



City of Fresno

2600 Fresno Street
Fresno, CA 93721
www.fresno.gov

Meeting Minutes - Final City Council

President - Oliver L. Baines, III
Vice President - Paul Caprioglio

Councilmembers:

Lee Brand, Steve Brandau, Clinton J. Olivier,

Sal Quintero, Esmeralda Z. Soria

City Manager - Bruce Rudd

City Attorney - Douglas T. Sloan

City Clerk - Yvonne Spence, CMC

Thursday, December 10, 2015

8:30 AM

Council Chambers

Regular Session

The City Council Met in regular session in the Council Chamber, City Hall, on the date and time above written.

8:41 A.M. ROLL CALL

Present: 7 - President Oliver Baines III
Vice President Paul Caprioglio
Councilmember Lee Brand
Councilmember Steve Brandau
Councilmember Clinton Olivier
Councilmember Sal Quintero
Councilmember Esmeralda Soria

Invocation by Pastor Jim Mattix of the Northeast Assembly of God

Pledge of Allegiance to the Flag

CEREMONIAL PRESENTATIONS

[ID#15-113](#) Presentation of a Resolution Honoring Grace's Place
[6](#)

PRESENTED

[ID#15-960](#) Appearance by Residents of the Golden Living Center to share
in their Christmas Caroloke Tour

Removed from agenda.

[ID#15-107](#) Presentation to the Sponsors of Make a Difference Day
[6](#)

PRESENTED

[ID#15-110](#) Announcing the City of Fresno as being re-certified a
[7](#) bronze-level Bicycle Friendly Community by the League of American Bicyclists

PRESENTED

[ID#15-113](#) Proclamation of "COMUNIDAD UNIDA, Informa, Opina,
[4](#) Pregunta, Avisal (559 area) DAY"

PRESENTED

Councilmember Brandau exited the Council Chamber at 9:22 A.M. and returned at 9:28 A.M.

Councilmember Brand exited the Council Chamber at 9:22 A.M. and returned at 9:31 A.M.

APPROVE MINUTES

[ID#15-114](#) Approval of City Council minutes from November 30, 2015
[0](#)

On motion of Vice President Caprioglio, seconded by Councilmember Soria, the above minutes were approved. The motion carried by the following vote:

Aye: 5 - Baines III, Caprioglio, Olivier, Quintero and Soria

Absent: 2 - Brand and Brandau

COUNCILMEMBER REPORTS AND COMMENTS

Councilmember Quintero directed City Manager Rudd to provide a written update regarding the city's code enforcement response to slumlords. Councilmember Quintero warned that the rest of the city still had need for code enforcement and he hoped the slumlord response would not monopolize resources. City Manager Rudd replied that the administration planned to use budget carry over dollars to backfill the two code officer positions that would be assigned to the City Manager's Office. City Manager Rudd noted that Council requests for code enforcement should be placed through the FresnoGO application. City Manager Rudd also explained that the task force would assess and focus on the top slumlords and mentioned that funds had been set aside for possible relocation of tenants.

Councilmember Soria thanked the administration for taking immediate action regarding substandard housing and said she was encouraged by the proposed actions. She reported that she and Vice President Caprioglio would come forward with solutions to address the situation in the long term. Councilmember Soria also expressed her interest in hiring additional code enforcement staff during the mid year budget review and to make plans for incremental increases.

Councilmember Soria reported on her annual holiday toy drive to benefit Heaton Elementary in the Tower District. She thanked those that attended her toy drive event the previous night and said the drive was expect to help 740 children have a happy holiday. The drive was scheduled to continue through Tuesday, December 15, 2015 and the distribution would occur at Heaton Elementary on Wednesday December 16, 2015. Councilmember Soria thanked the Tower District Businesses that helped with the drive, including: Ampersand Ice Cream, Casa De Tamales, Sequoia Brewing Company, Goldstein's and Gazebo Gardens.

Councilmember Brandau asked City Manager Rudd if the new code enforcement team would address blight in the form of shopping carts from vagrants in shopping areas - he noted the carts were often stacked five or six feet high with "stuff". In response, City Manager Rudd said there would be funding in the mid year carry over to address that issue. Mr. Rudd also stated the task force would make an impact on substandard housing and help revamp code to help it be more proactive.

