



City of Fresno

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

Meeting Minutes - Draft 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

Thursday, June 30, 2016

9:00 AM

Council Chambers

Regular Session

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

9:11 A.M. ROLL CALL

Present: 6 - President Paul Caprioglio
Vice President Sal Quintero
Councilmember Lee Brand
Councilmember Steve Brandau
Councilmember Clinton Olivier
Councilmember Esmeralda Soria

Absent: 1 - Councilmember Oliver L. Baines III

Invocation by Reverend Roderick Cochran, Pastor of Friendship Baptist Church,
Merced CA

Pledge of Allegiance to the Flag

APPROVE AGENDA

City Clerk Spence announced the following changes to the agenda: Add on Proclamation: Alzheimer's Brain Awareness Month - Council President Caprioglio File ID16-752 (1-J) change "Recommend approval of" to "Approve" in each of the subsections; File ID16-791 (1-L) The effective date of the appointment of Caine Christensen to the Fresno Housing Authority needs to be changed from July 1, 2016 to August 1, 2016; Change to the Hearing Schedule: 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) has been changed to July 28, 2016 at 10:15 A.M. #1.

APPROVED AS AMENDED

On motion of Councilmember Soria, seconded by President Caprioglio, that the above be approved. The motion carried by the following vote:

Aye: 6 - Caprioglio, Quintero, Brand, Brandau, Olivier and Soria

Absent: 1 - Baines III

APPROVE MINUTES

[ID16-152](#) Approval of minutes from June 21 and June 23, 2016

APPROVED

On motion of Councilmember Soria, seconded by Councilmember Brand, that the above Minutes be approved. The motion carried by the following vote:

Aye: 6 - Caprioglio, Quintero, Brand, Brandau, Olivier and Soria

Absent: 1 - Baines III

COUNCILMEMBER REPORTS AND COMMENTS

Councilmember Soria reported on the Central Unified School District swim program where the contract was approved at the last council meeting. She reported that for the first week, the swim lessons were filled to capacity. She thanked her colleagues for supporting this effort because the need was there and it's creating a lot of positive buzz in the community.

Councilmember Quintero informed City Manager Rudd that he is getting calls from the neighborhoods between Kings Canyon, Tulare, First and Cedar. The concern is that City crews are out there doing clean ups and

tree trimming and they have been told they are moving the garbage pick-up from the alleys to the streets and the concern is there was no public hearing or community meetings and they would like to be informed of what is going on. There is also concern about the age of the trees particularly on Huntington Blvd. Jackson School is usually where they hold their community meetings. You might be able to arrange something to notify the citizens of what is going on. Public Works has begun to tear up the street on Eden Avenue by Fresno Pacific to redo the street; thank you for that they are really doing a great job, however if they can contact the Director or Assistant Director at Twilight Haven, they have a lot of parking along the Eden Avenue side of the Street. They would just like to know what the timelines are. They say they called a few times and have not gotten a response. They are thankful for the work being done.

Council President Caprioglio thanked Scott Mozier, Director of Public Works and his team because he recently received a really nice email and wanted to compliment them. Council President Caprioglio read a quote from the email: "the crew that recently replaced the surface of that portion on Sixth Street should be commended for their excellent and expedient way they completed those repairs. It makes me proud to be a Fresnan". That was from Mr. Dubrose. He thanked Mr. Mozier for making him and the City look good.

President Caprioglio reported that he had the opportunity to attend a ribbon cutting ceremony at Granville's Home of Hope located in District 4 at Shields and Fowler. He thanked the vendors who donated it publicly. The Home of Hope was introduced eleven years ago to raise money for those less fortunate than us. They highlight various organizations each year on a rotating basis. The charities that will benefit are Community Food Bank, Poverello House, Assistance League, Foundation for Central Schools, Hinds Hospice, Foundation for Clovis Schools, The Renaissance Scholars for Fresno State which helps young foster children once they reach adulthood, it is difficult to get into the University scene. This Renaissance Scholars program will steer promising students toward the University. Also the beneficiary is the Foundation for Sanger Schools, EPU Children's Center and the Fresno Police Chaplaincy Program. More information can be found at www.gvhomeofhope.com. Last year they raised \$475,000. It is \$100 per ticket the more tickets you buy, the better the opportunity to win this \$375,000 home.

1. CONSENT CALENDAR

Councilmember Soria moved Consent Calendar item 1-I (ID 16-750) to the Contested Consent Calendar for further discussion.

