

# CLOVIS CITY COUNCIL MEETING

NOVEMBER 13, 2000

7:00 P.M.

COUNCIL CHAMBER

Meeting called to order by Mayor Armstrong  
Flag Salute led by Councilmember Waterston

Roll Call: Present: Councilmembers Flores, Stearns, Waterston, Wynne, Mayor Armstrong  
Absent: None

## PROCLAMATION - BOICE FUNERAL HOME AS A PIONEER BUSINESS

Councilmember Waterston read a proclamation to Boice Funeral Home proclaiming it as a Pioneer Business.

## PROCLAMATION - SASSANO'S MEN'S WEAR AS A PIONEER BUSINESS

Councilmember Stearns read a proclamation to Sassano's Men's Wear proclaiming it as a Pioneer Business.

## CONSENT CALENDAR

Motion by Councilmember Wynne, seconded by Councilmember Stearns, that the items on the Consent Calendar be approved. Motion carried.

- a) Received and Filed - Economic Development Corporation Serving Fresno County Quarterly Report, July-September 2000.
- b) Received and Filed - Community and Economic Development Department monthly report for November 2000.
- c) Received and Filed - Financial Status Report for the 1<sup>st</sup> Quarter 2000-01.
- d) Approved - **Resolution 00-145** - Approving the filing of applications for the Environmental Enhancement and Mitigation Program authorizing the City Engineer to sign all documents which may be necessary for the completion of the projects.
- e) Approved - **Resolution 00-146** - Amending the 2000/2001 budget for capital improvements to add Safe Routes to School Program.
- f) Approved - Final Acceptance - Civic Center Beam Replacement Project.
- g) Received and Filed - Fire Department monthly report for September 2000.
- h) Approved - Waive bidding procedures and authorize purchase of turf sweeper from H. V. Carter Company.
- i) Received and Filed - Public Utilities Department monthly report for July 2000.

## CONSIDERED - FOURTH GENERAL PLAN AMENDMENT CYCLE FOR 2000

*GPA2000-8, A request to amend the Southeast Area Specific Plan and the Clovis General Plan to redesignate approximately 28 acres of property located west of Locan Avenue north of Gettysburg from Low Density Single Family Residential minimum lot size 9,000 square feet to Medium Density Single Family residential, 4.5 dwelling units per acre. The Thorburn Family, Limited Partnership, owner; Patriot Homes, applicant; Harbour and Associates, engineer.*

City Planner Dwight Kroll presented a report on GPA2000-8 and indicated that the applicant and staff were recommending that the *item*, in conjunction with prezone R00-18, be continued to the meeting of December 4, 2000. Council concurred with a consensus to continue the items to December 4, 2000.

*GPA2000-10, A request to amend the Herndon Shepherd Specific Plan and the Clovis General Plan to expand the percentage of permitted commercial in Mixed Use Area 18. Mixed Use Area 18 is located generally south of Tollhouse Road, north of Herndon Avenue, and west of Temperance Avenue. Action initiated by the City of Clovis.*

Councilmember Wynne stated that she would abstain from voting or discussion on this item due to a potential conflict with her employer and left the dais at 7:16 PM. City Planner Dwight Kroll presented a report on GPA2000-10. Bryn Forhan, Vice President, Facilities Development of Community Medical Center, spoke in support of the request. Darryl Gillis, 5070 North 6th Street, Fresno, representing Mr. Harpain, spoke in support of the request and requested that the present C2 district have access to the new Temperance Avenue via Fir Avenue and that Fir Avenue be a standard city street. Discussion by the Council. It was the consensus of the Council, with Councilmember Wynne abstaining, to approve GPA2000-10, to amend the Herndon-Shepherd Specific Plan and the Clovis General Plan to expand the percentage of permitted commercial in Mixed Use Area 18. Councilmember Wynne returned to the dais at 7:25 p.m.

*GPA2000-11, A request to amend the Herndon Shepherd Specific Plan and the Clovis General Plan to redesignate approximately 7.54 acres of property located on the south side of Nees Avenue between Fowler and Armstrong Avenues (5761-5775 E. Nees Avenue) from Low Density Residential to Public Facility for a future City of Clovis Fire Station and training facility. Evangelical Lutheran. CA., owner; City of Clovis, applicant.*