Vice President Caprioglio thanked Aviation Director Mickle and his staff for creating the Gingerbread Winter Wonderland at Fresno Yosemite International Airport. The Wonderland included the Leaning Tower of Pisa, the Roman Forum, the Eiffle Tower and other landmarks replicated in gingerbread and standing three feet tall. Vice President Caprioglio thanked the Institute of Technology and it's Director, Tim Vogeley. He also thanked Master Pastry Chef Willem Bezemer and his students. Vice President Caprioglio also said there were nine or ten beautifully decorated trees at the airport, including a military tree that honored all veterans and their service to the country. He encouraged all to visit the airport to view the trees and Gingerbread Winter Wonderland.

Vice President Caprioglio thanked Dr. Castro and his wife Mary for the reception at their home celebrating the Christmas spirit.

Vice President Caprioglio reported that he attended the 74th Pearl Harbor Remembrance Day celebration. He sat next to 95 year old Elmer Wright who was on a battleship in Pearl Harbor when the attack occurred. Vice President Caprioglio stated the day that would live in infamy must never be forgotten.

Vice President Caprioglio also reported that the Hmong Story Forty would be opening on December 12 from 10:00 A.M. to 7:00 P.M. and would be free until January 2, 2016. He explained that the Hmong Story Forty told the story of the Hmong contribution to our community and to our country and said it was something everyone must see.

Councilmember Olivier exited the Council Chamber at 9:38 A.M. and returned at 9:44 A.M.

APPROVE AGENDA

City Clerk Spence announced the residents of the Golden Living Center were unable to attend the meeting so the Ceremonial item, Christmas Caroloke Tour (File ID# 15-960), was removed from the agenda.

APPROVED AS AMENDED

On motion of Vice President Caprioglio, seconded by Councilmember Soria, the AGENDA was adopted as amended. The motion carried by the following vote:

Aye: 6 - Baines III, Caprioglio, Brand, Brandau, Quintero and Soria

Absent: 1 - Olivier

1. CONSENT CALENDAR

Councilmember Brand moved Consent Calendar item 1-G (File ID# 15-1115) to the Contested Consent Calendar for further discussion.

The following member(s) of the public addressed Council regarding items on the Consent Calendar: Barbara Hunt.

APPROVAL OF THE CONSENT CALENDAR

On motion of Vice President Caprioglio, seconded by Councilmember Quintero, the CONSENT CALENDAR was hereby adopted by the following vote:

Aye: 7 - Baines III, Caprioglio, Brand, Brandau, Olivier, Quintero and Soria

- 1-A** [ID#15-105](#) Approve the acquisition of 32,948 square feet of easement on property owned by Orange Avenue Disposal Company, Inc., a California corporation in the amount of \$65,900 (APN 330-021-09) for the construction of new sanitary sewer lines within East Avenue, Orange Avenue, Cedar Avenue, Malaga Avenue and Central Avenue. (Council District 3)

APPROVED

The above item was approved on the Consent Calendar.

- 1-B** [ID#15-107](#) RESOLUTION - Authorizing the First Amendment to the Equipment Lease-Purchase Agreement with Community First National Bank, as Lessor, for the acquisition, purchase, financing and leasing of certain equipment for the Fresno Fire Department for Fiscal Years 2016 and 2017; authorizing the execution and delivery of documents required in connection therewith; and authorizing all other actions necessary to the consummation of the transactions contemplated by this resolution

RESOLUTION 2015-228 ADOPTED

The above item was approved on the Consent Calendar.

- 1-C [ID#15-109](#) Authorize staff to request an extension of time for the unspent
[8](#) grant funds for the Temperance and North Avenue Official Plan
Lines

APPROVED

The above item was approved on the Consent Calendar.

- 1-D [ID#15-947](#) Annual review and acceptance of the Fiscal Year 2015 Impact
Fee Annual Report (the "Annual Audited Financial Report") as
required by California Government Code

ACCEPTED

The above item was approved on the Consent Calendar.

- 1-E [ID#15-110](#) Approve the 2016 City Council Meeting Schedule
[9](#)

APPROVED

The above item was approved on the Consent Calendar.

