

City of Fresno

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



Meeting Agenda - Final

Thursday, October 2, 2014

8:30 AM

Regular Session

Council Chambers

City Council

Council President - Steve Brandau

Acting President - Oliver Baines, III

Councilmembers:

Lee Brand, Paul Caprioglio, Clinton J. Olivier,

Sal Quintero, Blong Xiong

City Manager - Bruce Rudd

City Attorney - Douglas T. Sloan

City Clerk - Yvonne Spence, CMC

The meeting room is accessible to the physically disabled. If you require special assistance to participate in the meeting, notify the Office of the City Clerk at 559-621-7650 at least three business days prior to the meeting. Please keep the doorways, aisles and wheelchair seating areas open and accessible. If you need assistance with seating because of a disability, contact Security.

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) 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 8:30 a.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**

8:30 A.M. ROLL CALL

Invocation by District 4

Pledge of Allegiance to the Flag

CEREMONIAL PRESENTATIONS

[ID#14-425](#) Presentation of SPCA Pet of the Month

Sponsors: City Councilmember Brandau

[ID#14-378](#) Presentation of the annual Disability Awareness Month Proclamation and Disability Advisory Commission annual awards

Sponsors: Mayor's Office

[ID#14-426](#) Presentation of P.R.I.D.E. Team Certificates for the Fall Quarter

APPROVE CITY COUNCIL MINUTES

[ID#14-442](#) Approval of City Council minutes from September 25, 2014

COUNCILMEMBER REPORTS AND COMMENTS**APPROVE AGENDA****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 [ID#14-379](#) Revision of Video Policing Auditing

Sponsors: Police Department

1-B [ID#14-397](#) Approve a (3) three year requirements contract with the possibility of (2) two one-year extensions for Cost Allocation Plan (CAP) and Indirect Cost Rate Proposal (ICRP) services in the amount of \$23,000 per year with MGT of America, Inc.

Sponsors: Finance Department

- 1-C [ID#14-400](#) RESOLUTION - Of Intention to vacate portions of the northwest side of Stanislaus Street northeast of Fulton Street and the northeast side of Fulton Street northwest of Stanislaus Street, and a portion of the Fulton-Van Ness Alley northwest of Stanislaus Street (Council District 3)

Sponsors: Public Works Department

- 1-D [ID#14-402](#) Approve Agreement for Transfer of Drainage Facilities from City of Fresno to Fresno Metropolitan Flood Control District along Kings Canyon Road (former State Route 180) (Council District 5)

Sponsors: Public Works Department

- 1-E [ID#14-427](#) Actions pertaining to the City Hall Annex Reroof Project (Council District 3)
1. Adopt finding of a Categorical Exemption per staff determination, pursuant to Section 15301(d) of the California Environmental Quality Act (CEQA) Guidelines
 2. Award a construction contract to Roof Systems, Inc. dba Nations Roof West of Fresno, California in the amount of \$282,182 for the City Hall Annex Roof Project (Bid File 3282)

Sponsors: Public Works Department

- 1-F [ID#14-443](#) Approve a consultant services agreement with Barrett Sports Group, LLC

Sponsors: City Manager's Office

CONTESTED CONSENT CALENDAR

2. GENERAL ADMINISTRATION

- 2-A [ID#14-386](#) Approve a Requirements Contract with Elite Maintenance and Tree Service, Inc. in the amount of \$585,162 to provide monthly landscape maintenance service in selected Community Facility Districts and Landscape and Lighting Maintenance Districts

Sponsors: Public Works Department

- 2-B [ID#14-392](#) Approve a State of California Lead Poisoning Prevention Program Agreement in the amount of \$436,470 with the

County of Fresno for three years for lead hazard assistance and outreach

Sponsors:

Development and Resource Management Department

2-C [ID#14-437](#)

Action pertaining to an Annual Appropriation Resolution for the High Speed Rail Station Area Master Plan

1. *RESOLUTION- 3rd amendment to the Annual Appropriation Resolution (AAR) No. 2014-95 appropriating \$1,020,000 for High Speed Rail Station Master Plan consulting services and miscellaneous City expenses (Requires 5 affirmative votes)

