,905.00	6/21/2022	1.950%
FFCB	3,000,000.00	3,004,115.00	8/22/2022	1.625%
FHLB	6,000,000.00	6,049,947.00	9/9/2022	2.000%
FFCB	3,000,000.00	2,987,660.00	10/11/2022	1.375%
FFCB	5,000,000.00	5,007,140.00	10/13/2022	1.600%
FHLB	8,000,000.00	8,037,454.00	12/9/2022	1.875%
FHLB	5,000,000.00	5,040,314.00	12/9/2022	1.875%
FAMCMTN	8,500,000.00	8,539,878.00	2/27/2023	1.350%
FHLB	5,000,000.00	5,240,101.00	3/10/2023	2.125%
FHLB	13,000,000.00	13,528,214.00	3/10/2023	2.125%



CITY *of* CLOVIS

REPORT TO THE CITY COUNCIL

TO: Mayor and City Council

FROM: Finance Department

DATE: November 2, 2020

SUBJECT: Finance – Receive and File – Investment Report for the Month of June 2020.

ATTACHMENTS: 1. Distribution of Investments
2. Monthly Investment Transactions
3. Certificates of Deposit
4. Graph of June 30, 2020 Treasury Rates

Attached is the Investment Report for the month of June 2020. Shown in Attachment 1 is the distribution of investments which lists all the individual securities owned by the City with the book and market values. Book value is the actual price paid for the investment. Market value is the amount that the investment is worth if sold in the open market. The market value (which fluctuates daily) that is used in the report is as of the last working day of the month. Attachment 2 reflects the monthly investment transactions for the month of June 2020. Attachment 3 lists the certificates of deposit. Attachment 4 is a graph of Treasury rates on June 30, 2020.

The investment of the City's funds is performed in accordance with the adopted Investment Policy. Funds are invested with the following objectives in mind:

1. Assets are invested in adherence with the safeguards and diversity of a prudent investor.
2. The portfolio is invested in a manner consistent with the primary emphasis on preservation of the principal, while attaining a high rate of return consistent with this guideline. Trading of securities for the sole purpose of realizing trading profits is prohibited.
3. Sufficient liquidity is maintained to provide a source for anticipated financial obligations as they become due.

4. Investments may be made, consistent with the Investment Policy Guidelines, in fixed income securities maturing in three years or less and can be extended to five years with the City Manager's approval.

The Finance Department invests the City's assets with an expectation of achieving a total rate of return at a level that exceeds the annualized rate of return on short-term government guaranteed or insured obligations (90-day Treasury bills) and to assure that the principal is preserved with minimal risk of depreciation or loss. In periods of rising interest rates, the City of Clovis portfolio return may be less than that of the annualized 90-day Treasury bill. In periods of decreasing interest rates, the City of Clovis portfolio return may be greater than the annualized 90-day Treasury bill. The current 90-day Treasury bill rate (annualized) is 1.33%. The rate of return for the City of Clovis portfolio is 1.52%. The goal for the City of Clovis investment return is 120% of the 90-day Treasury bill rate. The current rate of return is 114% of the Treasury bill rate.

In accordance with the Investment Policy, the investment period on each investment does not exceed three years and can be extended to five years with the City Manager's approval. As of June 2020 the average investment life of the City's investment portfolio is 1.03 years.

Current Investment Environment and Philosophy

During the month of June 2020, the federal funds rate remained at 0.00%-0.25%. On June 30, 2020, the Treasury yield curve increased from 3-month to 10-year notes.

Certificates of Deposit (CD's)

The City purchases both negotiable and non-negotiable Certificates of Deposit (CD's). Although negotiable CD's can be traded, it is the City's policy to buy and hold all CD's. Negotiable CD's are held by U.S. Bank, a third party custodian. Non-negotiable CD's are held in the City's safe.

Purchases and Maturities

- 0 government securities were purchased.
- 1 government security totaling \$2,500,000.00 matured.
- 0 certificates of deposit were purchased.
- 2 certificates of deposit totaling \$500,000 matured.

Market Environment

- During June, the federal funds rate remained at 0.00%-0.25%.
- On June 30, the yield curve increased from 3-month to 10-year notes. See Attachment 4, Graph of Treasury Rates on June 30, 2020.

Prepared by: Jeffrey Blanks, Deputy Finance Director

Reviewed by: City Manager *JH*

**City of Clovis
Distribution of Investments
As of June 30, 2020**

AGENDA ITEM NO. 6.

	<u>COST</u>	<u>NET BOOK VALUE</u>	<u>MARKET VALUE *</u>	<u>YIELD TO MATURITY</u>	<u>STATED INTEREST RATE</u>	<u>INVEST DATE</u>	<u>MATURITY DATE</u>	<u>DAYS TO MATURITY FROM 6/30/2020</u>
<u>GOV'T SECURITIES</u>								
FHLMCMTN	2,477,875	2,494,499	2,533,500	2.375%	2.375%	08/02/18	02/16/21	231
FAMCMTN	2,502,236	2,500,639	2,546,900	2.650%	2.650%	06/28/18	04/19/21	293
FHLB	2,568,983	2,522,121	2,580,400	3.625%	3.625%	06/28/18	06/11/21	346
FAMCMTN	3,000,000	3,000,000	3,083,430	2.750%	2.750%	09/06/18	08/17/21	413
FFCB	1,998,520	1,999,424	2,058,020	2.700%	2.700%	09/06/18	08/27/21	423
FFCB	2,490,878	2,496,228	2,581,050	2.850%	2.850%	10/05/18	09/20/21	447
FFCB	2,500,200	2,500,098	2,594,675	2.800%	2.800%	12/17/18	12/17/21	535
FAMCMTN	2,999,400	2,999,533	3,052,950	1.520%	1.520%	01/23/20	01/10/22	559
FHLMCMTN	6,129,600	6,084,008	6,200,040	2.375%	2.375%	08/30/19	01/13/22	562
FHLB	12,110,520	12,065,092	12,462,840	2.500%	2.500%	04/25/19	03/11/22	619
FFCB	5,979,668	5,971,413	6,173,010	2.280%	2.280%	03/28/19	03/28/22	636
FFCB	6,017,400	6,011,471	6,189,180	1.875%	1.875%	06/27/19	06/14/22	714
FAMCMTN	6,024,900	6,016,905	6,202,500	1.950%	1.950%	07/25/19	06/21/22	721
FFCB	3,005,250	3,004,115	3,087,090	1.625%	1.625%	11/27/19	08/22/22	783
FHLB	6,065,100	6,049,947	6,232,200	2.000%	2.000%	10/31/19	09/09/22	801
FFCB	2,984,460	2,987,660	3,075,090	1.375%	1.375%	11/27/19	10/11/22	833
FFCB	5,008,500	5,007,140	5,151,050	1.600%	1.600%	01/23/20	10/13/22	835
FHLB	8,045,600	8,037,454	6,751,875	1.875%	1.875%	12/19/19	12/09/22	892
FHLB	5,047,500	5,040,314	6,751,875	1.875%	1.875%	01/23/20	12/09/22	892
FAMCMTN	8,544,965	8,539,878	8,732,645	1.350%	1.350%	02/27/20	02/27/23	972
FHLB	13,579,800	13,528,214	9,436,140	2.125%	2.125%	03/26/20	03/10/23	983
FHLB	5,255,000	5,240,101	9,436,140	2.125%	2.125%	04/30/20	03/10/23	983
SECURITIES TOTAL	<u>\$ 114,336,354</u>	<u>\$ 114,096,254</u>	<u>\$116,912,600</u>					
LAIF		<u>\$ 73,702,820</u>	<u>\$ 73,702,820</u>					
MONEY MARKET (Rabo)		<u>\$ -</u>	<u>\$ -</u>					
Sweep Account (Union Bank)		<u>\$ 39,396,328</u>	<u>\$ 39,396,328</u>					
TOTAL CD'S		<u>\$ 11,240,000</u>	<u>\$ 11,577,120</u>					
TOTAL INVESTMENTS		<u>\$ 238,435,402</u>	<u>\$ 241,588,869</u>					

* Market values for securities obtained from US Bank.

City of Clovis
Monthly Investment Transactions
As of June 30, 2020

AGENDA ITEM NO. 6.

Institution	Description	Activity	Amount	Market Value	Rate	Activity Date	Maturity Date
FHLMCMTN	Gov Security	Maturity	2,500,000	2,500,000	1.650%	06/29/20	06/29/20
Communitywide	CD	Maturity	250,000	250,000	1.950%	06/01/20	06/01/20
Nthwt Dist	CD	Maturity	250,000	250,000	1.700%	06/16/20	06/16/20

PORTFOLIO DATA

Current Month (06/20)

	Book	Market
CD'S	\$ 11,240,000	\$ 11,577,120
Gov't Securities*	114,096,254	116,912,600
LAIF	73,702,820	73,702,820
Sweep Account (Union Bank)	39,396,328	39,396,328
TOTAL	\$ 238,435,402	\$241,588,868

Current Month (05/20)

	Book	Market
CD'S	\$11,740,000	\$12,085,812
Gov't Securities*	116,836,354	119,604,833
LAIF	65,702,820	65,702,820
Sweep Account (Union Bank)	41,958,882	41,958,882
TOTAL	\$236,238,056	\$239,352,347

Three Months Previous (03/20)

	Book	Market
CD'S	\$11,975,000	\$12,115,411
Gov't Securities*	119,528,679	121,989,353
LAIF	65,373,805	65,373,805
Sweep Account (Union Bank)	22,636,858	22,636,858
TOTAL	\$219,514,342	\$222,115,427

Six Months Previous (12/19)

	Book	Market
CD'S	\$11,705,000	\$11,800,781
Gov't Securities*	113,688,660	114,390,802
LAIF	65,000,000	65,000,000
Sweep Account (Union Bank)	24,621,887	24,621,887
TOTAL	\$215,015,547	\$ 215,813,470

One Year Previous (06/19)