- 1-F [ID#15-108](#) Award a contract to Ray Morgan Company in the amount of
[4](#) \$319,494, per year to provide copier leasing services for three
(3) years with an option to renew for an additional two (2) years.

APPROVED

The above item was approved on the Consent Calendar.

- 1-G [ID#15-111](#) Approve First Amendment to Sales Manager Position
[5](#) Agreement between the City of Fresno ("City"), the
Fresno/Clovis Convention & Visitors Bureau ("FCCVB"), and
SMG ("SMG").

*Councilmember Brand moved the above item to the Contested Consent
Calendar for further discussion.*

- 1-H [ID#15-111](#) ***BILL NO. B-44 - (Intro. 12/3/2015) (For adoption) - Amending
[6](#) Subsection (f) to Section 1-304 of the Fresno Municipal Code
relating to Code violations, also known as "Ben's Bill" in honor of
Benjamin Rash, former Code Enforcement staff member who
worked on this matter until his passing.

ORDINANCE 2015-40 ADOPTED

The above item was approved on the Consent Calendar.

CONTESTED CONSENT CALENDAR

- 1-G [ID#15-111](#) Approve First Amendment to Sales Manager Position
[5](#) Agreement between the City of Fresno ("City"), the Fresno/Clovis Convention & Visitors Bureau ("FCCVB"), and SMG ("SMG").

SMG General Manager Overfelt introduced the above item to Council. Fresno/Clovis Convention and Visitors Bureau President Forstedt and City Manager Rudd also addressed Council.

APPROVED

On motion of Councilmember Brand, seconded by Councilmember Olivier, the above item was approved. The motion carried by the following vote:

Aye: 7 - Baines III, Caprioglio, Brand, Brandau, Olivier, Quintero and Soria

2. GENERAL ADMINISTRATION

- 2-A [ID#15-104](#) Award a contract for an amount not to exceed \$230,833 to West
[2](#) Monroe Partners for Consulting Services for the Department of Public Utilities, Utility Billing & Collection (RFP No. 072915).

The above item was introduced to Council by PUD Director Esqueda.

The following member(s) of the public spoke on this item: Barbara Hunt.

Councilmember Soria directed staff to list all bids in future staff reports.

Councilmember Brand directed staff and the City Manager to explore the possibility of consolidating this type of service with other departments, sometime in the future.

APPROVED

On motion of Councilmember Brandau, seconded by Councilmember Brand, the above item was approved. The motion carried by the following vote:

Aye: 7 - Baines III, Caprioglio, Brand, Brandau, Olivier, Quintero and Soria

5. SCHEDULED COUNCIL HEARINGS AND MATTERS

10:00 A.M.#1

[ID#15-106](#) HEARING to adopt resolutions and ordinance to annex territory and levy a special tax regarding City of Fresno Community District No. 11, Annexation No. 64 (Final Tract Map No. 5571) (east side of North Armstrong Avenue between East Dakota and Shields Avenues) (Council District 4)

[2](#)

1. RESOLUTION - Annexing Territory to Community Facilities District No. 11 and Authorizing the Levy of a Special Tax
2. RESOLUTION - Calling Special Mailed-Ballot Election
3. RESOLUTION - Declaring Election Results
4. ***BILL - (For introduction and adoption) - Levying a Special Tax for the Property Tax Year 2014-2015 and Future Tax Years Within and Relating to Community Facilities District No. 11, Annexation No. 64, Final Tract Map No. 5571

The above hearing was called to order at 10:04 A.M. Public Works Assistant Director Benelli introduced this item to Council.

The following member(s) of the public addressed Council regarding this item:

Barbara Hunt - opposed the item because LaFCO was an illegal entity.

Mike Parr of Lennar Homes - supported the annexation.

The above hearing was closed at 10:08 A.M.

RESOLUTION 2015-229 ADOPTED
RESOLUTION 2015-230 ADOPTED
RESOLUTION 2015-231 ADOPTED
BILL B-45 INTRODUCED AND ADOPTED AS
ORDINANCE 2015-41

On motion of Vice President Caprioglio, seconded by Councilmember Soria, the above item was approved. The motion carried by the following vote:

Aye: 7 - Baines III, Caprioglio, Brand, Brandau, Olivier, Quintero and Soria

10:00 A.M.#2

[ID#15-107](#) RESOLUTION - Approving the Final Map of Tract No. 5571 and
[8](#) accepting dedicated public uses offered therein -east side of N. Armstrong Avenue between E. Dakota Avenue and E. Shields Avenue (Council District 4)

The above item was introduced to Council by Public Works Supervising Engineering Technician, Bartel.

