

# City of Fresno

2600 Fresno Street  
Fresno, CA 93721  
[www.fresno.gov](http://www.fresno.gov)



## Meeting Agenda - Final

Thursday, July 14, 2016

1:30 PM

Regular Session

Council Chambers

### City Council

*President - Paul Caprioglio*

*Vice President - Sal Quintero*

*Councilmembers:*

*Oliver L. Baines, III, Lee Brand, Steve Brandau, Clinton J. Olivier,  
Esmeralda Z. Soria*

*City Manager - Bruce Rudd*

*City Attorney - Douglas T. Sloan*

*City Clerk - Yvonne Spence, CMC*

The meeting room is accessible to the physically disabled. Services of an interpreter and additional accommodations, including assistive listening devices, can be made available. Requests for accommodations should be made as early as possible prior to the scheduled meeting. Please contact the City Clerk's Office at 559-621-7650.

The City Council welcomes you to the Council Chambers, located in City Hall, 2nd Floor, 2600 Fresno Street, Fresno CA 93721.

The agenda and related staff reports are available on ([www.fresno.gov](http://www.fresno.gov)) as well as in the Office of the City Clerk. The Council meeting can also be heard live at the same web site address, and viewed live on Comcast Channel 96 and AT&T Channel 99 from 1:30 p.m. and re-played beginning at 8:00 p.m.

**PROCESS:** For each matter considered by the Council there will first be a staff presentation followed by a presentation from the involved individuals, if present. Testimony from those in attendance will then be taken. All testimony will be limited to three minutes per person. If you would like to speak fill out a Speaker Request Form available from the City Clerk's Office and in the Council Chambers. The three lights on the podium next to the microphone will indicate the amount of time remaining for the speaker.

The green light on the podium will be turned on when the speaker begins. The yellow light will come on with one minute remaining. The speaker should be completing the testimony by the time the red light comes on and tones sound, indicating that time has expired. A countdown of time remaining to speak is also displayed on the large screen behind the Council dais.

No documents shall be accepted for Council review unless they are submitted to the City Clerk at least 24 hours prior to the Council Agenda item being heard.

Following is a general schedule of items for Council consideration and action. The City Council may consider and act on an agenda item in any order it deems appropriate. Actual timed items may be heard later but not before the time set on agenda. Persons interested in an item listed on the agenda are advised to be present throughout the meeting to ensure their presence when the item is called.

**AGENDA ITEMS MARKED WITH AN ASTERISK (\*\*\*) ARE SUBJECT TO MAYORAL VETO OR RECONSIDERATION**

**1:30 P.M. ROLL CALL**

Invocation by Pastor Jim Cecy of the Campus Bible Church

Pledge of Allegiance to the Flag

**APPROVE AGENDA****APPROVE MINUTES**

[ID16-153](#)

Approval of minutes from June 30, 2016

**COUNCILMEMBER REPORTS AND COMMENTS****1. CONSENT CALENDAR**

*All Consent Calendar items are considered to be routine and will be treated as one agenda item. The Consent Calendar will be enacted by one motion. Public comment on the Consent Calendar is limited to three (3) minutes per speaker. There will be no separate discussion of these items unless requested by a Councilmember, in which event the item will be removed from the Consent Calendar and will be considered as time allows.*

- 1-A**    [ID16-766](#)            Approve the Substitution of a listed Subcontractor, Steven's Electrical Contracting, to install the Interactive Lighting on the Cultural Arts District Park Project - Council District 3
- Sponsors:**            Public Works Department
- 1-B**    [ID16-772](#)            Approve a five-year agreement with Reading and Beyond for lead agency duties for community services and authorize the PARCS Director to sign the agreement
- Sponsors:**            Parks, After School and Recreation and Community Services Department
- 1-C**    [ID16-785](#)            RESOLUTION - Declaring a vacancy in the office of Councilmember for District Five; calling a special election to fill the vacancy to be consolidated with the November 8, 2016, General Election; and calling for a potential run-off election on March 7, 2017.
- Sponsors:**            City Clerk's Office

- 1-D [ID16-804](#) Approve a professional consultant agreement in the amount of \$138,923 with Siegfried Engineering, Inc., a Stockton-based California corporation, for design and engineering services to renovate the Manchester Transit Center for the Department of Transportation/Fresno Area Express (FAX)

**Sponsors:** Department of Public Transportation

- 1-E [ID16-805](#) Approve a professional consultant agreement in the amount of \$79,802 with Ascent Environmental, Inc., a Sacramento-based California corporation, to conduct an Initial Study per CEQA 15063.