	Book	Market
CD'S	\$12,670,000	\$12,713,242
Gov't Securities*	123,588,962	124,187,773
LAIF	65,000,000	65,000,000
Sweep Account (Union Bank)	31,967,930	31,967,930
TOTAL	\$233,226,892	\$233,868,945

*Adjusted Quarterly for Premium/Discount Amortization

**City of Clovis
Certificates of Deposit
As of June 30, 2020**

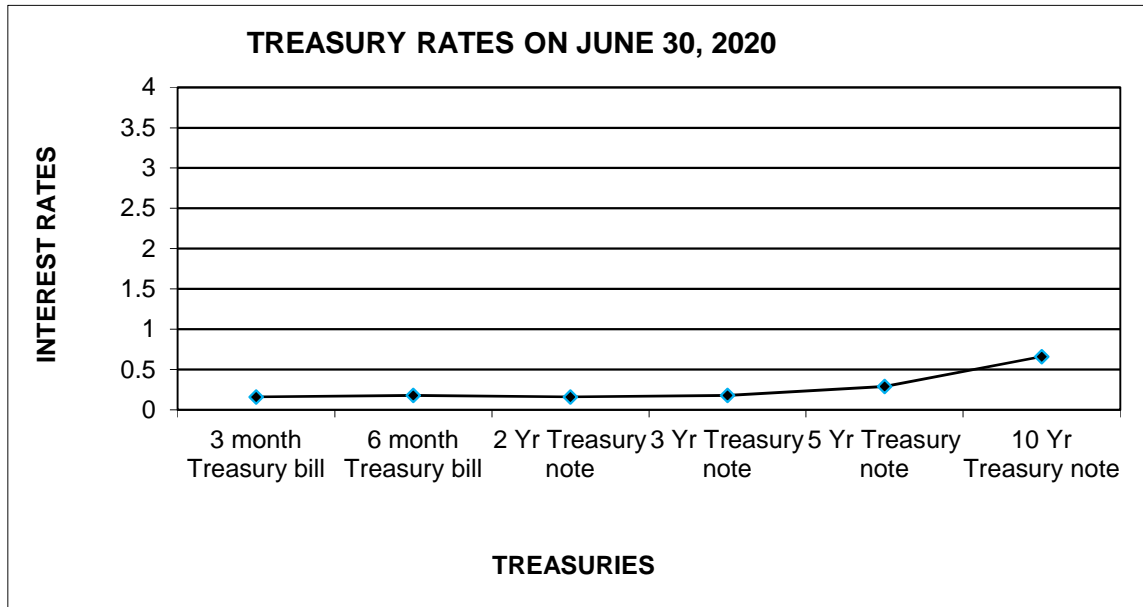
AGENDA ITEM NO. 6.

Negotiable CDs	COST	MARKET PRICE	INTEREST RATE	INVEST DATE	MATURITY DATE	MATURITY FROM 06/30/20	INTEREST FREQUENCY
Amer Natl	250,000	250,142.50	1.700%	07/12/17	07/13/20	13	MONTHLY
Mb Financial Bank	250,000	250,470.00	1.800%	08/10/17	08/10/20	41	MONTHLY
East Boston Svgs Bk Boston Ma	250,000	251,025.00	1.800%	09/28/17	09/28/20	90	MONTHLY
Eagle Bank	250,000	251,470.00	2.500%	03/29/19	09/29/20	91	QUARTERLY
Medallion Bk Salt Lake City Utah	250,000	251,067.50	1.850%	09/29/17	09/29/20	91	MONTHLY
Illinois Cmnty	250,000	251,952.50	2.000%	11/28/17	11/30/20	153	MONTHLY
Merrick Bank	250,000	254,180.00	2.550%	03/09/18	03/09/21	252	MONTHLY
Towne Bank	250,000	255,305.00	2.700%	04/27/18	04/27/21	301	MONTHLY
Citibank	250,000	256,237.50	2.900%	05/22/18	05/24/21	328	MONTHLY
University Of Iowa Cmnty Fcu	250,000	256,255.00	2.900%	05/24/18	05/28/21	332	MONTHLY
BMW Bank North America	250,000	256,862.50	3.000%	06/15/18	06/15/21	350	MONTHLY
Connectone Bk Englewood Cliffs	250,000	256,807.50	3.000%	06/15/18	06/15/21	350	MONTHLY
Bar Harbor Bank Trust	250,000	257,072.50	3.000%	06/29/18	06/29/21	364	MONTHLY
Keesler Fed Cr Un	250,000	258,392.50	3.050%	02/20/19	08/30/21	426	QUARTERLY
Ubs Bank Usa	250,000	260,220.00	3.200%	11/07/18	11/08/21	496	MONTHLY
Mountain America Fd Credit	250,000	260,365.00	3.200%	11/15/18	11/15/21	503	MONTHLY
Wells Fargo	250,000	260,870.00	3.000%	01/18/19	01/18/22	567	MONTHLY
Goldman Sachs Bk USA Ny	245,000	255,488.45	2.800%	02/20/19	02/22/22	602	QUARTERLY
Tiaa FSB Jacksonville Fla	245,000	255,689.35	2.850%	02/28/19	02/22/22	602	QUARTERLY
Comenity Capital Bank	250,000	260,727.50	2.550%	04/30/19	04/29/22	668	QUARTERLY
Synchrony Bank	250,000	260,562.50	2.450%	05/17/19	05/17/22	686	QUARTERLY
First State Bank of Dequeen	250,000	258,515.00	2.000%	07/26/19	05/26/22	695	QUARTERLY
Flagstar Bank	250,000	261,190.00	2.500%	06/12/19	06/13/22	713	QUARTERLY
Capital One Bank	250,000	260,555.00	2.350%	06/19/19	06/20/22	720	QUARTERLY
Morgan Stanley Bk	250,000	259,690.00	2.100%	07/25/19	07/25/22	755	QUARTERLY
Capital One Bank	250,000	260,112.50	2.150%	08/07/19	08/08/22	769	QUARTERLY
Everbanke USA Salt Lake City	250,000	259,585.00	2.050%	08/07/19	08/08/22	769	QUARTERLY
Raymond James Bank	250,000	258,945.00	1.900%	08/23/19	08/23/22	784	QUARTERLY
Ally Bank	250,000	258,932.50	1.850%	09/19/19	09/19/22	811	QUARTERLY
Usalliance Federal Credit Union	250,000	259,580.00	2.850%	09/30/19	09/30/22	822	QUARTERLY
Morgan Stanley Bank	250,000	259,192.50	2.100%	10/17/19	10/17/22	839	MONTHLY
Lafayette Fed Cr Un	250,000	258,602.50	1.700%	11/22/19	11/22/22	875	MONTHLY
Live Oak Banking Co.	250,000	259,067.50	1.750%	12/11/19	12/12/22	895	QUARTERLY
Wells Fargo Natl Bk West	250,000	259,382.50	1.800%	12/13/19	12/13/22	896	QUARTERLY
Valley Cent Svgs Bk	250,000	259,037.50	1.700%	01/15/20	01/17/23	931	QUARTERLY
Sallie Mae Bank	250,000	260,355.00	1.900%	01/23/20	01/23/23	937	QUARTERLY
Servisfirst Bank	250,000	258,642.50	1.600%	02/21/20	02/21/23	966	MONTHLY
Celtic Bank	250,000	258,462.50	1.550%	03/13/20	03/13/23	986	MONTHLY
Axos Bank	250,000	258,552.50	1.550%	03/26/20	03/27/23	1,000	MONTHLY
Nicolet Natl Bank	250,000	255,140.00	0.900%	03/27/20	03/27/23	1,000	MONTHLY
Centerstate Bank	250,000	254,127.50	0.900%	03/30/20	03/30/23	1,003	MONTHLY
Bank Leumi	250,000	257,897.50	1.450%	03/31/20	03/31/23	1,004	MONTHLY
Discover Bank	250,000	257,915.00	1.350%	04/02/20	04/03/23	1,007	MONTHLY
Berkshire Bank	250,000	256,910.00	1.300%	04/08/20	04/06/23	1,010	MONTHLY
American Express	250,000	255,567.50	1.100%	04/21/20	04/21/23	1,025	MONTHLY
Negotiable CD TOTAL	<u>\$ 11,240,000</u>	<u>\$ 11,577,120</u>					
CD TOTAL	<u><u>\$ 11,240,000</u></u>	<u><u>\$ 11,577,120</u></u>					

**CITY OF CLOVIS
FINANCE DEPARTMENT
JUNE 30, 2020 TREASURY RATES**

Treasury Rates as of June 30, 2020

3 month Treasury bill	0.16
6 month Treasury bill	0.18
2 Yr Treasury note	0.16
3 Yr Treasury note	0.18
5 Yr Treasury note	0.29
10 Yr Treasury note	0.66



As indicated in the above graph, treasuries increase from 3-month to 10-year notes.



CITY *of* CLOVIS

REPORT TO THE CITY COUNCIL

TO: Mayor and City Council

FROM: Finance Department

DATE: November 2, 2020

SUBJECT: Finance - Receive and File – Investment Report for the Month of July 2020.

ATTACHMENTS:

1. Distribution of Investments
2. Monthly Investment Transactions
3. Certificates of Deposit
4. Graph of July 31, 2020 Treasury Rates

Attached is the Investment Report for the month of July 2020. Shown in Attachment 1 is the distribution of investments which lists all the individual securities owned by the City with the book and market values. Book value is the actual price paid for the investment. Market value is the amount that the investment is worth if sold in the open market. The market value (which fluctuates daily) that is used in the report is as of the last working day of the month. Attachment 2 reflects the monthly investment transactions for the month of July 2020. Attachment 3 lists the certificates of deposit. Attachment 4 is a graph of Treasury rates on July 31, 2020.

The investment of the City's funds is performed in accordance with the adopted Investment Policy. Funds are invested with the following objectives in mind:

1. Assets are invested in adherence with the safeguards and diversity of a prudent investor.
2. The portfolio is invested in a manner consistent with the primary emphasis on preservation of the principal, while attaining a high rate of return consistent with this guideline. Trading of securities for the sole purpose of realizing trading profits is prohibited.
3. Sufficient liquidity is maintained to provide a source for anticipated financial obligations as they become due.