The following member(s) of the public addressed Council regarding this item: Mike Parr of Lennar Homes and Barbara Hunt.

RESOLUTION 2015-232 ADOPTED

On motion of Vice President Caprioglio, seconded by Councilmember Brandau, the above item was approved . The motion carried by the following vote:

Aye: 7 - Baines III, Caprioglio, Brand, Brandau, Olivier, Quintero and Soria

2. GENERAL ADMINISTRATION CONTINUED

2-B [ID#15-104](#) ***RESOLUTION - 525th amendment to the Master Fee
[8](#) Schedule (MFS) Resolution No. 80-420 addressing fee changes and annual routine revisions to various City departments

The above item was introduced to Council by Finance Department Budget Manager Sumpter.

The following member(s) of the public spoke on this item: Barbara Hunt.

RESOLUTION 2015-233 ADOPTED

On motion of President Baines III, seconded by Councilmember Brand, the above item was approved. The motion carried by the following vote:

Aye: 6 - Baines III, Caprioglio, Brand, Olivier, Quintero and Soria

No: 1 - Brandau

- 2-C [ID#15-107](#) ***RESOLUTION - Authorizing City's Parks, After School, Recreation and Community Services (PARCS) Department to administratively update the Master Fee Schedule fees annually for Camp Fresno and Camp Fresno Jr. to reflect the twelve month percentage change in the U.S. Bureau of Labor Statistics Consumer Price Index.
[9](#)

The above item was introduced to Council by Parks, After School, Recreation and Community Services ("PARCS") Director Mollinedo. City Manager Rudd also spoke on this item.

The following member(s) of the public spoke on this item: Barbara Hunt.

RESOLUTION 2015-234 ADOPTED

On motion of Councilmember Brand, seconded by President Baines III, the above item was approved. The motion carried by the following vote:

Aye: 7 - Baines III, Caprioglio, Brand, Brandau, Olivier, Quintero and Soria

5. SCHEDULED COUNCIL HEARINGS AND MATTERS **CONTINUED**

10:15 A.M.

- [ID#15-106](#) HEARING to adopt resolutions and ordinance to annex territory and levy a special tax regarding City of Fresno Community District No. 9, Annexation No. 9 (Site Plan Review Application no. 2015-064, Assessor's Parcel Number 567-030-7S) (Southeast corner of East Champlain and North Hickory Hill Drives) (Council District 6)
[3](#)
1. RESOLUTION - Annexing Territory to Community Facilities District No. 9 and Authorizing the Levy of a Special Tax
 2. RESOLUTION - Calling Special Mailed-Ballot Election
 3. RESOLUTION - Declaring Election Results
 4. ***BILL - (For introduction and adoption) - Levying a Special Tax for the Property Tax Year 2015-2016 and Future Tax Years Within and Relating to Community Facilities District No. 9, Annexation No. 9, Assessor's Parcel Number 567-030-7S

The above hearing was called to order at 10:23 A.M. Public Works Assistant Director Benelli introduced the item to Council.

The following member(s) of the public spoke on this item:

Barbara Hunt - spoke in support.

The above hearing was closed at 10:25 A.M.

RESO 2015-235 ADOPTED
RESO 2015-236 ADOPTED
RESO 2015-237 ADOPTED
BILL B-46 INTRODUCED AND ADOPTED AS
ORDINANCE 2015-42

On motion of Councilmember Brand, seconded by Vice President Caprioglio, the above item was approved. The motion carried by the following vote:

Aye: 7 - Baines III, Caprioglio, Brand, Brandau, Olivier, Quintero and Soria

2. GENERAL ADMINISTRATION CONTINUED

- 2-D [ID#15-109](#) RESOLUTION - Authorizing the submission of applications for grant funds from the Fresno Council of Governments (COG) 2015/16 Congestion Mitigation and Air Quality (CMAQ) improvement program and the Regional Surface Transportation Program (RSTP) "Call for Projects" and authorizing the execution of all application related documents by the Public Works Director and the Transportation Director or their designees (Citywide)

The above item was introduced to Council by Public Works Director Mozier.