APPROVAL OF THE CONSENT CALENDAR

On motion of Councilmember Soria, seconded by Councilmember Brand, the CONSENT CALENDAR was hereby adopted by the following vote:

Aye: 6 - Caprioglio, Quintero, Brand, Brandau, Olivier and Soria

Absent: 1 - Baines III

1-A [ID16-710](#)

Actions pertaining to Initiating Proceedings and Declare Intention to Levy the Annual Assessment for the City of Fresno Landscaping and Lighting Maintenance District No. 1; and setting the public hearing for July 28, 2016 at 10:15 a.m. (Citywide)

1. RESOLUTION - Initiating proceedings for the annual levy of assessment
2. RESOLUTION - Of Intention to levy and collect the annual assessment

RESOLUTION 2016-125 AND 2016-126 ADOPTED

The above item was approved on the Consent Calendar.

1-B [ID16-711](#)

RESOLUTION - Of Intention to annex both Final Tract Map No. 6079 and 6108, Annexation No. 71, to the City of Fresno Community Facilities District No. 11 (northeast corner of N. Fowler Avenue and E. Clinton Avenue) (Council District 4)

RESOLUTION 2016-127 ADOPTED

The above item was approved on the Consent Calendar.

1-C [ID16-712](#)

Actions pertaining to the FY 2017 Housing and Urban Development (HUD) Capital grant program

1. Authorize the Chief of Police to enter into three separate agreements between the Housing Authority of the City of Fresno, Southeast Fresno Rental Assistance Demonstration (RAD) and Viking Village Rental Assistance Demonstration to provide additional security and protection services for public housing to provide for a maximum of \$264,050
2. Authorize the Chief of Police to execute all related documents applicable to the FY 2017 HUD Capital grant program

APPROVED

The above item was approved on the Consent Calendar.

1-D [ID16-713](#)

Actions pertaining to Resolution of Intention No. 1106-D to vacate portions of W. Spruce Avenue (formerly N. Josephine) and W. Elgin Avenue (Council District 2).

1. Adopt a finding of Categorical Exemption per staff determination, pursuant to Section 15301 through 15303 of the California Environmental Quality Act (CEQA) Guidelines, Environmental Assessment No. EA-16-013.
2. Adopt Resolution of Intention No. 1106-D to vacate portions of W. Spruce Avenue (formerly N. Josephine) and W. Elgin Avenue, and set the required hearing at 10:00 a.m. on July 28, 2016.

APPROVED

The above item was approved on the Consent Calendar.

1-E [ID16-723](#)

Actions pertaining to the 2016/2017 Alcoholic Beverage Control (ABC) grant

1. Authorize the Chief of Police to accept \$100,000 in grant funding for the 2016/2017 ABC grant awarded to the Fresno Police Department from the State of California Alcoholic Beverage Control
2. Authorize the Chief of Police to execute the agreement and all related documents applicable to the 2016/2017 ABC grant

APPROVED

The above item was approved on the Consent Calendar.

1-F [ID16-726](#)

Approve an agreement with the Superior Court of California, County of Fresno, for the electronic submission of E-Citations.

APPROVED

The above item was approved on the Consent Calendar.

1-G [ID16-742](#)

Award a professional services contract to BSK Associates Engineering & Laboratories in the amount of \$123,670 for materials testing and Special Inspection of the Southwest Quadrant Recycled Water Transmission Main (RWTM) Project SW1C

APPROVED

The above item was approved on the Consent Calendar.

1-H [ID16-748](#)

RESOLUTION - Approving the Final Map of Tract No. 5595 and accepting dedicated public uses offered therein - southeast corner of the intersection of N. Thiele Avenue and W. Spruce Avenue (Council District 2)

RESOLUTION 2016-128 ADOPTED

The above item was approved on the Consent Calendar.

1-I [ID16-750](#)

Approve an amendment to the contract with Interwest Consulting Group, to conduct professional plan check services for Building and Safety customer projects.

The above item was moved to the Contested Calendar for further discussion by Councilmember Soria.

1-J [ID16-752](#)

Actions pertaining to Emergency Solutions Grant Funding:

- 1) Recommend approval of funding to Marjaree Mason Center in an amount not to exceed \$238,927;
- 2) Recommend approval of funding to Fresno Economic Opportunities Commission in an amount not to exceed \$60,994;
- 3) Recommend approval of funding to WestCare California in an amount not to exceed \$213,094

APPROVED

The above item was approved on the Consent Calendar.

1-K [ID16-759](#)

RESOLUTION - Approving the Final Map of Tract No. 5341 and accepting dedicated public uses offered therein - south side of E. Clinton Avenue between N. Locan Avenue and N. Temperance Avenue (Council District 4)

RESOLUTION 2016-129 ADOPTED

The above item was approved on the Consent Calendar.

1-L [ID16-791](#)

Approve the reappointment of Adrian Jones and the appointment of Caine Christensen to the Fresno Housing Authority; the reappointment of Clint Olivier to the Fresno-Madera Area Agency on Aging; the reappointments of Don Simmons and Robin Goldbeck to the Historic Preservation Commission and the reappointment of Cary Catalano to the Planning Commission

APPROVED

The above item was approved on the Consent Calendar.