**Sponsors:** Development and Resource Management Department

- 1-F [ID16-812](#) Approve an amendment to the Agreement with Provost and Pritchard Engineering Group, Inc., a Fresno based California corporation, to perform value engineering services and modify plans for the Courthouse Park Transit Shelter Design and Engineering Project in the amount of \$18,954.

**Sponsors:** Department of Public Transportation

- 1-G [ID16-808](#) Authorize the Controller to use the Committed General Cash Reserve for Economic Uncertainties and Emergencies to cover short term deficit cash balances at year end resulting from timing differences in the receipt of grant revenues/reimbursements and the incurrence of grant-funded expenditures.

**Sponsors:** Finance Department

- 1-H [ID16-833](#) \*\*\*RESOLUTION - 1st amendment to the Annual Appropriation Resolution (AAR) No. 2016-118 appropriating \$120,000 of Citywide Police Facility Impact fees for the new Fresno Police Department Central Policing Station located at Manchester Center (Requires 5 affirmative votes)

**Sponsors:** Police Department

## **2. GENERAL ADMINISTRATION**

- 2-A [ID16-806](#) Actions Pertaining to the Phase 2 Regional Transmission Mains Segment A1 Project (Bid File 3449), (District 3, District 7, Fresno County)

1. Adopt an Addendum to the Fresno Priority 2 Regional Transmission Water Mains Pipeline Project, Mitigated Negative Declaration (State Clearing House No. 2015101105)
2. Award a construction contract in the amount of \$28,471,884 to Mountain Cascade, Inc. for the City of Fresno Phase 2 Regional Transmission Mains Segment A1 Project - Bid File 3449
3. Authorize the Director of Public Utilities, or designee, to sign the contract on behalf of the City

**Sponsors:**

Department of Public Utilities

**2-B** [ID16-823](#)

RESOLUTION - Submitting to City Electors a proposal to amend the Charter addressing the City's procurement process to allow submission of bid proposals electronically in addition to the currently permitted bid submission method of a hard copy and providing for the placement of the measure on the November 8, 2016 General Election.

**Sponsors:**

Finance Department

**3. SCHEDULED COUNCIL HEARINGS AND MATTERS****1:30 P.M.****CONTESTED CONSENT CALENDAR****CEREMONIAL PRESENTATIONS**[ID16-835](#)

Presentation of the SPCA Pet of the Month

**Sponsors:**

City Councilmember Soria

[ID16-824](#)

Certificates of Recognition to the 2016 PG&amp;E Summer Job Interns:

- Tarry Tuy, District 1 - Sponsor Councilmember Soria
- Quentious Addison, District 3 - Sponsor Councilmember Baines
- Jeana Robinson, District 4 - Sponsor Council President Caprioglio

**Sponsors:**

City Councilmember Soria, City Councilmember Baines III and Council President Caprioglio

**1:50 P.M.****JOINT MEETING OF THE CITY OF FRESNO, THE SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF THE CITY OF FRESNO AND THE FRESNO REVITALIZATION CORPORATION**[ID16-834](#)

RESOLUTION - Regarding the Sale of Former Agency Property (Council action)

**2:00 P.M.#1**[ID16-754](#)

Appearance by Antonio Simone to discuss the possibility of locking garbage/recycling cans to avoid people going through the containers

**2:00 P.M.#2**[ID16-807](#)

Appearance by Holly Carter to discuss the discolored water in northeast Fresno and the need to get funding to get schools tested.

**4. CITY COUNCIL**[ID16-838](#)

Presentation by the City of Fresno Bicycle and Pedestrian Advisory Committee (BPAC) and The Fresno Police Department relating to the Pedestrian Safety Campaign.