The following member(s) of the public spoke on this item: Barbara Hunt.

RESOLUTION 2015-238 ADOPTED

On motion of Councilmember Brand, seconded by Vice President Caprioglio, the above item was approved. The motion carried by the following vote:

Aye: 7 - Baines III, Caprioglio, Brand, Brandau, Olivier, Quintero and Soria

5. SCHEDULED COUNCIL HEARINGS AND MATTERS **CONTINUED**

10:30 A.M.

- [ID#15-107](#) TEFRA Hearing as required by Section 147(f) of the Internal Revenue Code of 1986, as amended, to hear and consider information concerning the proposed plan of finance providing for the issuance of Health Facility Revenue Bonds in an aggregate principal amount not to exceed \$1,100,000,000 by the Michigan Finance Authority to (i) refinance the costs of acquisition, construction, furnishing and equipping of certain health care facilities owned and operated by Saint Agnes Medical Center (or an affiliate thereof) and (ii) pay certain expenses incurred in connection with the issuance of the bonds.
- [0](#)
1. ***RESOLUTION - Approving the issuance of the Michigan Finance Authority revenue bonds (CHE Trinity Health Credit Group), in one or more series, for the purpose of refinancing the costs of acquisition, construction, improvement and equipping of health care facilities owned and operated by Saint Agnes Medical Center (or an affiliate thereof) in an aggregate principal amount not to exceed \$25,000,000 and certain other matters relating thereto.

The above hearing was called to order at 10:42 A.M. The above item was introduced to Council by Finance Director Lima.

Upon call, no member of the public choose to address Council regarding this item.

The above hearing was closed at 10:44 A.M.

RESOLUTION 2015-239 ADOPTED

On motion of Councilmember Brand, seconded by Vice President Caprioglio, the above item was approved. The motion carried by the following vote:

Aye: 7 - Baines III, Caprioglio, Brand, Brandau, Olivier, Quintero and Soria

2. GENERAL ADMINISTRATION CONTINUED

- 2-E [ID#15-110](#) WORKSHOP regarding the Evaluation of Naming Rights-
[3](#) Fresno Convention & Entertainment Center

The above workshop was presented to Council by SMG General Manager, Overfelt. City Manager Rudd also spoke on this item.

As announced by President Baines, it was the consensus of Council that Mr. Overfelt should begin exploring firms that could assist with naming rights and report back to Council.

WORKSHOP HELD

5. SCHEDULED COUNCIL HEARINGS AND MATTERS CONTINUED

11:00 A.M.

- [ID#15-108](#) Actions pertaining to processing of green waste materials and
[1](#) co-mingled recyclable materials (Citywide)
1. Negotiate and execute agreement(s) for co-mingled recyclable material processing.
 2. Negotiate and execute agreement(s) for green waste material processing
 3. Authorize Director of Public Utilities to execute the agreement(s)

The above item was introduced to Council by Councilmember Brandau. City Manager Rudd and Public Utilities Director Esqueda also spoke on this item.

The following member(s) of the public spoke on this item: Barbara Hunt and Craig Schmidt of Mid Valley Disposal.

Councilmember Brandau motioned to approve the above item and President Baines seconded the motion. Councilmember Soria proposed a friendly amendment that if a final contract was negotiated and then a vendor attempts to increase or decrease the price with the City at a later time, an RFP would automatically be triggered for that vendor's segment of the contract. Councilmember Soria's amendment was incorporated into the original motion by agreement of Councilmember Brandau and President Baines.

APPROVED AS AMENDED

On motion of Councilmember Brandau, seconded by President Baines III, the above item was approved as amended. The motion carried by the following vote:

Aye: 5 - Baines III, Caprioglio, Brandau, Quintero and Soria

No: 2 - Brand and Olivier

3. CITY COUNCIL

- 3-D** [ID#15-113](#) RESOLUTION - Encouraging Congress and the President of the United States to pass Comprehensive Immigration Reform - **5**

President Baines introduced the above item to Council. Councilmember Soria and Council District Three Chief of Staff Barfield also spoke on this item.