2. GENERAL ADMINISTRATION

2-A [ID16-735](#)

Actions pertaining to the Recycled Water Transmission Main, Northwest Quadrant, Project (Council Districts 2, 6, and Fresno County)

1. ***RESOLUTION - 54th amendment to the Annual Appropriation Resolution (AAR) No. 2015-104 appropriating \$2,037,900 for the Recycled Water Transmission Main, Northwest Quadrant **(Requires affirmative 5 votes)**
2. Award a consultant services agreement in the amount of \$1,987,861 and a contingency of \$50,000 with Kennedy/Jenks Consultants, Inc. for the design of a portion of the pipeline, two pump stations in the Northwest Recycled Water Distribution System, and one pump station in the Northeast Recycled Water Distribution System

The above item was introduced to Council by Supervising Professional Engineer Norgaard.

RESOLUTION 2016-130 ADOPTED

On motion of Councilmember Brandau, seconded by Councilmember Brand, that the above Action Item be approved. The motion carried by the following vote:

Aye: 6 - Caprioglio, Quintero, Brand, Brandau, Olivier and Soria

Absent: 1 - Baines III

2-B [ID16-741](#)

Actions pertaining to sewer rehabilitation in Church Avenue (Council District 3 and Fresno County)

1. Adopt findings of Categorical Exemption of Class 1, pursuant to Section 15301(b) (Existing facilities of both investor and publicly-owned utilities) and Class 2, pursuant to Section 15302(c) (Replacement or reconstruction) of the California Environmental Quality Act Guidelines, and
2. Award a construction contract in the amount of \$1,730,760 to SAK Construction, LLC of O'Fallon Missouri

The above item was introduced to Council by Supervising Professional Engineer Norgaard.

APPROVED

On motion of Councilmember Soria, seconded by President Caprioglio, that the above Action Item be approved. The motion carried by the following vote:

Aye: 6 - Caprioglio, Quintero, Brand, Brandau, Olivier and Soria

Absent: 1 - Baines III

2-C [ID16-743](#)

Actions pertaining to adoption of the 2015 Wastewater Collection System Master Plan Update as per the State Water Resources Control Board Order No. 2006-0003-DWQ

1. Adopt a finding of conformity as per Environmental Assessment EA-16-001
2. RESOLUTION - Accepting and adopting the City's 2015 Wastewater Collection System Master Plan Update

The above item was introduced to Council by Supervising Professional Engineer Norgaard.

RESOLUTION 2016-131 ADOPTED

On motion of Councilmember Olivier, seconded by Councilmember Brand, that the above Action Item be approved. The motion carried by the following vote:

Aye: 6 - Caprioglio, Quintero, Brand, Brandau, Olivier and Soria

Absent: 1 - Baines III

2-D [ID16-746](#)

Approve an updated Incentive Program for Scheduled Domestic and International Air Service for Fresno Yosemite International Airport (Council District 4)

The above item was introduced to Council by Airports Director Meikle

Director Meikle presented the updated Incentive Program for the Scheduled Domestic and International Air Service for Fresno Yosemite International Airport and responded to Councilmember questions. He addressed incentives, the goals they are trying to achieve, destinations Fresno is trying to attract, examples of previous incentives, how they use data to help determine what destinations Fresno wants and how the Council can assist them in the future by offering a letter of support.

Nathan Alonzo, Government Affairs Manager, Fresno Chamber of Commerce spoke on the item. He and the members of the Chamber support this incentive package. The Chamber voted to support this plan because it is a careful and well thought out approach in helping us ensure a more attractive destination for more flights while ensuring that we do not increase cost for the airport or its customers.

APPROVED

On motion of President Caprioglio, seconded by Councilmember Soria, that the above Action Item be approved. The motion carried by the following vote:

Aye: 6 - Caprioglio, Quintero, Brand, Brandau, Olivier and Soria

Absent: 1 - Baines III

2-E [ID16-792](#)

Fresno Youth Commission report to the City Council regarding the commission's activities, goals and accomplishments.

The presentation was given by Lemuel Mariano, Youth Leadership Specialist, of the Youth Leadership Institute.

Councilmember Soria expressed her excitement regarding the Youth Commission and all that they have accomplished so far. Youth Commissioner Marissa Vang, District 4 and Youth Commissioner Chandler Baladjanian, District 2 introduced themselves and gave the Council a little

background about themselves.

Councilmember Brandau asked Mr. Mariano about the part of his presentation where he said they began training on the issues that impact young people. Mr. Maiano provided more details on this topic.

