

BILL NO. \_\_\_\_\_

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF THE CITY OF FRESNO, CALIFORNIA, REPEALING SECTION 4-111 OF THE FRESNO MUNICIPAL CODE AND ADDING SECTION 4-111 TO THE FRESNO MUNICIPAL CODE RELATING TO PROJECT LABOR AGREEMENTS.

THE COUNCIL OF THE CITY OF FRESNO DOES ORDAIN AS FOLLOWS:

SECTION 1. The California Public Contract Code sections 2500 through 2503 prohibit charter cities from maintaining charter or ordinance provisions that limit or prevent the city council from approving project labor agreements for construction projects, or the city may be deprived of state funding or financial assistance for projects.

SECTION 2. Section 4-111 of the Fresno Municipal Code prohibiting project labor agreements is repealed and replaced with a new Section 4-111 to read:

Section 4-111. PROJECT LABOR AGREEMENTS.

(a) "Project Labor Agreement" shall have the definition set forth in California Public Contract Code section 2500.

(b) The Council may require a Project Labor Agreement for any contract for construction projects for the city, as provided in California Public Contract Code sections 2500 through 2503.

SECTION 3. This ordinance shall become effective and in full force and effect at 12:01 a.m. on the thirty-first day after its final passage.

SECTION 4. This Ordinance shall no longer be of any force or effect upon the entry of a final judgment invalidating Public Contract Code Sections 2500-2503 (Senate Bills Numbers 829 (2011) and 922 (2012)); in such an event, the Fresno Municipal Code sections amended by this Ordinance shall be reinstated to read as they did prior to the passage of this Ordinance.

\* \* \* \* \*

Date Adopted:  
Date Approved  
Effective Date:  
City Attorney Approval: \_\_\_\_\_

Ordinance No.

STATE OF CALIFORNIA )  
COUNTY OF FRESNO ) ss.  
CITY OF FRESNO )

I, YVONNE SPENCE, City Clerk of the City of Fresno, certify that the foregoing ordinance was adopted by the Council of the City of Fresno, at a regular meeting held on the \_\_\_\_\_ day of \_\_\_\_\_, 2014.

AYES :  
NOES :  
ABSENT :  
ABSTAIN :

Mayor Approval: \_\_\_\_\_, 2014  
Mayor Approval/No Return: \_\_\_\_\_, 2014  
Mayor Veto: \_\_\_\_\_, 2014  
Council Override Vote: \_\_\_\_\_, 2014

YVONNE SPENCE, CMC  
City Clerk

BY: \_\_\_\_\_  
Deputy

APPROVED AS TO FORM:  
CITY ATTORNEY'S OFFICE

BY: \_\_\_\_\_  
Brandon M. Collet                      Date  
Deputy

BMC:prn [65436prn/ord] 10-29-14