The following member(s) of the public spoke on this item: Doctor Sudarshan Kapoor of the Fresno Immigration Coalition; Willie Lopez of El Concilio de Fresno; Crisante Valencia; Jesus Martinez of the Central Valley Immigrant Division Collaborative and Barbara Hunt.

RESOLUTION 2015-240 ADOPTED

On motion of President Baines III, seconded by Councilmember Soria, the above item was approved. The motion carried by the following vote:

Aye: 7 - Baines III, Caprioglio, Brand, Brandau, Olivier, Quintero and Soria

RECESSED 12:00 P.M. to 1:40 P.M.

5. SCHEDULED COUNCIL HEARINGS AND MATTERS CONTINUED

1:30 P.M.

[ID#15-955](#) WORKSHOP regarding Asset Management

The above workshop was presented to Council by City Manager Rudd, Councilmember Brand and Assistant City Manager Smith.

While discussing Woodward Park, Councilmember Brand stated, for the record, that the Shinzen Garden Board had approved the concept of a

restaurant and events center at the yard next to the garden.

Councilmember Brandau directed the consultants, CBRE Management Consulting, to set up a separate meeting with him.

Councilmember Brand directed the City Manager to come back to Council with a timetable to start introducing asset management items the Council could take action on.

WORKSHOP HELD

3. CITY COUNCIL CONTINUED

- 3-A** [ID#15-111](#) Council Boards and Commissions Communications, Reports, Assignments and/or Appointments, Reappointments, Removals to/from City and non-City Boards and Commissions:
- [3](#)
1. Council of Governments - Swearengin-Ex-Officio (Olivier-Alternate)
 2. Finance and Audit Committee - Brand, Olivier, Brandau
 3. Fresno Area Workforce Investment Corporation - Baines
 4. Fresno County Transportation Authority (FCTA) - Swearengin, Brandau
 5. Fresno Regional Workforce Investment Board - Baines, Renena Smith
 6. Fresno County Zoo Authority - Swearengin (Baines-Alternate)
 7. Fresno Madera Area Agency on Aging Board - Olivier
 8. Joint Powers Financing Authority - Baines, Brandau, Swearengin
 9. San Joaquin River Conservancy Board - Swearengin (Brandau-Alternate)
 10. Association for the Beautification of Highway 99 - Baines
 11. Upper Kings Basin Integrated Regional Water Management JPA - Brandau (Soria, Georgeanne White and Thomas Esqueda - Alternates)
 12. Economic Development Corporation Serving Fresno County - Brandau-Ex-Officio, City Manager Bruce Rudd and (Baines - Alternate)
 13. Fresno/Clovis Convention & Visitors Bureau (CVB) - Vacant
 14. League of California Cities (Annual Meeting) - Swearengin (Olivier-Alternate)

15. San Joaquin Valley Air Pollution Control District - Baines
16. Litigation Exposure Reduction Ad Hoc Committee - Brandau, Caprioglio
17. Convention Center Oversight Advisory Board - Baines, (Brand-Alternate), City Manager, SMG General Manager and one representative from each of SMG's organizations
18. Sub-Committee on Transportation - Baines, Caprioglio, Soria
19. Code Enforcement Sub-Committee - Baines, Olivier, and Caprioglio

Councilmember Brand stated he was not on the School Liaison Committee but reported he made a presentation to Central Unified School District thanks to Terry Cox. He noted that once he and President Baines make a presentation to Fresno Unified School District, they will have met with all the school districts in the City. Councilmember Brand expressed his excitement for the future of the School Liaison Committee and recalled that the committee members were Councilmember Soria, Vice President Caprioglio and President Baines.

Councilmember Brandau reported on the Fresno County Transportation Authority ("FCTA"). He noted the FCTA sent him to a transportation convention approximately a month earlier. The focus of the convention was driverless cars but he would have preferred the focus to have been fixing the streets in Fresno and throughout California. As part of the convention, he toured the Anaheim Regional Transportation Intermodal Center ("ARTIC") that was finished last year at a cost of \$185 million. He explained that ARTIC was anticipated to serve 10,000 people a day but actually served between 800 and 2,500 people a day, depending on the source. He stated the project had been open six months and was already \$2 million dollars behind and the City of Anaheim would need to figure out how to pay for it. He noted that ARTIC was the final leg of the High Speed Rail. Councilmember Brand said he did not want Fresno to experience the same kind of boondoggle.