4. Investments may be made, consistent with the Investment Policy Guidelines, in fixed income securities maturing in three years or less and can be extended to five years with the City Manager's approval.

The Finance Department invests the City's assets with an expectation of achieving a total rate of return at a level that exceeds the annualized rate of return on short-term government guaranteed or insured obligations (90-day Treasury bills) and to assure that the principal is preserved with minimal risk of depreciation or loss. In periods of rising interest rates, the City of Clovis portfolio return may be less than that of the annualized 90-day Treasury bill. In periods of decreasing interest rates, the City of Clovis portfolio return may be greater than the annualized 90-day Treasury bill. The current 90-day Treasury bill rate (annualized) is 1.16%. The rate of return for the City of Clovis portfolio is 1.42%. The goal for the City of Clovis investment return is 120% of the 90-day Treasury bill rate. The current rate of return is 122% of the Treasury bill rate.

In accordance with the Investment Policy, the investment period on each investment does not exceed three years and can be extended to five years with the City Manager's approval. As of July 2020 the average investment life of the City's investment portfolio is 0.99 years.

Current Investment Environment and Philosophy

During the month of July 2020, the federal funds rate remained at 0.00%-0.25%. On July 31, 2020, the Treasury yield curve increased from 3-month to 10-year notes.

Certificates of Deposit (CD's)

The City purchases both negotiable and non-negotiable Certificates of Deposit (CD's). Although negotiable CD's can be traded, it is the City's policy to buy and hold all CD's. Negotiable CD's are held by U.S. Bank, a third party custodian. Non-negotiable CD's are held in the City's safe.

Purchases and Maturities

- 0 government securities were purchased.
- 0 government securities were called or matured.
- 0 certificates of deposit were purchased.
- 1 certificate of deposit totaling \$250,000 matured.

Market Environment

- During July, the federal funds rate remained at 0.00%-0.25%.
- On July 31, the yield curve increased from 3-month to 10-year notes. See Attachment 4, Graph of Treasury Rates on July 31, 2020.

Prepared by: Jeffrey Blanks, Deputy Finance Director

Reviewed by: City Manager *JH*

**City of Clovis
Distribution of Investments
As of July 31, 2020**

AGENDA ITEM NO. 7.

	<u>COST</u>	<u>NET BOOK VALUE</u>	<u>MARKET VALUE *</u>	<u>YIELD TO MATURITY</u>	<u>STATED INTEREST RATE</u>	<u>INVEST DATE</u>	<u>MATURITY DATE</u>	<u>DAYS TO MATURITY FROM 7/31/2020</u>
<u>GOV'T SECURITIES</u>								
FHLMCMTN	2,477,875	2,494,499	2,530,175	2.375%	2.375%	08/02/18	02/16/21	200
FAMCMTN	2,502,236	2,500,639	2,544,725	2.650%	2.650%	06/28/18	04/19/21	262
FHLB	2,568,983	2,522,121	2,574,625	3.625%	3.625%	06/28/18	06/11/21	315
FAMCMTN	3,000,000	3,000,000	3,081,360	2.750%	2.750%	09/06/18	08/17/21	382
FFCB	1,998,520	1,999,424	2,054,400	2.700%	2.700%	09/06/18	08/27/21	392
FFCB	2,490,878	2,496,228	2,576,850	2.850%	2.850%	10/05/18	09/20/21	416
FFCB	2,500,200	2,500,098	2,590,325	2.800%	2.800%	12/17/18	12/17/21	504
FAMCMTN	2,999,400	2,999,533	3,051,960	1.520%	1.520%	01/23/20	01/10/22	528
FHLMCMTN	6,129,600	6,084,008	6,192,660	2.375%	2.375%	08/30/19	01/13/22	531
FHLB	12,110,520	12,065,092	12,445,440	2.500%	2.500%	04/25/19	03/11/22	588
FFCB	5,979,668	5,971,413	6,166,872	2.280%	2.280%	03/28/19	03/28/22	605
FFCB	6,017,400	6,011,471	6,187,860	1.875%	1.875%	06/27/19	06/14/22	683
FAMCMTN	6,024,900	6,016,905	6,198,960	1.950%	1.950%	07/25/19	06/21/22	690
FFCB	3,005,250	3,004,115	3,087,420	1.625%	1.625%	11/27/19	08/22/22	752
FHLB	6,065,100	6,049,947	6,227,460	2.000%	2.000%	10/31/19	09/09/22	770
FFCB	2,984,460	2,987,660	3,076,110	1.375%	1.375%	11/27/19	10/11/22	802
FFCB	5,008,500	5,007,140	5,151,800	1.600%	1.600%	01/23/20	10/13/22	804
FHLB	8,045,600	8,037,454	6,754,735	1.875%	1.875%	12/19/19	12/09/22	861
FHLB	5,047,500	5,040,314	6,754,735	1.875%	1.875%	01/23/20	12/09/22	861
FAMCMTN	8,544,965	8,539,878	8,739,360	1.350%	1.350%	02/27/20	02/27/23	941
FHLB	13,579,800	13,528,214	9,439,200	2.125%	2.125%	03/26/20	03/10/23	952
FHLB	5,255,000	5,240,101	9,439,200	2.125%	2.125%	04/30/20	03/10/23	952
SECURITIES TOTAL	<u>\$ 114,336,354</u>	<u>\$ 114,096,254</u>	<u>\$116,866,232</u>					
LAIF		<u>\$ 73,948,977</u>	<u>\$ 73,948,977</u>					
MONEY MARKET (Rabo)		<u>\$ -</u>	<u>\$ -</u>					
Sweep Account (Union Bank)		<u>\$ 21,300,109</u>	<u>\$ 21,300,109</u>					
TOTAL CD'S		<u>\$ 10,990,000</u>	<u>\$ 11,321,401</u>					
TOTAL INVESTMENTS		<u>\$ 220,335,340</u>	<u>\$ 223,436,719</u>					

* Market values for securities obtained from US Bank.

City of Clovis
Monthly Investment Transactions
As of July 31, 2020

AGENDA ITEM NO. 7.

Institution	Description	Activity	Amount	Market Value	Rate	Activity Date	Maturity Date
Amer Natl Bk	CD	Maturity	250,000	250,000	1.700%	07/13/20	07/13/20

PORTFOLIO DATA

Current Month (07/20)

	<u>Book</u>	<u>Market</u>
CD'S	\$ 10,990,000	\$ 11,321,401
Gov't Securities*	114,096,254	116,866,232
LAIF	73,948,977	73,948,977
Sweep Account (Union Bank)	21,300,109	21,300,109
TOTAL	\$ 220,335,340	\$223,436,719

Prior Month (06/20)

	<u>Book</u>	<u>Market</u>
CD'S	\$11,240,000	\$11,577,120
Gov't Securities*	114,096,254	116,912,600
LAIF	73,702,820	73,702,820
Sweep Account (Union Bank)	39,396,328	39,396,328
TOTAL	\$238,435,402	\$241,588,868

Three Months Previous (04/20)

	<u>Book</u>	<u>Market</u>
CD'S	\$11,990,000	\$12,262,225
Gov't Securities*	119,335,104	121,991,370
LAIF	65,702,820	65,702,820
Sweep Account (Union Bank)	31,608,090	31,608,090
TOTAL	\$228,636,014	\$231,564,505

Six Months Previous (01/20)

	<u>Book</u>	<u>Market</u>
CD'S	\$11,460,000	\$11,560,852
Gov't Securities*	118,737,540	119,729,256
LAIF	65,373,805	65,373,805
Sweep Account (Union Bank)	21,889,541	21,889,541
TOTAL	\$217,460,886	\$ 218,553,454

One Year Previous (07/19)

	<u>Book</u>	<u>Market</u>
CD'S	\$12,180,000	\$12,243,351
Gov't Securities*	124,125,407	124,513,114
LAIF	65,000,000	65,000,000
Sweep Account (Union Bank)	12,925,115	12,925,115
TOTAL	\$214,230,522	\$214,681,580

*Adjusted Quarterly for Premium/Discount Amortization

**City of Clovis
Certificates of Deposit
As of July 31, 2020**

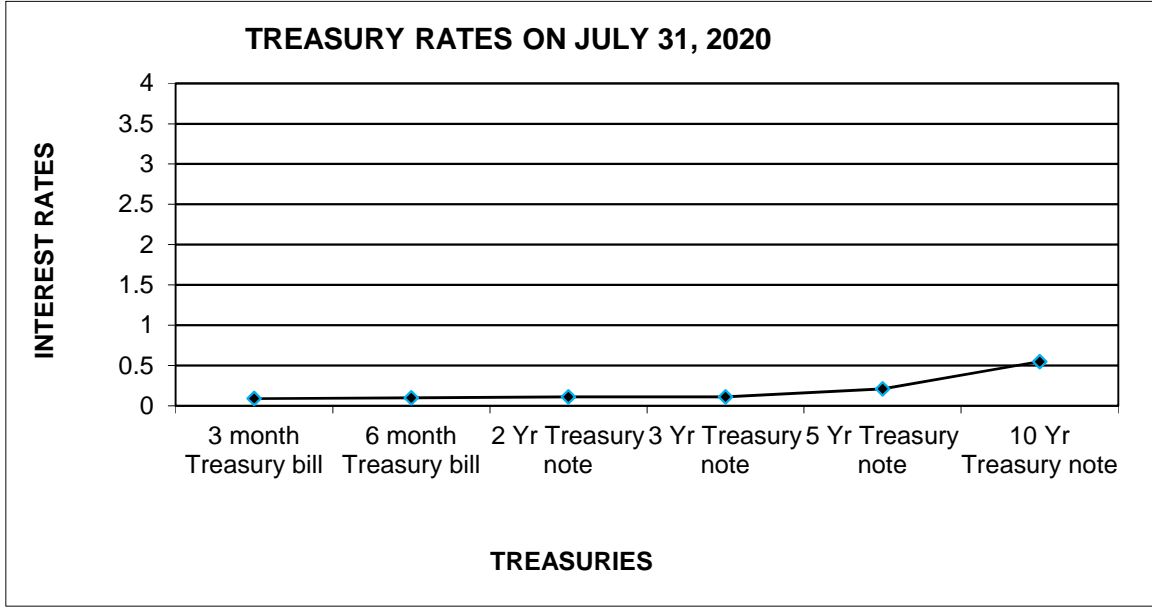
AGENDA ITEM NO. 7.