Councilmember Waterston stated that he would abstain from voting or discussion on this item due to a potential conflict due to the proximity of his personal residence and the subject property and left the dais at 7:26 PM. City Planner Dwight Kroll and Fire Chief Jim Schneider presented a report on GPA2000-11. Cynthia Novak, 1088 N. Ash, spoke in support of the request. Mike Arcella, 5700 E. Nees; Carol Judkins, 5976 E. Nees; Joel Joiner, 5675 E. Nees; George Richmann, 5760 E. Nees; local residents, spoke in opposition to the request because they believed that a fire station at that location was unnecessary, they are concerned about how the remainder of the 7.54 acres will be used by the City in the future, the impact a training facility will have on their property values, and the increased traffic, noise, and aesthetics created by the proposed training facility. Discussion by the Council. It was the consensus of the Council, with Councilmember Waterston abstaining, to approve GPA2000-11, a request to amend the Herndon Shepherd Specific Plan and the Clovis General Plan to redesignate approximately 7.54 acres of property located on the south side of Nees Avenue between Fowler and Armstrong Avenues (5761-5775 E. Nees Avenue) from Low Density Residential to Public Facility for a future City of Clovis Fire Station and training facility. Councilmember Waterston returned to the dais at 8:02 p.m.

CONTINUED - R00-18 - A REQUEST TO APPROVE A PREZONE OF APPROXIMATELY 62 ACRES LOCATED ON THE WEST SIDE OF LOCAN AVENUE BETWEEN SHAW AND GETTYSBURG AVENUES FROM THE COUNTY AL-20 ZONE DISTRICT TO THE CONDITIONAL R-1 (MEDIUM DENSITY SINGLE FAMILY RESIDENTIAL MINIMUM LOT SIZE 6,000 SQUARE FOOT) OR MORE RESTRICTIVE ZONE DISTRICT. THE THORBURN FAMILY, LIMITED PARTNERSHIP, OWNER; PATRIOT HOMES APPLICANT; HARBOUR AND ASSOCIATES, ENGINEER

City Planner Dwight Kroll presented a report on Prezone R00-18 and indicated that the applicant and staff were recommending that the item, in conjunction with GPA2000-8, be continued to the meeting of December 4, 2000. Council concurred with a consensus to continue the items to December 4, 2000.

APPROVED - REQUEST TO WAIVE DEADLINE FOR FILING APPEAL BY ANN AND RICHARD TARDAGUILA OF 2000 WEED ABATEMENT ASSESSMENT FOR PROPERTY LOCATED NORTH OF PAUL AND EAST OF VILLA VENUES (APN 491-062-03)

Fire Chief Jim Schneider presented a report on a request to waive a 30-day deadline requirement for an appeal as provided in Section 1.4.02 of the Clovis Municipal Code. Jim Schneider indicated that staff was recommending denying the request by the appellant because the appellant did not meet the timeline requirement to appeal according to the Clovis Municipal Code. Ann Tardaguila, appellant, 313 Via El Chico, Redondo Beach, CA, spoke in support of the request. Ann Tardaguila indicated that she had mailed the letter of appeal to the City within the 30-day deadline but the City did not receive it. Discussion by the Council. Motion by Councilmember Wynne, seconded by Councilmember Flores, that the Council approve the request to waive the deadline for filing the appeal by Ann and Richard Tardaguila for the 2000 weed abatement. Motion Carried.

APPROVED – REQUEST TO WAIVE A \$468.00 ASSESSMENT RESULTING FROM WEED ABATEMENT CHARGES FOR PROPERTY LOCATED NORTH OF PAUL AND EAST OF VILLA AVENUES (APN 491-062-03) OWNED BY ANN AND RICHARD TARDAGUILA

Ann Tardaguila, appellant, 313 Via El Chico, Redondo Beach, CA presented a report appealing the \$468.00 assessment resulting from weed abatement charges indicating that the City failed to prove the tree was on her property, the original notification letter was not specific and, therefor unfair, and finally that the total abatement charges were excessive. Community Service Officer Robin Locktov and Fire Chief Jim Schneider presented a report on the assessment appeal. Jim Schneider indicated that staff had confirmed that the dead tree was on her property and the appellant was, therefore, responsible for it's removal. Discussion by the Council. Motion by Councilmember Flores, seconded by Councilmember Waterston, that the Council deny the appeal to waive the \$468.00 weed abatement assessment. Motion failed with Councilmembers Stearns, Wynne, and Mayor Armstrong voting no. Discussion by the Council. Motion by Councilmember Wynne, seconded by Mayor Armstrong, that the Council waive the \$468.00 weed abatement assessment for property located North of Paul and East of Villa Avenues (APN 491-062-03). Motion carried with Councilmembers Waterston and Flores voting no.