3. CITY COUNCIL

3-A [ID#14-429](#)

Council Boards and Commissions Communications, Reports, Assignments and/or Appointments, Reappointments, Removals to/from City and non-City Boards and Commissions:

1. Council of Governments - Swearengin-Ex-Officio (Olivier-Alternate)
2. Financial Audit Committee - Brand, Olivier, Xiong
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, Xiong, Swearengin
9. Association for the Beautification of Highway 99 - Baines
10. Upper Kings Basin Integrated Regional Water Management JPA - Xiong
11. Pension Reform Task Force - Brand, Xiong, (3rd Member vacant)
12. Economic Development Corporation Serving Fresno County - Brandau-Ex-Officio
13. Fresno/Clovis Convention & Visitors Bureau (CVB) - Amy Fuentes

14. League of California Cities (Annual Meeting) - Swearengin (Olivier-Alternate)
15. San Joaquin Valley Air Pollution Control District - Baines
16. Infill Development Ad Hoc Subcommittee - Brand, Baines, Olivier
17. Litigation Exposure Reduction Ad Hoc Committee - Brandau, Caprioglio
18. Convention Center Oversight Advisory Board - Baines, (Brand-Alternate), City Manager, SMG General Manager and one representative from each of SMG's organizations

Sponsors: City Clerk's Office

4. CLOSED SESSION

5. SCHEDULED COUNCIL HEARINGS AND MATTERS

10:00 A.M.

[ID#14-363](#)

HEARING to adopt resolutions and ordinance to annex territory and levy a special tax regarding City of Fresno Community District No. 11, Annexation No. 56 (Final Tract Map No. 6063) (near south corner of North Friant Road and East Copper Avenue) (Council District 6)

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. 56, Final Tract Map No. 6063

Sponsors: Public Works Department

10:10 A.M.

[ID#14-420](#)

Sign Ordinance Workshop

PLEASE NOTE: UNSCHEDULED COMMUNICATIONS 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

OCTOBER 9

10:00 A.M. HEARING re: Consideration of Rezone Application no. R-13-014 and related environmental assessment no. R-13-014/tpm 2013-03 filed by Mike Hamzy on behalf of Niko Real Estate Fund, LLC for property located on the west side of N. Winery between E. Washington and E. McKenzie Avenues (property located in Council District 7)

OCTOBER 23

10:00 A.M.#1 HEARING ordering the vacation of a portion of the northwest side of Stanislaus Street northeast of Fulton Street (Council District 3)

OCTOBER 23

10:00 A.M.#2 HEARING re: Non-Exclusive Towing Franchise Agreements

OCTOBER 23

10:15 A.M. HEARING re: Rezone Application No. R-14-004 filed by Poeschel Land Development Services on behalf of property owner Bill Milam

NOVEMBER 20

10:00 a.m. HEARING re: Final Tract Map No. 5967 annexed to CFD No. 11 to provide funding for the operation and reserves for maintenance ("Services") pertaining to the concrete curbs and gutters, entrance median curbs and hardscaping, sidewalks, curb ramps, interior street paving and street lighting associated with this subdivision

UPCOMING EMPLOYEE CEREMONIES

OCTOBER 2

8:30 A.M. Presentation of Employee of the Quarter Award (Reception immediately following - 2nd floor foyer)

OCTOBER 22 (Wednesday)

2:00 P.M. Presentation of Employee Service Awards (Reception immediately following - 2nd floor foyer)

2014 CITY COUNCIL MEETING SCHEDULE

OCTOBER 2 - 8:30 A.M.

OCTOBER 9 - 8:30 A.M.

OCTOBER 16 - NO MEETING

OCTOBER 23 - 8:30 A.M.

OCTOBER 30 - 8:30 A.M.

NOVEMBER 6 - 8:30 A.M.

NOVEMBER 13 - NO MEETING

NOVEMBER 20 - 8:30 A.M.

NOVEMBER 27 - NO MEETING

DECEMBER 4 - 8:30 A.M.

DECEMBER 11 - 8:30 A.M.

DECEMBER 18 - 1:30 P.M.

DECEMBER 25 - NO MEETING