<u>Negotiable CDs</u>	<u>COST</u>	<u>MARKET PRICE</u>	<u>INTEREST RATE</u>	<u>INVEST DATE</u>	<u>MATURITY DATE</u>	<u>MATURITY FROM 07/31/20</u>	<u>INTEREST FREQUENCY</u>
Mb Financial Bank	250,000	250,120.00	1.800%	08/10/17	08/10/20	10	MONTHLY
East Boston Svgs Bk Boston Ma	250,000	250,690.00	1.800%	09/28/17	09/28/20	59	MONTHLY
Eagle Bank	250,000	250,990.00	2.500%	03/29/19	09/29/20	60	QUARTERLY
Medallion Bk Salt Lake City Utah	250,000	250,722.50	1.850%	09/29/17	09/29/20	60	MONTHLY
Illinois Cmnty	250,000	251,592.50	2.000%	11/28/17	11/30/20	122	MONTHLY
Merrick Bank	250,000	253,710.00	2.550%	03/09/18	03/09/21	221	MONTHLY
Towne Bank	250,000	254,797.50	2.700%	04/27/18	04/27/21	270	MONTHLY
Citibank	250,000	255,705.00	2.900%	05/22/18	05/24/21	297	MONTHLY
University Of Iowa Cmnty Fcu	250,000	255,745.00	2.900%	05/24/18	05/28/21	301	MONTHLY
BMW Bank North America	250,000	256,325.00	3.000%	06/15/18	06/15/21	319	MONTHLY
Connectone Bk Englewood Cliffs	250,000	256,285.00	3.000%	06/15/18	06/15/21	319	MONTHLY
Bar Harbor Bank Trust	250,000	256,562.50	3.000%	06/29/18	06/29/21	333	MONTHLY
Keesler Fed Cr Un	250,000	257,895.00	3.050%	02/20/19	08/30/21	395	QUARTERLY
Ubs Bank Usa	250,000	259,720.00	3.200%	11/07/18	11/08/21	465	MONTHLY
Mountain America Fd Credit	250,000	259,865.00	3.200%	11/15/18	11/15/21	472	MONTHLY
Wells Fargo	250,000	260,437.50	3.000%	01/18/19	01/18/22	536	MONTHLY
Goldman Sachs Bk USA Ny	245,000	255,103.80	2.800%	02/20/19	02/22/22	571	QUARTERLY
Tiaa FSB Jacksonville Fla	245,000	255,292.45	2.850%	02/28/19	02/22/22	571	QUARTERLY
Comenity Capital Bank	250,000	260,430.00	2.550%	04/30/19	04/29/22	637	QUARTERLY
Synchrony Bank	250,000	260,280.00	2.450%	05/17/19	05/17/22	655	QUARTERLY
First State Bank of Dequeen	250,000	258,342.50	2.000%	07/26/19	05/26/22	664	QUARTERLY
Flagstar Bank	250,000	260,910.00	2.500%	06/12/19	06/13/22	682	QUARTERLY
Capital One Bank	250,000	260,307.50	2.350%	06/19/19	06/20/22	689	QUARTERLY
Morgan Stanley Bk	250,000	259,587.50	2.100%	07/25/19	07/25/22	724	QUARTERLY
Capital One Bank	250,000	259,962.50	2.150%	08/07/19	08/08/22	738	QUARTERLY
Everbanke USA Salt Lake City	250,000	259,457.50	2.050%	08/07/19	08/08/22	738	QUARTERLY
Raymond James Bank	250,000	258,870.00	1.900%	08/23/19	08/23/22	753	QUARTERLY
Ally Bank	250,000	258,905.00	1.850%	09/19/19	09/19/22	780	QUARTERLY
Usalliance Federal Credit Union	250,000	259,557.50	2.850%	09/30/19	09/30/22	791	QUARTERLY
Morgan Stanley Bank	250,000	259,207.50	2.100%	10/17/19	10/17/22	808	MONTHLY
Lafayette Fed Cr Un	250,000	258,710.00	1.700%	11/22/19	11/22/22	844	MONTHLY
Live Oak Banking Co.	250,000	259,200.00	1.750%	12/11/19	12/12/22	864	QUARTERLY
Wells Fargo Natl Bk West	250,000	259,505.00	1.800%	12/13/19	12/13/22	865	QUARTERLY
Valley Cent Svgs Bk	250,000	259,240.00	1.700%	01/15/20	01/17/23	900	QUARTERLY
Sallie Mae Bank	250,000	260,565.00	1.900%	01/23/20	01/23/23	906	QUARTERLY
Servisfirst Bank	250,000	258,925.00	1.600%	02/21/20	02/21/23	935	MONTHLY
Celtic Bank	250,000	258,792.50	1.550%	03/13/20	03/13/23	955	MONTHLY
Axos Bank	250,000	258,910.00	1.550%	03/26/20	03/27/23	969	MONTHLY
Nicolet Natl Bank	250,000	255,597.50	0.900%	03/27/20	03/27/23	969	MONTHLY
Centerstate Bank	250,000	254,617.50	0.900%	03/30/20	03/30/23	972	MONTHLY
Bank Leumi	250,000	258,275.00	1.450%	03/31/20	03/31/23	973	MONTHLY
Discover Bank	250,000	258,297.50	1.350%	04/02/20	04/03/23	976	MONTHLY
Berkshire Bank	250,000	257,332.50	1.300%	04/08/20	04/06/23	979	MONTHLY
American Express	250,000	256,057.50	1.100%	04/21/20	04/21/23	994	MONTHLY
Negotiable CD TOTAL	<u>\$ 10,990,000</u>	<u>\$ 11,321,401</u>					
CD TOTAL	<u><u>\$ 10,990,000</u></u>	<u><u>\$ 11,321,401</u></u>					

**CITY OF CLOVIS
FINANCE DEPARTMENT
JULY 31, 2020 TREASURY RATES**

Treasury Rates as of July 31, 2020

3 month Treasury bill	0.09
6 month Treasury bill	0.10
2 Yr Treasury note	0.11
3 Yr Treasury note	0.11
5 Yr Treasury note	0.21
10 Yr Treasury note	0.55



As indicated in the above graph, treasuries increase from 3-month to 10-year notes.



CITY *of* CLOVIS

REPORT TO THE CITY COUNCIL

TO: Mayor and City Council

FROM: Finance Department

DATE: November 2, 2020

SUBJECT: Finance - Approval - Res. 20-____, A Resolution of Intention (ROI) to Annex Territory (Annexation #65) (T6050-Northwest Corner of Clovis and Shepherd), to the Community Facilities District (CFD) 2004-1 and to Authorize the Levy of Special Taxes Therein and Setting the Public Hearing for December 7, 2020.

ATTACHMENTS: 1. Res. 20-____, Intention to Annex Territory to CFD

CONFLICT OF INTEREST

None.

RECOMMENDATION

That the Council approve Res. 20-____, A Resolution of Intention to Annex Territory (Annexation #65) to Community Facilities District (CFD) 2004-1 and to Authorize the Levy of Special Taxes therein and setting the Public Hearing for December 7, 2020.

EXECUTIVE SUMMARY

Since the condition to establish a CFD was imposed on the developments being processed by the City, developments proceeding after March 8, 2004, must petition to be annexed to the existing CFD. This action is required to begin the process of annexation provided by the conditions of approval of the development entitlements.

BACKGROUND

Since the condition to establish a CFD was imposed on the developments being processed by the City, developments proceeding after March 8, 2004, must petition to be annexed to the existing CFD. Recently, a developer has submitted a petition to annex territory to the Community Facilities District 2004-1 and to include his subdivision within the District as provided by the conditions of approval of the development entitlements. To initiate the process for annexation of territory to a CFD, the Council must approve a Resolution of Intention (ROI) to annex territory to the CFD. The ROI included with this report includes various actions necessary for the annexation to the CFD. The Rate and Method of

Apportionment (RMA) referred to in the ROI is as adopted by the Council with the Resolution of Formation adopted March 8, 2004.

The area to be annexed, T6050-Northwest Corner of Clovis and Shepherd, is shown in the attached map.

FISCAL IMPACT

No fiscal impact by this action.

REASON FOR RECOMMENDATION

All requirements to begin the process for annexation of territory to the CFD have been completed, and the Council may take action on the ROI.

ACTIONS FOLLOWING APPROVAL

The Staff will take appropriate steps to schedule the Public Hearing on the Annexation of Territory to the CFD for December 7, 2020 and will provide the notices in accordance with the law.

Prepared by: Steve Nourian, Senior Accounting Systems Technician

Reviewed by: City Manager SN

RESOLUTION 20-____

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CLOVIS
APPROVING THE INTENTION TO ANNEX TERRITORY TO COMMUNITY FACILITIES
DISTRICT AND TO AUTHORIZE THE LEVY OF SPECIAL TAXES THEREIN**

**CITY OF CLOVIS
Community Facilities District No. 2004-1
(Police and Fire Services)
Annexation No. 65**

WHEREAS, this Council has conducted proceedings to establish Community Facilities District No. 2004-1 (Police and Fire Services) (the "CFD") pursuant to the Mello-Roos Community Facilities Act of 1982, as amended (the "Act"), Chapter 2.5 of Part 1 of Division 2 of Title 5, commencing at Section 53311, of the California Government Code; and

WHEREAS, under the Act, this Council, as the legislative body for the CFD, is empowered with the authority to annex territory to the CFD, and now desires to undertake proceedings to annex territory to the CFD.