APPROVED - FIRST AMENDMENT TO MEMORANDUM OF UNDERSTANDING BETWEEN COUNTY OF FRESNO, CITY OF CLOVIS, AND CLOVIS COMMUNITY DEVELOPMENT AGENCY RELATING TO TAX SHARING, DEVELOPMENT, AND OTHER MATTERS IN SUPPORT OF THE PROPOSED EXPANSION OF THE CITY'S SPHERE OF INFLUENCE

City Manager Kathy Millison presented a report on the First Amendment to the Memorandum of Understanding relating to tax sharing, development, and other matters. There being no public comment, Mayor Armstrong closed the public portion. Discussion by the Council. Motion by Councilmember Wynne, seconded by Councilmember Stearns, that the Council approve the First Amendment to the Memorandum of Understanding between County of Fresno, City of Clovis, and Clovis Community Development Agency, relating to tax sharing, development, and other matters in support of the proposed expansion of the City's sphere of influence. Motion carried.

APPROVED - **RESOLUTION 00-147** - REQUESTING THE USE OF STATE HIGHWAY 168 FOR SPECIAL EVENTS IN 2001, AND

APPROVED - **RESOLUTION 00-148** - DESIGNATING OLD TOWN SPECIAL EVENTS

Business Development Manager Marilyn Lidyoff presented a report on a request from the Clovis Chamber of Commerce, B.O.O.T., Rodeo Association, and Clovis Hills Community Church for street closures in the City for calendar year 2001 and declaring certain events as Old Town Special Events. There being no public comment, Mayor Armstrong closed the public portion. Discussion by the Council. Motion by Councilmember Wynne, seconded by Councilmember Stearns, that the Council, by Resolution 00-147, approve the request for use of State Highway 168 for Special Events in 2001, and by Resolution 00-148, declare certain events as Old Town Special Events. Motion carried.

CONSIDERED - DRAFT UPDATE 2001 FRESNO METROPOLITAN FLOOD CONTROL DRAINAGE COSTS AND FEE SCHEDULES AND PROVIDE COMMENTS

City Engineer Bill Burmeister presented a report to Council to consider amendments to the Storm Drainage and Flood Control Master Plan and amend amendments to the per-acre costs and fees. Doug Harrison, Secretary, Fresno Metropolitan Flood Control District (FMFCD), spoke in support of the request. Discussion by the Council. Motion by Councilmember Waterston, seconded by Councilmember Wynne, directing staff to forward the report to the FMFCD and bring back a resolution for Council consideration to increase FMFCD fees if approved by the FMFCD Board. Motion carried.

Mayor Armstrong adjourned the meeting for the Council to sit as the Board of the Clovis Community Development Agency.

Adjourned: 9:53 p.m.

Reconvened: 9:55 p.m.

ADJOURNMENT

Mayor Armstrong adjourned the meeting of the Council to November 20, 2000.

Meeting adjourned: 9:56 p.m.

**CLOVIS COMMUNITY DEVELOPMENT AGENCY**

**NOVEMBER 13, 2000**

**9:53 P.M.**

**COUNCIL CHAMBER**

Meeting called to order by Chairperson Armstrong.

Roll Call: Present: Boardmembers Flores, Stearns, Waterston, Wynne, Chairperson Armstrong  
Absent: None

CONSENT CALENDAR

Motion by Boardmember Wynne, seconded by Boardmember Flores, that the items on the Consent Calendar be approved. Motion carried.

- a) Approved - Storefront Improvement Rebate Program #61 - James O. Quinn, 616-618 Fourth Street.

APPROVED - FIRST AMENDMENT TO MEMORANDUM OF UNDERSTANDING BETWEEN COUNTY OF FRESNO, CITY OF CLOVIS, AND CLOVIS COMMUNITY DEVELOPMENT AGENCY RELATING TO TAX SHARING, DEVELOPMENT, AND OTHER MATTERS IN SUPPORT OF THE PROPOSED EXPANSION OF THE CITY'S SPHERE OF INFLUENCE

Executive Director Kathy Millison presented a report on the First Amendment to the Memorandum of Understanding relating to tax sharing, development, and other matters. There being no public comment, Chairperson Armstrong closed the public portion. Discussion by the Board. Motion by Boardmember Wynne, seconded by Boardmember Stearns, that the Board approve the First Amendment to the Memorandum of Understanding between County of Fresno, City of Clovis, and Clovis Community Development Agency, relating to tax sharing, development, and other matters in support of the proposed expansion of the city's sphere of influence. Motion carried.

ADJOURNMENT

Chairperson Armstrong adjourned the meeting of the Agency Board.

Meeting adjourned: 9:55 p.m.

\_\_\_\_\_  
Chairperson

\_\_\_\_\_  
Secretary

*document311/21/00*