Councilmember Olivier asked Mr. Mariano about their training on the City budget being held at Building Healthy Communities. Councilmember Olivier suggested that in the future they obtain training on the City budget from City staff members who have more insight on how the budget is compiled and how it operates. The City Manager is also willing to set up or provide that training.

Councilmember Brand thanked the Youth Commissioners, Councilmember Soria and Baines for the great idea to have a Youth Commission.

City Manager Rudd expressed his desire to speak with the Youth Commission regarding various topics. He would love to spend some time with the Commissioners and collaborate with them and hear their thoughts and ideas.

Council President Caprioglio thanked Mr. Mariano and his team and all of the Commissioners for all that they do. He stated this isn't an easy task, but you are doing a fantastic job. Thank you very very much.

3. SCHEDULED COUNCIL HEARINGS AND MATTERS

10:00 A.M.

[ID16-760](#)

HEARING to consider Rezone Application No. R-16-004, Annexation Application No. ANX-16-001, and related Environmental Assessment No. R-16-004/ANX-16-001/T-6139, (Council District 3)

- a. Adopt the Finding of Conformity to the Fresno General Plan Master Environmental Impact Report (MEIR #2012111015) as prepared for Environmental Assessment No. R-16-004/ANX-16-001/T-6139, dated April 29, 2016.
- b. BILL (For introduction and adoption) - Approving Rezone Application No. R-16-004 to amend the Official Zone Map to rezone an approximately 19.66 acre portion of the subject property from the PI (*Public and Institutional*) zone district and prezone an approximately 4.81 acre portion of the subject property from the RR (*Rural Residential, Fresno County*) zone district to the RS-5/UGM (*Residential Single-Family, Medium*

Density/Urban Growth Management) zone district.

- c. RESOLUTION - Approving Annexation Application No. ANX-16-001 to initiate annexation proceedings for incorporation of an approximately 4.81 acre portion of the subject property to the City of Fresno; and, detachment from the Kings River Conservation District and North Central Fire Protection District.

The above item was introduced to Council by Will Tackett, Supervising Planner, DARM

The following member of the public spoke on this item: Jeff Callaway, Lennar Homes, 880 N. Palm, Fresno, spoke in favor of the item.

**BILL B-25 INTRODUCED AND ADOPTED AS ORDINANCE 2016-23
RESOLUTION 2016-132 ADOPTED**

On motion of Councilmember Olivier, seconded by Councilmember Brand, that the above Action Item be approved. The motion carried by the following vote:

Aye: 6 - Caprioglio, Quintero, Brand, Brandau, Olivier and Soria

Absent: 1 - Baines III

UNSCHEDULED COMMUNICATION

The following member(s) of the public were called to speak at Unscheduled Communication but were absent when called: Mary Esther Correa and Tamara Algots

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

RECESSED 10:22 A.M. to 11:21 A.M.

Councilmember Lee Brand did not return for the remainder of the meeting.

11:00 A.M.

CEREMONIAL PRESENTATIONS

[ID16-563](#) Certificate of Recognition for Cable Links Construction

PRESENTED

[ID16-571](#) Proclamation of "PASTOR VICKIE HEALY DAY"

PRESENTED

[ID16-737](#) Proclamation in honor of Kaiser Permanente's "VOLUNTEER APPRECIATION DAY"

PRESENTED

[ID16-738](#) PG&E to Present a Check to the City of Fresno to Assist with the Cooling Centers

PRESENTED

[ID16-739](#) Proclaiming the Month of July as "CITY OF FRESNO PARKS AND RECREATION MONTH"

PRESENTED

Proclamation for Alzheimer's & Brain Awareness Month

PRESENTED

CONTESTED CONSENT CALENDAR

1-I [ID16-750](#)

Approve an amendment to the contract with Interwest Consulting Group, to conduct professional plan check services for Building and Safety customer projects.

Councilmember Soria made a motion to table this item and come back with a plan in place for hiring full time employees. Councilmember Brandau seconded the motion.

After a great deal of discussion, Councilmember Soria withdrew the motion above.

Councilmember Soria said that given the comments that were raised by Councilmember Quintero and to not cause further delay, she withdrew her first motion and made the following motion: Move forward with an amended contract of a 90 day period and a contract amount of up to \$13,000. This gives us enough time to hopefully hire permanent staff. If more money is needed come back and we will evaluate the situation. This way any plan checks that need to be put through the process are still able to go through the process, and during this time we can seriously look at filling those positions.

APPROVED

On motion of Councilmember Soria, seconded by Councilmember Brandau, that the above Discussion Item be approved as amended. The

motion carried by the following vote:

Aye: 5 - Caprioglio, Quintero, Brandau, Olivier and Soria

Absent: 2 - Baines III and Brand

5. CLOSED SESSION

ADJOURNMENT

Adjourned at 12:19 P.M.