NOW, THEREFORE, BE IT RESOLVED, that the City of Clovis:

1. **Findings.** This Council hereby finds and determines that public convenience and necessity require that territory be added to the CFD.
2. **Territory Described.** The name of the existing CFD is "Community Facilities District No. 2004-1 (Police and Fire Services)". The territory included in the existing CFD is as shown on the map thereof filed in Book 40 of Maps of Assessment and Community Facilities Districts at Page 57, in the office of the County Recorder, County of Fresno, State of California, to which map reference is hereby made. The territory now proposed to be annexed to the CFD is as shown on the Annexation Map No. 65 to the CFD, on file with the Clerk, the boundaries of which territory are hereby preliminarily approved and to which map reference is hereby made for further particulars. The City Clerk is hereby directed to cause to be recorded said Annexation Map No. 65 to the CFD, showing the territory to be annexed, in the office of the County Recorder of the County of Fresno within fifteen days of the date of adoption of this resolution.
3. **The Services.** The types of public services financed by the CFD and pursuant to the Act consist of those of the police and fire services (the "Services") as described in Exhibit A to Resolution No. 04-33, adopted by the Council on March 8, 2004 (the "Resolution of Formation"). It is presently intended that the Facilities (and the Services) will be shared, without preference or priority, by the existing territory in the CFD and the territory proposed to be annexed to the CFD.

4. Special Tax. Except to the extent that funds are otherwise available to the CFD to pay for the Services, a special tax sufficient to pay the costs thereof is intended to be levied annually within the CFD, and collected in the same manner as ordinary *ad valorem* property taxes. The proposed rate and method of apportionment of the special tax among the parcels of real property within the CFD, as now in existence and following the annexation proposed herein, in sufficient detail to allow each landowner within the territory proposed to be annexed to the CFD to estimate the maximum amount such owner will have to pay, are described in Exhibit B attached to the Resolution of Formation, by which this reference is incorporated herein.

5. Hearing. Monday, December 7, 2020 at 6:00 p.m. or as soon as possible thereafter, in the City Hall, Council Chambers, 1033 Fifth Street, Clovis, California, be, and the same are hereby appointed and fixed as the time and place when and where this Council, as legislative body for the CFD, will conduct a public hearing on the annexation of territory to the CFD and consider and finally determine whether the public interest, convenience and necessity require said annexation of territory to the CFD and the levy of such special tax therein.

6. Notice. The City Clerk is hereby directed to cause notice of said public hearing to be given by publication one time in a newspaper of general circulation in the area of the CFD. The publication of said notice shall be completed at least seven (7) days before the date herein set for said hearing. The City Clerk shall also cause a copy of such notice and a copy of the Resolution of Formation to be mailed to each landowner (and to each registered voter, if any) within the territory proposed to be annexed, which notice and resolution shall be mailed at least fifteen (15) days before the date of said hearing. Such notice shall be substantially in the form specified in Section 53339.4 of the Act, with a summary form specifically authorized.

7. Annexation Contingency. Section 53316 of the Act shall apply to the proceedings of the Council for the CFD to the extent that the proceedings, if appropriate, include territory which on the date of adoption of this Resolution of Intention are not annexed to the City and which territory is proposed to be annexed to the City. This Council determines that the City has filed appropriate documents, including a "resolution of application", with the Fresno County Local Agency Formation Commission ("LAFCO") for the annexation of territory as therein described, which territory includes all or a portion of the lands proposed for inclusion in the boundaries of the CFD as herein described. A certificate of filing of such application has been issued by the official who is the executive officer of LAFCO, a copy of which certificate of filing is on file with the City Clerk. It is hereby specifically provided that these proceedings for the CFD, to the extent applicable to such territory subject to such LAFCO annexation to the City, shall be contingent upon and shall be completed only if the annexation of such territory to the City by LAFCO is completed. It is further provided that this Council shall not authorize the levy of the Special Tax nor cause any amended notice of special tax lien to be recorded for the territory to be annexed to the CFD unless and until such annexation proceedings through LAFCO are completed to the satisfaction of this Council.

8. Effective Date. This resolution shall take effect upon its adoption.

* * * * *

The foregoing resolution was introduced and adopted at a regular meeting of the City Council of the City of Clovis held on November 2, 2020 by the following vote, to wit.

AYES:

NOES:

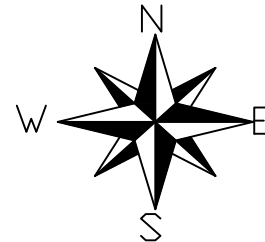
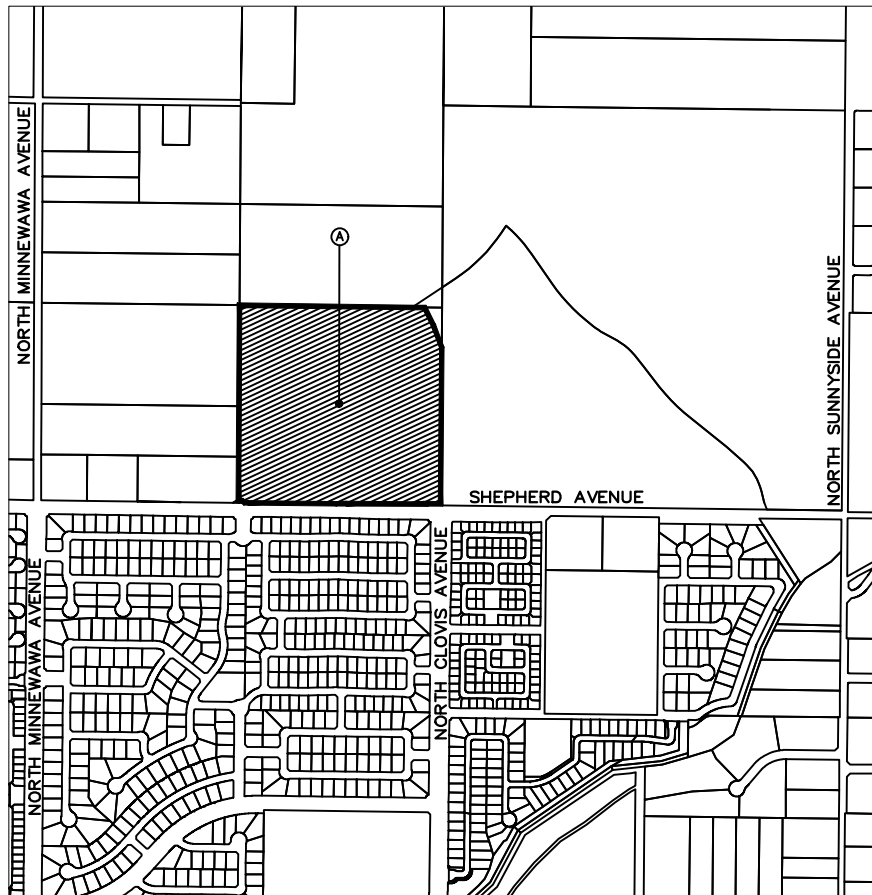
ABSENT:

ABSTAIN:

DATED: November 2, 2020

Mayor

City Clerk



- LEGEND
- PARCEL
 - ANNEXATION BOUNDARY
 - Ⓐ APN 556-050-38

FILED IN THE OFFICE OF THE CITY CLERK THIS _____ DAY OF _____, 2020. I HEREBY CERTIFY THAT THE WITHIN MAP SHOWING PROPOSED BOUNDARIES OF ANNEXATION NO. 65 TO COMMUNITY FACILITIES DISTRICT NO. 2004-1 (POLICE AND FIRE SERVICES), CITY OF CLOVIS, COUNTY OF FRESNO, STATE OF CALIFORNIA, WAS APPROVED BY THE CITY COUNCIL OF THE CITY OF CLOVIS AT A REGULAR MEETING THEREOF, HELD ON THE _____ DAY OF _____, 2020, BY ITS RESOLUTION NO. 20-_____

 JOHN HOLT
 CITY CLERK
 CITY OF CLOVIS

FILED THIS _____ DAY OF _____, 2020, AT THE HOUR OF _____ O'CLOCK _____ M. IN THE BOOK _____ PAGE _____ OF MAPS OF ASSESSMENT AND COMMUNITY FACILITIES DISTRICTS AND AS INSTRUMENT NO. _____ IN THE OFFICE OF THE COUNTY RECORDER IN THE COUNTY OF FRESNO, STATE OF CALIFORNIA.

 PAUL A. DICTOS, C.P.A. BY: DEPUTY COUNTY RECORDER
 COUNTY ASSESSOR-RECORDER
 COUNTY OF FRESNO
 STATE OF CALIFORNIA

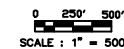
REFERENCE IS MADE TO THAT BOUNDARY MAP OF COMMUNITY FACILITIES DISTRICT NO 2004-1 (POLICE AND FIRE SERVICES) OF THE CITY OF CLOVIS RECORDED WITH THE FRESNO COUNTY RECORDER'S OFFICE ON FEBRUARY 19, 2004, IN BOOK 40 OF MAPS OF ASSESSMENT AND COMMUNITY FACILITIES DISTRICTS, PAGE 57.

THE LINES AND DIMENSIONS OF EACH LOT OR PARCEL SHOWN ON THIS DIAGRAM SHALL BE THOSE LINES AND DIMENSIONS AS SHOWN ON THE FRESNO COUNTY ASSESSORS MAPS FOR THOSE PARCELS LISTED.

THE FRESNO COUNTY ASSESSORS MAPS SHALL GOVERN FOR ALL DETAILS CONCERNING THE LINES AND DIMENSIONS OF SUCH LOTS OF PARCELS.

ANNEXATION MAP NO. 65

COMMUNITY FACILITIES DISTRICT NO. 2004-1
 (POLICE AND FIRE SERVICES)



CITY OF CLOVIS
 COUNTY OF FRESNO
 STATE OF CALIFORNIA



CITY *of* CLOVIS

REPORT TO THE CITY COUNCIL

TO: Mayor and City Council

FROM: Finance Department

DATE: November 2, 2020

SUBJECT: Finance - Approval - Res. 20-____, A Resolution of Intention (ROI) to Annex Territory (Annexation #65) (T6050-Northwest Corner of Clovis and Shepherd), to the Community Facilities District (CFD) 2004-1 and to Authorize the Levy of Special Taxes Therein and Setting the Public Hearing for December 7, 2020.

