

City of Fresno

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



Meeting Agenda - Final

Thursday, March 8, 2018

9:00 AM

Regular Meeting

Council Chambers

City Council

President - Esmeralda Z. Soria

Vice President - Steve Brandau

Councilmembers:

Oliver L. Baines, III, Paul Caprioglio, Luis Chavez, Garry Bredefeld, Clinton J.

Olivier

City Manager - Wilma Quan-Schecter

City Attorney - Douglas T. Sloan

City Clerk - Yvonne Spence, MMC

The Fresno City Council welcomes you to City Council Chambers, located in City Hall, 2nd Floor, 2600 Fresno Street, Fresno, California 93721.

The City of Fresno's goal is to comply with the Americans with Disabilities Act (ADA) in all respects. The meeting room is physically accessible. If, as an attendee or participant at the meeting, you need additional accommodations such as interpreters, signers, assistive listening devices, or the services of a translator, please contact the Office of the City Clerk at (559) 621-7650 or clerk@fresno.gov. To ensure availability, you are advised to make your request at least 48 hours prior to the meeting. The agenda and related staff reports are available at www.fresno.gov, as well as in the Office of the City Clerk.

The Council meeting can be viewed live on Comcast Channel 96 and AT&T Channel 99 from 9:00 a.m. and is re-played beginning at 8:00 p.m.. The meeting can also be viewed online at <https://fresno.legistar.com>.

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**

El Consejo de la Ciudad de Fresno da la bienvenida al City Council Chambers, ubicado en la Alcaldía (City Hall), do piso, 2600 Fresno Street, Fresno, California 93721.

El objetivo de la Ciudad de Fresno es cumplir con la Ley de Americanos con Discapacidades (ADA) en todo aspecto. La sala para juntas es físicamente accesible. Si usted, como asistente o participante de la junta, necesita acomodaciones adicionales coma intérpretes, lenguaje de señas, aparatos auditivos, o los servicios de un traductor, por favor comuníquese con la Oficina del Secretario Municipal llamando al (559) 621-7650 o al clerk@fresno.gov. Para asegurarse de la disponibilidad, se le recomienda llamar y hacer su petición por lo menos 48 horas antes de la junta. La agenda y los reportes de personal correspondientes están disponibles en el www.fresno.gov, o en la Oficina del Secretario Municipal.

Las juntas del Municipio se pueden ver en el Canal 96 de Comcast y el Canal 99 de AT&T a las 9:00 a.m. y otra vez empezando a las 8:00 p.m. La junta también se puede ver en el internet en el <https://fresno.legistar.com>

PROCESO: Por cada asunto que escuche el Consejo Municipal, habrá una presentación del personal seguida por una presentación de los individuos involucrados, si están presentes. El testimonio de los presentes se escuchará entonces. Todo testimonio se limitará a tres minutos por persona. Si usted desea hablar, llene la hoja para pedir hablar disponibles en la oficina del Secretario Municipal y en la Sala Consistorial. Las tres luces en el atril junto al micrófono indicarán cuanto tiempo le queda al orador.

La luz verde en el atril se prenderá cuando el orador comience. La luz amarilia se prenderá cuando quede un minuto. El orador debería estar concluyendo su testimonio cuando la luz roja prenda y ci sonido indique que se acabo su tiempo. La cantidad del tiempo que queda también aparecerá en la pantalla grande atrás del Consejo Municipal.

No se aceptarán documentos para que repase el Consejo Municipal a menos que se sometan al Secretario Municipal por lo menos 24 horas antes de que se escuche la Agenda del Consejo Municipal.

Este es el horario general de temas para la consideración y acción del Consejo Municipal. El consejo Municipal pudiera considerar y tomar acción en un artículo de la Agenda en el orden que considere adecuado. Artículos con una hora fijada se pueden escuchar después de la hora indicada pero no antes de la hora indicada en la agenda. Se les recomienda a las personas que estén interesadas en un artículo de la agenda, que estén presentes durante toda la junta para asegurar su presencia cuando se presente ese artículo.

LOS ARTICULOS MARCADOS CON TRES ASTERISCOS (*) ESTAN SUJETOS A UN VETO POR PARTE DEL ALCALDE O UNA RECONSIDERACION**

Tso Fresno City Council tos txais koj rau City Council Chambers, nyob rau hauv City Hall, 2nd Floor, 2600 Fresno Street, Fresno, California 93721.

Lub hom phiaj ntawm nroog Fresno yuav ua kom tau txhua yam raw li txoj cai American with Disabilities Act (ADA) kom fwm txhua tus. Lub rooj sab laj txhua tus yuav tsum muaj feem koom kom tau, txawm yog cov tuaj koom, cov muaj feem rau lub rooj sab laj, yuav tsum kom muaj kev pab rau sawv daws xws li txhais lus, piav tes, tej twj mloog pob ntseg los yog ib tug txhais lus, thov hu rau Office of the City Clerk ntawm (559) 621-7650 los sis clerk@fresno.gov. Yuav kom paub tseeb tias npaj tau rau koj, koj yuav tsum tau hais ua ntej 48 xuab moos ntawm lub rooj sab laj. Daim ntawv kom tswj thiab tej ntaub ntawv cov ua dej num yuav coj los ceeb tshaj muaj nyob rau ntawm www.fresno.gov, los sis ntawm Office of the City Clerk.