**Sponsors:**

City Councilmember Soria

**5. CLOSED SESSION**[ID16-822](#)

CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION - Government Code Section 54956.9, subdivision (d)(1)

1. Hulises Rolon v. City of Fresno, et al; .Superior Court Case No. 15CECG03529

**Sponsors:**

City Attorney's Office

[ID16-831](#)

CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION - Government Code Section 54956.9, subdivision (d)(1)

1. City of Fresno v. AIG Financial Products Corporation, et

al; U.S. District Court Case No.: 08 MDL No. 1950

**Sponsors:**

City Attorney's Office

**ID16-830**

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION - Government Code Section 54956.9, subdivision (d)(2)

Significant Exposure to Litigation: Appeal by Chris Henry to Administrative Hearing Decision

Case Number 15-7815; Location: 2103 N. Angus Street, Fresno (APN 446-020-19)

**Sponsors:**

City Attorney's Office

**ID16-840**

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION - Government Code Section 54956.9, subdivision (d)(2)

Significant Exposure to Litigation: Veronica Nelson, et al. v. City of Fresno

**Sponsors:**

City Attorney's Office

**ID16-836**

CONFERENCE WITH REAL PROPERTY NEGOTIATOR - Government Code Section 54956.8

Property: 5607 W. Jensen

Negotiating Parties: City Manager Bruce Rudd; Darling Ingredients, Inc.

Under Negotiation: Price and Terms of Payment

**Sponsors:**

City Attorney's Office and City Manager's Office

**PLEASE NOTE: UNSCHEDULED COMMUNICATION IS NOT SCHEDULED FOR A SPECIFIC TIME AND MAY BE HEARD ANY TIME DURING THE MEETING**

### **UNSCHEDULED COMMUNICATION**

*Members of the public may address the Council regarding items that are not listed on the agenda and within the subject matter jurisdiction of the Council. Each person is limited to a three (3) minute presentation. Anyone wishing to be placed on an agenda for a specified topic should contact the City Clerk's Office at least ten (10) days prior to the desired date. Council action on unscheduled items, if any, shall be limited to referring the item to staff for a report and possible scheduling on a future Council agenda.*

### **ADJOURNMENT**

### **UPCOMING SCHEDULED COUNCIL HEARINGS AND MATTERS**

JULY 28, 2016

10:00 A.M. - HEARING regarding the vacation of a portion of W. Spruce Avenue (formally N. Josephine Avenue) and W. Elgin Avenue (Council District 2) (Continue to 10:15 A.M.#1)

JULY 28, 2016

10:15 A.M.#1 - CONTINUED HEARING regarding the vacation of a portion of W. Spruce Avenue (formally N. Josephine Avenue) and W. Elgin Avenue (Council District 2)

July 28, 2016

10:15 A.M.#2 - HEARING to consider the proposed Annual Assessment for the City of Fresno Landscaping and Lighting Maintenance District No. 1 (Citywide)

July 28, 2016

10:30 AM - HEARING to adopt resolutions and ordinance to annex territory and levy a special tax regarding City of Fresno Community District No. 11, Annexation No. 71(Final Tract Map No. 6079 and 6108) (northeast corner of N. Fowler Avenue and E. Clinton Avenue) (Council District 4)

July 28, 2016

10:45 A.M. TEFRA HEARING - To hear and consider information concerning the proposed issuance of revenue refunding bonds by California Statewide Communities Development Authority ("CSCDA") for the purpose of financing the acquisition, rehabilitation, furnishing and equipping of Parks at Fig Garden Apartments by Fruit Avenue Housing Associates, LP

#### **UPCOMING EMPLOYEE CEREMONIES**

JULY 28, 2016 - 1:30 P.M.- Employee of the Summer Quarter Ceremony

OCTOBER 13, 2016 - 1:30 P.M. - Employee of the Fall Quarter Ceremony

OCTOBER 19, 2016 - 2:00 P.M. - Employee Service Awards Ceremony

#### **2016 CITY COUNCIL MEETING SCHEDULE**

JULY 21, 2016 - COUNCIL VACATION

JULY 28, 2016 - 9:00 A.M. MEETING

August 4, 2016 - COUNCIL VACATION

August 11, 2016 COUNCIL VACATION

August 18, 2016 - 1:30 P.M. MEETING

August 25, 2016 - 9:00 A.M. MEETING