ATTACHMENTS: 1. Res. 20-____, Intention to Annex Territory to CFD

CONFLICT OF INTEREST

None.

RECOMMENDATION

That the Council approve Res. 20-____, A Resolution of Intention to Annex Territory (Annexation #65) to Community Facilities District (CFD) 2004-1 and to Authorize the Levy of Special Taxes therein and setting the Public Hearing for December 7, 2020.

EXECUTIVE SUMMARY

Since the condition to establish a CFD was imposed on the developments being processed by the City, developments proceeding after March 8, 2004, must petition to be annexed to the existing CFD. This action is required to begin the process of annexation provided by the conditions of approval of the development entitlements.

BACKGROUND

Since the condition to establish a CFD was imposed on the developments being processed by the City, developments proceeding after March 8, 2004, must petition to be annexed to the existing CFD. Recently, a developer has submitted a petition to annex territory to the Community Facilities District 2004-1 and to include his subdivision within the District as provided by the conditions of approval of the development entitlements. To initiate the process for annexation of territory to a CFD, the Council must approve a Resolution of Intention (ROI) to annex territory to the CFD. The ROI included with this report includes various actions necessary for the annexation to the CFD. The Rate and Method of

Apportionment (RMA) referred to in the ROI is as adopted by the Council with the Resolution of Formation adopted March 8, 2004.

The area to be annexed, T6050-Northwest Corner of Clovis and Shepherd, is shown in the attached map.

FISCAL IMPACT

No fiscal impact by this action.

REASON FOR RECOMMENDATION

All requirements to begin the process for annexation of territory to the CFD have been completed, and the Council may take action on the ROI.

ACTIONS FOLLOWING APPROVAL

The Staff will take appropriate steps to schedule the Public Hearing on the Annexation of Territory to the CFD for December 7, 2020 and will provide the notices in accordance with the law.

Prepared by: Steve Nourian, Senior Accounting Systems Technician

Reviewed by: City Manager *JH*

RESOLUTION 20-__

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CLOVIS
APPROVING THE AMENDMENT OF THE FY 2020-2021 FIRE DEPARTMENT BUDGET**

WHEREAS, the City Council approved the FY 2020-2021 Budget on June 1, 2020; and

WHEREAS, the budget for the Fire Department did not include revenues associated with the 2019 State Homeland Security Grant Program (SHSGP); and

WHEREAS, the SHSGP provides an effective avenue to secure the necessary equipment needed by the Fire Department to effectively minimize the life/property loss and improve crew safety during fire suppression operations; and

WHEREAS, the purchase expense incurred by the Fire Department for equipment will be paid by SHSGP at a rate of 100% to meet the obligations of the SHSGP.

NOW, THEREFORE, BE IT RESOLVED, that the City of Clovis approve the amendment of the FY 2020-2021 Fire Department budget as provided 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 _____, 2020 by the following vote, to wit.

- AYES:
- NOES:
- ABSENT:
- ABSTAIN:

- DATED:

Mayor

City Clerk

SUMMARY OF EXPENDITURES BY DEPARTMENT
 FY 2020-2021

Department	
Fire (63000-68420)	\$ 32,695
Total	<u>\$ 32,695</u>

SUMMARY OF REVENUES BY DEPARTMENT
 FY 2020-2021

Department	
Fire (63000-45043)	\$ 32,695
Total	<u>\$ 32,695</u>



CITY *of* CLOVIS

REPORT TO THE CITY COUNCIL

TO: Mayor and City Council

FROM: Public Utilities Department

DATE: November 2, 2020

SUBJECT: Public Utilities - Approval – Waive formal bidding requirements and authorize the purchase of a replacement Tree Trimming Truck from Altec Industries, Inc. off the Sourcewell Purchasing Contract.

ATTACHMENTS: None

CONFLICT OF INTEREST

None

RECOMMENDATION

For the City Council to waive formal bidding requirements and authorize the purchase of a replacement tree trimming truck from Altec Industries, Inc. off the Sourcewell Purchasing Contract for a total cost of \$155,677.63, including tax and freight.

EXECUTIVE SUMMARY

There are funds in this year's Fleet budget to purchase a replacement tree trimming truck – a Freightliner M2 truck with an Altec LR756 man lift – for the Parks Section of the Public Utilities Department. The equipment is being replaced due to its age and emission requirements. The competitively bid contract price is \$155,677.63 and the new equipment will meet the City's emission requirement for On-Road 2020.

The Sourcewell Purchasing Contract – formerly the National Joint Powers Alliance (NJPA) contract – is a nationwide public procurement service that makes the governmental procurement process more efficient. All contracts available to participating members have been awarded by virtue of a public competitive procurement process compliant with state statutes.

BACKGROUND

The recommended vehicle is available through the Sourcewell Purchasing Contract – formerly the NJPA contract – which is competitively bid on a nationwide basis.

FISCAL IMPACT

Sufficient funds are included in the FY 2020-2021 Fleet Replacement budget and the Parks User Section has accumulated the necessary funds to purchase the equipment.

REASON FOR RECOMMENDATION

The existing tree trimming truck is 15 years old and is being replaced due to its age and to meet new emission requirements. The new truck is needed to maintain operations of the City's Parks Section.

Staff has evaluated the available equipment and has determined that the replacement tree trimming truck meets the needs and required specifications of the Parks Section. The proposed method of purchasing the equipment is cost effective and sufficient funds are available.

ACTIONS FOLLOWING APPROVAL

A purchase order will be prepared for the City Manager's approval and sent to the vendor.

Prepared by: Paul Armendariz, Assistant Public Utilities Director

Reviewed by: City Manager 



CITY *of* CLOVIS

REPORT TO THE CITY COUNCIL

TO: Mayor and City Council

FROM: Public Utilities Department

DATE: November 2, 2020

SUBJECT: Public Utilities - Approval – Waive formal bidding requirements and authorize the purchase of a replacement TORO Field Mower from Turf Star Western off the National Intergovernmental Purchasing Alliance Contract.

ATTACHMENTS: None

CONFLICT OF INTEREST

None

RECOMMENDATION

For the City Council to waive formal bidding requirements and authorize the purchase of a replacement TORO Field Mower from Turf Star Western off the National Intergovernmental Purchasing Alliance (National IPA) Contract for a total cost of \$109,418.06, including tax and freight.

EXECUTIVE SUMMARY

There are funds in this year's Fleet budget to purchase a replacement field mower – a TORO 5900 series – for the Parks Section of the Public Utilities Department. The equipment is being replaced due to its age and emission requirements. The competitively bid contract price is \$109,418.06 and the new equipment will meet the City's emission requirement for Tier 4 final engines.

The National Intergovernmental Purchasing Alliance (National IPA) Contract is a cooperative purchasing agreement with the specific purpose of reducing procurement costs by leveraging group volume. This makes the governmental procurement process more efficient. All contracts available to participating members have been awarded by virtue of a public competitive solicitation process consistent with applicable procurement laws and regulations.

BACKGROUND

The recommended vehicle is available through the National IPA Contract, which is competitively bid on a nationwide basis.

FISCAL IMPACT

Sufficient funds are included in the FY 2020-2021 Fleet Replacement budget and the Parks User Section has accumulated the necessary funds to purchase the equipment.

REASON FOR RECOMMENDATION

The existing field mower is 10 years old and is being replaced due to its age and to meet new emission requirements. The new equipment is needed to maintain operations of the City's Parks Section.

Staff has evaluated the available equipment and has determined that the replacement field mower meets the needs and required specifications of the Parks Section. The proposed method of purchasing the equipment is cost effective and sufficient funds are available.

ACTIONS FOLLOWING APPROVAL

A purchase order will be prepared for the City Manager's approval and sent to the vendor.

Prepared by: Paul Armendariz, Assistant Public Utilities Director

Reviewed by: City Manager *PA*



CITY of CLOVIS

REPORT TO THE CITY COUNCIL

TO: Mayor and City Council

FROM: Administration

DATE: November 2, 2020

SUBJECT: Consider Approval - Res. 20-____, A Resolution of the City Council for the City of Clovis declaring its intent to: (1) review and evaluate the 2020 census data and March 2, 2021 election data, and consider a conversion to district-based elections if found to be in the public interest; and (2) establish a schedule for converting to district-based elections if determined necessary and appropriate.

Staff: John Holt, Assistant City Manager
Recommendation: Approve

ATTACHMENTS: 1. Resolution

CONFLICT OF INTEREST

None

RECOMMENDATION

For the City Council to approve a resolution of the City Council for the City of Clovis declaring its intent to: (1) review and evaluate the 2020 census data and March 2, 2021 election data, and consider a conversion to district-based elections if found to be in the public interest; and (2) establish a schedule for converting to district-based elections if determined necessary and appropriate.

EXECUTIVE SUMMARY

The Clovis City Council members are currently elected in at-large elections where each of the five Council Members are elected by the registered voters of the entire City. Under the California Voting Rights Act (Elec. Code, § 14025, *et seq.*) ("CVRA"), at-large elections are not impermissible unless such elections result in racially polarized voting.

Based upon the most recent data available, there is no evidence of racially polarized voting in the City's elections dating back to 2010, and further, the data shows that the current demographic makeup of the City Council reasonably reflects the demographics of the City. However, in anticipation of the availability of the 2020 census data and additional election data from the upcoming March 2, 2021 election, the City, by this resolution, is committing to a

meaningful, public, evaluation of the census and election data to ensure the public interest continues to be served by an at-large election method, or if it is necessary and appropriate to convert to district-based elections. In a district-based method of election, council members would only be elected by the voters residing within the election district in which the candidate resides. If a conversion to district-based election is deemed necessary and appropriate following the City's evaluation of the 2020 census and March 2, 2021 data, this resolution establishes a tentative timeline for the formation of the election districts assuming the availability of the 2020 census data in or about July 2021.

