

City of Fresno

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



Meeting Agenda - Final

Thursday, September 11, 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 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 Rev. Paul McCoy, Pastor of New Light for New Life Church of God

Pledge of Allegiance to the Flag

Ceremonial Presentations:**Presentation of SPCA Pet of the Month**

[ID#14-262](#) Proclamation of "ATTENDANCE AWARENESS MONTH"

Sponsors: Mayor's Office

Approve City Council Minutes

[ID#14-368](#) Approval of City Council minutes from August 21, and August 28, 2014

Sponsors: City Clerk's Office

Approve Successor Agency / Fresno Revitalization Corporation Minutes

[ID#14-369](#) Approval of Successor Agency minutes from August 28, 2014 and Fresno Revitalization Corporation minutes from August 28, 2014.

Sponsors: City Clerk's Office

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#14-182](#) Actions pertaining to the Lease Agreement between the City of Fresno and CH2MHill to lease space in Building A at the Municipal Service Center (MSC)

1. Adopt a finding of a Categorical Exemption pursuant to Class 1 of the California Environmental Quality Act (CEQA) Guideline Section 15301 (Existing Facilities) for lease
 2. Approve Lease Agreement between the City of Fresno and CH2MHill to lease space in Building A at the Municipal Service Center (MSC) and authorize the City Manager to execute the agreement subject to City Attorney approval
- Sponsors:** City Manager's Office

- 1-B** [ID#14-253](#) Actions pertaining to the acquisition of 2792 W. San Madele Avenue (County island within Council District 2)
1. Adopt a finding of conformity prepared for EA 14-017 for the proposed construction of a new water supply well
 2. Approve the fee simple acquisition of 2792 W San Madele Avenue required for construction of a new water supply well in the amount of \$300,000

Sponsors: Department of Public Utilities

- 1-C** [ID#14-284](#) Approve agreement with the 21st District Agricultural Association to add indemnification language and reauthorize the City of Fresno to enter into a three year agreement with the 21st District Agricultural Association for \$752,661.56 to provide police services at the Fresno District Fair (Council District 5)

Sponsors: Police Department

- 1-D** [ID#14-318](#) Actions pertaining to the Garage 8 Air Sensor Replacements and Exhaust Fan Controller Upgrade 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 Strategic Mechanical, Inc. of Fresno, California in the amount of \$227,469 for the Garage 8 Air Sensors Replacement and Exhaust Fan Controller Upgrade Project

Sponsors: Public Works Department

- 1-E [ID#14-329](#) 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

- 1-F [ID#14-343](#) Authorize the Director of Aviation to execute a consulting agreement with Blair, Church & Flynn Consulting Engineers of Clovis, CA to provide professional civil engineering consulting services to relocate employee parking and provide other related facilities at Fresno Yosemite International Airport in an amount not to exceed \$97,580

Sponsors: Airports

- 1-G [ID#14-346](#) Actions pertaining to the South Van Ness Industrial District Historic Survey
1. * RESOLUTION - 18th Amendment to the Annual Appropriation Resolution (AAR) No. 2014-95 appropriating \$40,000 from the California State Office of Historic Preservation for the South Van Ness Industrial District Survey (Requires 5 affirmative votes)
 2. Authorize the Director of the Development and Resource Management Department to accept a Certified Local Government Grant for \$40,000 from the California State Office of Historic Preservation for the South Van Ness Industrial District Historic Survey and authorize the Director and her designee(s) to execute all related agreements and payment requests

Sponsors: Development and Resource Management Department

CONTESTED CONSENT CALENDAR

2. GENERAL ADMINISTRATION

- [ID#14-357](#) Approve the appointment of Michael Lima as City Controller

Sponsors: City Manager's Office

[ID#14-370](#)

- *1. Adopt a Memorandum of Understanding (MOU) between the City of Fresno (City) and the Fresno Police Officers Association (FPOA) - Unit 4 (Police Non-management), covering the period September 11, 2014 through June 30, 2017
- *2. Adopt a Memorandum of Understanding (MOU) between the City and FPOA - Unit 9 (Police Management), covering the period September 11, 2014 through June 30, 2017
- *3. Adopt a Side Letter of Agreement between the City and FPOA, Unit 4 and Unit 9 regarding a study of FMC provisions regarding Fire and Police retirement benefits

Sponsors:

Personnel Services Department

3. CITY COUNCIL3-A [ID#14-234](#)

BILL (For introduction) - Adding Article 6 of Chapter 5 to the Fresno Municipal Code prohibiting controlled substance use on City property.

Sponsors:

City Councilmember Brand

4. CLOSED SESSION4-A [ID#14-351](#)

CONFERENCE WITH REAL PROPERTY NEGOTIATOR - Government Code Section 54956.8
Property: APN 468-167-01T and 468-350-46T (Santa Fe Lot)
Negotiators: City Manager Bruce Rudd; Summa Development Group, Baltara Enterprises, Limited Partnership

Sponsors:

Public Works Department

5. SCHEDULED COUNCIL HEARINGS AND MATTERS

10:10 A.M.

[ID#14-345](#)

HEARING to consider Rezone Application No. R-14-007 and Environmental Assessment No. R-14-007, filed by Dirk Poeschel of Poeschel Land Development Services, Inc., on behalf of the Second Church of Christ, Scientist, and pertains to 1.58± acres of an overall 2.96-acre site located on the northeast corner of West Shaw and North College Avenues (280 West Shaw Avenue; APN: 417-333-04) (District 2) - Development and Resource Management

Department

1. Consider the environmental finding of a Categorical Exemption for Environmental Assessment No. R-14-007, dated June 12, 2014
2. BILL - Amending the Official Zone Map to reclassify 1.58± acres from the R-1 (Single Family Residential) zone district to the C-P (Administrative and Professional Office District) zone district.

Sponsors:

Development and Resource Management Department

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****SEPTEMBER 25**

10:00 A.M. TEFRA HEARING re: CSCDA for the issuance of conduit bonds for the Fresno Kearney Cooley Plaza located in southwest Fresno

OCTOBER 2

10:00 A.M. HEARING re: CFD No. 11, Tract Map No. 6063 - south corner of N. Friant Road and E. Copper Avenue

OCTOBER 2

10:10 a.m. WORKSHOP re: FMC Sign Ordinance

OCTOBER 23

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

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

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

SEPTEMBER 4 - NO MEETING	OCTOBER 2 - 8:30 A.M.
SEPTEMBER 11 - 8:30 A.M.	OCTOBER 9 - 8:30 A.M.
SEPTEMBER 18 - NO MEETING	OCTOBER 16 - NO MEETING
SEPTEMBER 25 - 8:30 A.M.	OCTOBER 23 - 8:30 A.M.
	OCTOBER 30 - 8:30 A.M.
NOVEMBER 6 - 8:30 A.M.	DECEMBER 4 - 8:30 A.M.
NOVEMBER 13 - NO MEETING	DECEMBER 11 - 8:30 A.M.
NOVEMBER 20 - 8:30 A.M.	DECEMBER 18 - 1:30 P.M.
NOVEMBER 27 - NO MEETING	DECEMBER 25 - NO MEETING