

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE COUNCIL OF THE CITY OF  
FRESNO, CALIFORNIA, AMENDING THE ENTERPRISE  
ACCOUNTABILITY AND OVERSIGHT ACT RELATED TO  
ENTERPRISE AND CONSTRUCTION MANAGEMENT  
OVERSIGHT BOARD APPOINTMENTS

WHEREAS, the Enterprise Accountability and Oversight Act (the "Enterprise Act")  
was adopted by Council on February 26, 2015; and

WHEREAS, the Construction Management Accountability and Oversight Act (THE  
"Construction Management Act") was adopted by the Council on May 21, 2015; and

WHEREAS, the Acts require General Fund and Enterprise capital projects in  
excess of \$20 million to be reviewed by a nine member Oversight Board; and

WHEREAS, provisions regarding the creation, functions, and duties of the  
Oversight Board are set forth in Article VIII of the Enterprise Act, and cross-referenced in  
Article X of the Construction Management Act; and

WHEREAS, pursuant to Article VIII of the Enterprise Act, each Council member  
shall select one member and the Mayor shall select two members to serve on the  
Oversight Board; and

WHEREAS, the Council now wishes to amend Article VIII of the Enterprise Act as  
set forth below to account for the filling of vacancies on the Oversight Board.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Fresno as  
follows:

SECTION 1. The following language shall be added to Article VIII of the  
Enterprise Act:

“If an Oversight Board position remains vacant longer than sixty days, the Council may fill the vacant position.”

SECTION 2. This resolution shall become effective upon its adoption.

\* \* \* \* \*

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

I, YVONNE SPENCE, City Clerk of the City of Fresno, certify that the foregoing resolution was adopted by the Council of the City of Fresno, at a regular meeting held on the \_\_\_\_\_ day of \_\_\_\_\_, 2016.

AYES :  
NOES :  
ABSENT :  
ABSTAIN :

Mayor Approval: \_\_\_\_\_, 2016  
Mayor Approval/No Return: \_\_\_\_\_, 2016  
Mayor Veto: \_\_\_\_\_, 2016  
Council Override Vote: \_\_\_\_\_, 2016

YVONNE SPENCE, CMC  
City Clerk

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

APPROVED AS TO FORM:  
DOUGLAS T. SLOAN  
City Attorney

BY: \_\_\_\_\_  
Katie Doerr [DATE]  
Assistant City Attorney