BACKGROUND

The Clovis City Council Members are currently elected in at-large elections where each of the five Council Members are elected by the registered voters of the entire City. Under the California Voting Rights Act (Elec. Code, § 14025, *et seq.*) ("CVRA"), at-large elections are not impermissible unless such elections result in racially polarized voting, which the CVRA defines as "voting in which there is a difference . . . in the choice of candidates or other electoral choices that are preferred by voters in a protected class, and in the choice of candidates and electoral choices that are preferred by voters in the rest of the electorate" (Elec. Code, § 14026, subd. (e)).

The City regularly monitors demographic and election data, with the most recent analysis occurring in 2019 ("2019 Analysis"), which included data going back to the 2010 census and each subsequent election conducted in the City. According to the 2019 Analysis, there is no evidence of racially polarized voting in the City's elections dating back to 2010, and further, the data shows that the current demographic makeup of the City Council reasonably reflects the demographics of the City. However, with the anticipated release of the 2020 census data, important updated information about the City's demographics, including information about the City's voting age population, will become available. In addition, between now and the time when the 2020 census data becomes available, the City will be holding its March 2, 2021 general election, which itself will provide updated election information. The availability of the 2020 census data and March 2, 2021 election data presents an opportunity for the City to re-evaluate any impact the City's demographics may have on its elections based upon the most contemporaneous data available.

While the City has considered undertaking a further evaluation of existing demographic and election data at this time, and if appropriate, a possible conversion to district-based elections, it has determined that it would not serve the public interest to attempt to convert to district-based elections prior to the March 2, 2021 election and the release of the 2020 census data. Under a district-based method of election, Council Members would only be elected by the voters residing within the election district in which the candidate resides. However, based on applicable deadline(s) under Election Code section 12262 and the availability of the 2020 census data, any election districts formed at this time would not be effective for use in the March 2, 2021 election and would likely never be used in any election; and with the current public health crisis caused by COVID-19, the ability of the public to fully engage in the process for the establishment of election districts, in particular the required public hearings, is doubtful.

Accordingly, this resolution commits the City to a meaningful, public, evaluation of the 2020 census data and March 2, 2021 data to ensure the public interest continues to be served by an at-large election method, or if it is necessary and appropriate to convert to district-based elections. Approval of the resolution will put into effect the following:

1. To evaluate the 2020 census data and March 2, 2021 election data as it becomes available, which is anticipated to be in the summer of 2021. Following the release of the 2020 census data, the City will undertake a meaningful, public evaluation of the 2020 census data and March 2, 2021 election data to determine whether it is in the public interest to convert to district-based elections.
2. Provided the 2020 census data is available to the City in or about July 2021, the City commits to the following schedule:
 - a. Evaluation of 2020 census data and compilation of the demographics of City: July 2021-September 2021 (60 days).
 - b. If the data from the 2020 census and March 2, 2021 election shows evidence of racially polarized voting and there is a need to convert to district-based elections, the City Council will pass a Resolution of Intent to convert to district-based elections and commence the process: September 2021-October 2021.
 - c. Hold all required public hearings and complete the process for conversion to district-based elections: October 2021-December/January 2022 (90 days).

FISCAL IMPACT

There is no projected fiscal impact in the current budget. Next fiscal year's budget will include funding to implement actions identified above.

REASON FOR RECOMMENDATION

In anticipation of the availability of the 2020 census data and additional election data from the upcoming March 2, 2021 election, the City, by this resolution, is committing to a meaningful, public evaluation of the census and election data to ensure the public interest continues to be served by an at-large election method, or if it is necessary and appropriate, to convert to district-based elections. In a district-based method of election, Council Members would only be elected by the voters residing within the election district in which the candidate resides.

ACTIONS FOLLOWING APPROVAL

If approved, staff will implement the recommended course of action included in the resolution.

Prepared by: John Holt, Assistant City Manager

Reviewed by: City Manager 

RESOLUTION NO. 20-

A RESOLUTION OF THE CITY COUNCIL FOR THE CITY OF CLOVIS DECLARING ITS INTENT TO: (1) REVIEW AND EVALUATE THE 2020 CENSUS DATA AND MARCH 2, 2021 ELECTION DATA, AND CONSIDER A CONVERSION TO DISTRICT-BASED ELECTIONS IF FOUND TO BE IN THE PUBLIC INTEREST; AND (2) ESTABLISH A SCHEDULE FOR CONVERTING TO DISTRICT-BASED ELECTIONS IF DETERMINED NECESSARY AND APPROPRIATE

WHEREAS, the City Council for the City of Clovis (“Council”) is currently elected “at-large,” meaning that each councilmember is elected by voters of the entire City; and

WHEREAS, based upon the most recent data available, the current demographic makeup of the City Council reasonably reflects the demographics of the City; and

WHEREAS, under the California Voting Rights Act (Elec. Code, § 14025, *et seq.*) (“CVRA”), at-large elections are not impermissible unless such elections result in racially polarized voting, which the CVRA defines as “voting in which there is a difference . . . in the choice of candidates or other electoral choices that are preferred by voters in a protected class, and in the choice of candidates and electoral choices that are preferred by voters in the rest of the electorate” (Elec. Code, § 14026, subd. (e)); and

WHEREAS, the City understands the importance of fair and accessible elections and greatly values the opinions and voices of all residents of the City, and to that end regularly monitors demographic and election data, with the most recent analysis occurring in 2019 (“2019 Analysis”); and

WHEREAS, the 2019 Analysis included data going back to the 2010 census and each subsequent election conducted in the City, and did not show evidence of racially polarized voting in the City’s elections dating back to 2010; and

WHEREAS, the City is committed to converting to district-based elections should it become appropriate to do so; and

WHEREAS, the prior analyses were necessarily based on the City’s demographic data from the 2010 census, which was and currently is the most recent census data available; and

WHEREAS, the 2020 census data is anticipated to be released by the U.S. Census Bureau in the summer of 2021, and with that data, important updated information about the City’s demographics, and more particularly, updated information about the demographics of the City’s voting age population will become available; and

WHEREAS, prior to the release of the 2020 census data, the City will hold its March 2, 2021 general election, which pursuant to Chapter 1.6 of the City’s Municipal Code, and as authorized by Elections Code section 14052, subdivision (b), will be the City’s last election held other than on a statewide election date (“Off-Cycle Election”); and

WHEREAS, consistent with its commitment to regularly monitor election results, the City is preparing to undertake an evaluation of the 2020 census data and March 2, 2021 election data once that information becomes available, and has retained a demographer to assist the City in this process; and

Attachment 1

WHEREAS, on September 18, 2020, the City received a letter alleging violations of the CVRA based on the City's at-large method of election and the City's Off-Cycle Election, and demanding that the City immediately convert to district-based elections; and

WHEREAS, pursuant to Elections Code section 12262, changes to election boundaries must be completed no later than 125 days prior to an election and any changes occurring within 125 days before an election will not be effective for that election; and

WHEREAS, the CVRA demonstrates the Legislature's commitment to public participation in the process of establishing election districts, as evidenced by its requirement for multiple public hearings and the time periods established for a public agency's transition to district-based elections, including, but not limited to, the combined time period of 135 days afforded public agencies to establish district-based elections following receipt of a demand letter (Elec. Code, § 10010, subd. (e)(2) and (3)(B)); and

WHEREAS, pursuant to Elections Code section 10010, subdivision (a), in order to complete the process of converting to district-based elections, the City must hold a minimum of five public hearings prior to adoption of the final boundary map; and

WHEREAS, in order to comply with Elections Code section 12262 and establish the City's election boundaries in time for the March 2, 2021 election, the City would have been required to hold five public hearings by October 28, 2020; and

WHEREAS, the City determined that it was not possible to hold five public hearings between receipt of the demand letter on September 18, 2020 and prior to October 28, 2020 in a manner that would have permitted meaningful public participation in the process; and

WHEREAS, pursuant to Elections Code section 21600, *et seq.*, following each decennial federal census, cities that have established district-based elections are required to re-evaluate, and where necessary, make adjustments to, the boundaries of their election districts so that the districts are substantially equal in population; and

WHEREAS, in accordance with Elections Code section 21600, *et seq.*, any election districts formed by the City at this time would be need to be adjusted almost immediately after their formation based upon the 2020 census data; and

WHEREAS, it is well-recognized that the law neither does nor requires the performance of idle acts, and respects substance over form (Civ. Code §§ 3528 and 3532); and

WHEREAS, the City believes that it would not serve the public's interest to attempt to establish election districts at this time that could not meet the applicable deadline(s) provided under Election Code section 12262 for use in the March 2, 2021 election, and which would not likely be used in any election as a result of the availability of the 2020 census data and the requirements to adjust district boundaries thereafter; and

WHEREAS, the current public health crisis caused by COVID-19 has caused additional uncertainty relating to the public's ability to safely participate in public hearings for the establishment of election districts, and in response to which Governor Newsom, on March 20, 2020, issued executive order N-48-20, amending prior executive order N-34-20, suspending all time periods set forth in Elections Code

section 10010, subdivisions (a) and (e), including those relating to public hearings for the establishment of election districts, until further notice.

NOW THEREFORE, the City Council, for the reasons set forth herein, and to protect public health and safety and allow for meaningful public participation, hereby resolves as follows:

1. To evaluate the 2020 census data and March 2, 2021 election data as it becomes available, which is anticipated to be in the summer of 2021. Following the release of the 2020 census data, the City will undertake a meaningful, public, evaluation of the 2020 census data and March 2, 2021 election data to determine whether it is in the public interest to convert to district-based elections.
2. Provided the 2020 census data is available to the City in or about July 2021, the City commits to the following schedule:
 - a. Evaluation of 2020 census data and compilation of the demographics of City: July 2021-September 2021 (60 days).
 - b. If the data from the 2020 census and March 2, 2021 election shows evidence of racially polarized voting and there is a need to convert to district-based elections, the City Council will pass a Resolution of Intent to convert to district-based elections and commence the process: September 2021-October 2021.
 - c. Hold all required public hearings and complete the process for conversion to district-based elections: October 2021-December/January 2022 (90 days).