Assistant City Manager Smith reported on the Fresno Regional Workforce Investment Board ("FRWIB") meeting from the previous week. She stated the meeting included an agenda item on relocating the FRWIB operations from Manchester to a different site. The agenda item would have given the Executive Board the authority to make the relocation decision. During the meeting, Mrs. Smith explained, it became clear the entire board wanted to

weigh in on the decision to relocate and a special meeting was called for January 20, 2016.

Council President Baines reported on the Fresno County Zoo Authority and noted the African exhibit was open and was a world class exhibit the City should be proud of.

Council President Baines also reported that he would be the Chair of the San Joaquin Valley Air Pollution Control District Board for the upcoming year.

- 3-B** [ID#15-111](#) [9](#) BILL - (For introduction) - Adopting an ordinance adding Article 4.14 to Chapter 12 of the Fresno Municipal Code relating to the exemption of development impact fees for certain projects in economically disadvantaged neighborhoods

Councilmembers Soria and Olivier introduced City Council items 3-B (File ID#15-1119) and 3-C (File ID#15-1120) to Council simultaneously.

The following member(s) of the public discussed City Council items 3-B and 3-C: Barbara Hunt.

BILL B-47 INTRODUCED AND LAID OVER

On motion of Councilmember Soria, seconded by Councilmember Olivier, the above item was approved. The motion carried by the following vote:

Aye: 7 - Baines III, Caprioglio, Brand, Brandau, Olivier, Quintero and Soria

- 3-C** [ID#15-112](#) [0](#) BILL - (For introduction) - Adopting an ordinance adding Article 4.15 to Chapter 12 of the Fresno Municipal Code relating to the exemption of development impact fees for the replacement or reconstruction of existing commercial structures

Councilmembers Soria and Olivier introduced City Council items 3-B (File ID#15-1119) and 3-C (File ID#15-1120) to Council simultaneously.

The following member(s) of the public discussed City Council items 3-B and 3-C: Barbara Hunt.

BILL B-48 INTRODUCED AND LAID OVER

On motion of Councilmember Soria, seconded by Councilmember

Olivier, the above item was approved. The motion carried by the following vote:

Aye: 7 - Baines III, Caprioglio, Brand, Brandau, Olivier, Quintero and Soria

UNSCHEDULED COMMUNICATION

The following member(s) of the public addressed Council during Unscheduled Communication:

Barbara Hunt - discussed money collected under Proposition 13 and conflicts of interest created when the City Council also serves as the Board of the Redevelopment Agency.

4. CLOSED SESSION

The City Council met in closed session in Room 2125 from 3:08 P.M. to 4:50 P.M. to discuss the following:

[ID#15-108](#) PUBLIC EMPLOYEE PERFORMANCE EVALUATION -
[3](#) Government Code Section 54957
Title: City Clerk

The above item was not discussed during closed session and was rescheduled for the December 17, 2015 City Council Meeting.

[ID#15-111](#) CONFERENCE WITH LABOR NEGOTIATOR - Government
[4](#) Code Section 54957.6
City Negotiator(s): Council President Baines III
Unrepresented: City Clerk

The above item was not discussed during closed session and was rescheduled for the December 17, 2015 City Council Meeting.

[ID#15-113](#) PUBLIC EMPLOYEE PERFORMANCE EVALUATION -
[9](#) Government Code Section 54957
Title: City Attorney

The above item was discussed during Closed Session. No open session announcement was made regarding this item.

[ID#15-113](#) CONFERENCE WITH LABOR NEGOTIATOR - Government
[7](#) Code Section 54957.6
City Negotiator(s) Council President Baines III
Unrepresented: City Attorney

The above item was discussed during Closed Session. No open session announcement was made regarding this item.

ADJOURNMENT

Adjourned from Closed Session at 4:50 P.M.

These minutes were approved by unanimous vote of the Council during the January 7, 2016 City Council meeting.