* * * * *

The foregoing resolution was introduced and adopted at a regular meeting of the City Council of the City of Clovis held on November 2, 2020, by the following vote, to wit.

AYES:

NOES:

ABSENT:

ABSTAIN:

DATED: November 2, 2020

Mayor

City Clerk



CITY *of* CLOVIS

REPORT TO THE CITY COUNCIL

TO: Mayor and City Council

FROM: Administration

DATE: November 2, 2020

SUBJECT: Consider Introduction - Ord. 20-___, Campaign Contribution Limits, A request to add Chapter 1.9 to Title 1 of the Clovis Municipal Code relating to campaign contribution limits.

Staff: Karey Cha, Deputy City Clerk

Recommendation: Approve

ATTACHMENTS: 1. Ordinance 20-_____

CONFLICT OF INTEREST

None.

RECOMMENDATION

For the City Council to approve adding Chapter 1.9 to Title 1 of the Clovis Municipal Code regarding campaign contribution limits due to the new Assembly Bill 571.

EXECUTIVE SUMMARY

On October 12, 2020, staff presented various actions for Council consideration regarding campaign contribution limits due to Assembly Bill 571, which becomes effective on January 1, 2021. AB 571 creates identical campaign contribution limits for candidates for city office as the limits imposed on certain elective state office candidates. It also authorizes a county or city to establish its own contribution limits and to administer and enforce those limits. Council's decision to take formal action to set no limit on local campaign contributions with the exception of a voluntary expenditure limit requires an ordinance to amend Title 1 of the Clovis Municipal Code. The proposed ordinance will add Chapter 1.9 to Title 1 of Clovis Municipal Code to formally set no limitation on campaign contributions from an individual, entity, or committee to a candidate.

BACKGROUND

AB 571 creates identical campaign contribution limits for candidates for city office as the limits imposed on certain elective state office candidates. As a result, effective January 1, 2021, the state campaign contribution limits will apply to local jurisdictions that have not established their

own contribution limits. The current state limit for individual campaign contributions to a candidate is \$4,700, and will be adjusted on January 1 of each odd-numbered year. However, AB 571 continues to authorize a county or city to establish its own contribution limits, and to administer and enforce those limits.

The City does not currently have any campaign contribution limits with the exception of a voluntary expenditure limit. Chapter 1.8 of Title 1 of the Clovis Municipal Code allows for a voluntary expenditure limit. The voluntary expenditure limit is established at \$1.00 per resident of the City of Clovis. All candidates and controlled committees of such candidates that seek an elective office in the City of Clovis must file either an acceptance or rejection of the voluntary expenditure limit in writing with the City Clerk. Because the City does not currently have campaign contribution limits for elected officials, the candidates in the March 2021 General Municipal Election will be subject to the default contribution limits without an ordinance to formally set no limitations for campaign contributions.

On October 12, 2020, staff presented various actions for Council consideration regarding campaign contribution limits due to AB 571, which becomes effective on January 1, 2021. Council's decision to take formal action to set no limit on local campaign contributions with the exception of a voluntary expenditure limit requires an ordinance to amend Title 1 of the Clovis Municipal Code. The proposed ordinance will add Chapter 1.9 to Title 1 of Clovis Municipal Code to formally set no limitation on campaign contributions from an individual, entity, or committee to a candidate.

FISCAL IMPACT

None.

REASON FOR RECOMMENDATION

New state legislation will affect future General Municipal Election candidates beginning January 1, 2021, if the City does not adopt the proposed ordinance adding Chapter 1.9 to Title 1 of the Clovis Municipal Code regarding campaign contribution limits.

ACTIONS FOLLOWING APPROVAL

If the introduction of the proposed ordinance is approved, a second reading will be scheduled for adoption on November 9, 2020.

Prepared by: Karey Cha, Deputy City Clerk

Reviewed by: City Manager *JH*

ORDINANCE 20-____

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CLOVIS
ADDING CHAPTER 1.9 OF THE CLOVIS MUNICIPAL CODE
RELATING TO CAMPAIGN CONTRIBUTION LIMITS**

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

Section 1. Chapter 1.9 is hereby added to Title 1 of the Clovis Municipal Code, to read as follows:

**Chapter 1.9
CAMPAIGN CONTRIBUTION LIMITS**

1.9.01 Campaign contribution limit authority.

The provisions of this chapter are enacted pursuant to the provisions of AB 571, and in particular, Government Code Section 85702.5, effective on January 1, 2020 and operative on January 1, 2021, allowing a municipality to establish campaign contribution limits for candidates for elective City office.

1.9.02 No limitation on campaign contributions.

There shall be no limit on the monetary contributions from an individual, entity, or committee to a candidate for elective City office in support of his or her candidacy.

Nothing herein shall affect the applicable reporting, disclosure, and recusal requirements related to any contributions as required by applicable provisions of law, including the Political Reform Act of 1974, as amended (Government Code Section 81000, et seq., and applicable regulations promulgated thereunder), or the voluntary campaign expenditure limit in Chapter 1.8 of this Code.

Section 2. Effective Date. This Ordinance shall go into effect and be in full force from and after thirty (30) days after its final passage and adoption.

APPROVED:

Mayor

City Clerk

* * * * *

The foregoing Ordinance was introduced and read at a regular meeting of the City Council held on November 2, 2020, and was adopted at a regular meeting of said Council held November 9, 2020, by the following vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

DATED:

City Clerk



CITY *of* CLOVIS

REPORT TO THE CITY COUNCIL

TO: Mayor and City Council

FROM: Administration

DATE: November 2, 2020

SUBJECT: Consider Approval – Res. 20-___ Adoption of a Resolution Amending the 2019-2020 Community Development Block Grant Annual Action Plan.

Staff: Heidi Crabtree, Housing Program Coordinator
Recommendation: Approve

ATTACHMENTS: 1. Resolution

CONFLICT OF INTEREST

None.

RECOMMENDATION

Consider amending the 2019-2020 Annual Action Plan to add recently received Community Development Block Grant (CDBG)-CV3 funds in the amount of \$102,534 to the plan, and to direct the use of those funds for the Senior Meals Program.

EXECUTIVE SUMMARY

The City of Clovis received notification from the U.S. Department of Housing and Urban Development (HUD) that the City has received an allocation of CDBG-CV3 funds in the amount of \$602,534. On October 12, 2020, Council approved \$500,000 of those funds for use for the Emergency Housing Payment Program. The remaining \$102,534 was put on hold for a future use. In order to now utilize those funds, City Council must adopt an amendment to its CDBG Annual Action Plan to establish use of the funds.

BACKGROUND

The Federal Government authorized the CARES Act which provides funding in response to the COVID-19 pandemic. As part of the CARES Act, Clovis received an additional CDBG-CV3 allocation of \$441,214; \$241,214 of which Council approved for a Senior Meals Program. This program was designed to provide home delivery of meals for seniors (age 65 and older) who are at a greater risk for contracting COVID-19 due to age. The program officially launched in May 2020. To date, the program has provided approximately 15,000 meals to 763 seniors,

utilizing meals purchased from 52 local restaurants. Funding for the Senior Meals Program has been exhausted.

The U.S. Department of Housing and Urban Development (HUD) requires that grantees follow their adopted Citizen Participation Plan when a substantial change is proposed to the allocation priorities or a substantial change in the method of distribution of funds for activities funded in the City's Annual Action Plan. This includes notification to the public of the proposed amendment with a period of review and comment. On October 27, 2020, the proposed amendment notice was published for public review and comment on the City of Clovis website and social media where it remained for the mandatory five-day period. HUD has provided a waiver for newspaper publication of the notice and a waiver allowing a five-day comment period (instead of the mandated 30 days) for funds being used to prevent, prepare for and respond to COVID-19.

FISCAL IMPACT

A total of \$102,534 in CDBG-CV3 funds would be made available for use in the City's Senior Meals Program. These funds have already been budgeted for use in the FY 2020-2021 City of Clovis Budget. There would be no impact to the General Fund Budget.

REASON FOR RECOMMENDATION

To provide an additional \$102,534 for the Senior Meals Program so that the City can continue to provide meals for seniors who are at a greater risk for contracting COVID-19 due to age.

ACTIONS FOLLOWING APPROVAL

Staff will submit the amendment to the FY 2019-2020 Annual Action Plan to HUD.

Prepared by: Heidi Crabtree, Housing Program Coordinator

Reviewed by: City Manager *JH*

RESOLUTION NO. 20-____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CLOVIS
AMENDING THE 2019-2020 COMMUNITY DEVELOPMENT BLOCK GRANT
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, Clovis received notification from HUD that the City is receiving an allocation of CDBG-CV3 funds in the amount of \$602,534 to be used to prevent, prepare for and respond to COVID-19; and

WHEREAS, HUD requires that grantees follow their adopted Citizen Participation Plan when a substantial change is proposed to the allocation priorities, or a substantial change in the method of distribution of funds for activities, funded in the City’s Annual Action Plan; and that the amendment must be approved before the funds can be utilized.

NOW, THEREFORE, BE IT RESOLVED that the Clovis City Council approves an amendment to the 2019-2020 Annual Action Plan to add \$102,534 of the CDBG-CV3 funds to the plan, and to direct the use of those funds for the Senior Meals Program.

The foregoing resolution was introduced and adopted at a regular meeting of the City Council of the City of Clovis held on the 2nd day of November, 2020, by the following vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

DATED: November 2, 2020

Mayor

City Clerk



CITY *of* CLOVIS

REPORT TO THE CITY COUNCIL

TO: Mayor and City Council
FROM: Administration
DATE: November 2, 2020
SUBJECT: Consider – Consideration of Design of City of Clovis Flag.

Staff: Mayor Bessinger
Recommendation: Consider

Mayor Bessinger will give a verbal presentation on this item.

Please direct questions to the City Manager's office at 559-324-2060.