Council lub rooj sab laj saib pom rau hauv Comcast tshooj 96 thiab AT&T tshooj 99 thaum 9:00 teev sauv ntxoov thiab rov tso tawm thaum 8:00 teev tsaus ntuj. Lub rooj sab laj kuj saib tau online at <https://fresno.legistar.com>.

TXUAS NTXIV: Txhua nqe laj txheej yuav tau pom zoo los ntawm cov council ua ntej thiab yuav tau muaj ib tug staff los cej luam dhau ntawd cov uas muaj feem cuam mam los cej luam ib tug zuj zus, yog tuaj nyob rau ntawd. Dhau ntawd yuav tso rau sawv daw los tawrn suab, ib leeg twg yuav los tawm suab tsuas pub peb(3) nas this xwb. Yog koj xav los tawm suab, mus sau rau daim ntawv (Speaker Request Form) muaj nyob rau hauv City Clerk's Office thiab nyob rau huav Council Chambers. muaj peb(3) lub teeb nyob rau ntawm lub podium uas puab rau ntawm lub (microphone) qhia tias tus neeg hais lus muaj sij haum ntev li cas xwb.

Lub teeb ntsuab ntawm lub podium yuav cig thaum tus hais lus pib hais. Lub teeb daj yuav cig thaum tshuav ib(1) nas this. Tus hais lus yuav tsum hais kom tas rau thaum lub teeb liab cig thiab lub tswb nrov, qhia tias sij haum tas lawm. Ib qhov ntxiv nyob rau saum daim (screen) loj loj dai rau tom cov council nrov qaurm yuav pom lub sij hawm dhia qis zuj zus los mus.

Cov council yuav tsis txais ib yam ntaub ntawv los saib ntxiv tshwj tsis yog twb muab xa rau City Clerk 24 teev thiab muab tso rau hauv daim kom tswj ua ntej council yuav los mloog tej xwm txheej.

Dhau ntawd yuav muab sij hawm rau cov council los soj ntsuam thiab ua tes dej num, Coy tswv zos (City Council) yuav los ntsuam xyuas thiab leg raws tej nqe hauv daim kom tswj yog pom tias yam twg yuav tsim nyog. Mam muab lub sij hawm los xyuas raws tej txheej txheem tom qab tiam si yuav tsis yog ua ntej raws li daim kom tswj tau teev tseg. Cov uas txaus siab rau tei laj txheej uas tau teev tseg rau hauv daim kom tswj, xav kom nyob kom dhau lub rooj sab laj kom thaum hu txog nws thiaj nyob rau ntawd

YOG QHOV MUAJ PEB LUB HNUB QUB (*) NYOB RAU HAUV DAIM KOM TSWJ
YUAV RAUG MAYORAL VETO LOS SIS ROV SOJ NTSUAM DUA**

9:06 A.M. ROLL CALL

Invocation by Rici Skei

Pledge of Allegiance to the Flag

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** [ID18-0261](#) Actions pertaining to Resolution of Intention No. 1120-D to vacate a portion of East Copper Avenue at North Millbrook Avenue, and vacate a portion of a Public Utility Easement in Outlot A and Lots 1 through 4 of Tract Map No. 6099; and setting the public hearing for April 5, 2018 at 10:00 a.m. (Council District 6).
1. Adopt a finding of Categorical Exemption per staff determination, pursuant to Section 15301 of the California Environmental Quality Act (CEQA) Guidelines, Environmental Assessment No. EA-17-033.
 2. Adopt the Resolution of Intention No. 1120-D to vacate a portion of East Copper Avenue at North Millbrook Avenue, and vacate a portion of a Public Utility Easement in Outlot A and Lots 1 through 4 of Tract Map No. 6099.

Sponsors:

Public Works Department

- 1-B** [ID18-0292](#) RESOLUTION - Of Intention to Annex the Territory Known as Assessor's Parcel Number 578-010-11 as Annexation No. 25 to the City of Fresno Community Facilities District No. 9 and to Authorize the Levy of Special Taxes (southwest corner of East Copper and North Chestnut Avenues); and setting the public hearing for April 19, 2018 at 10:00 a.m. (Council District 6)

Sponsors: Public Works Department

- 1-C [ID18-0293](#) RESOLUTION - Of Intention to annex Final Tract Map No. 6177 as Annexation No. 86 to the City of Fresno Community Facilities District No. 11 and to Authorize the Levy of Special Taxes (northwest corner of North Polk and West Olive Avenues, adjacent to Final Tract Map No. 6139); and setting the public hearing for April 19, 2018 at 10:00 a.m. (Council District 3)

Sponsors: Public Works Department

- 1-D [ID18-0285](#) Approve a professional consultant agreement in the amount of \$298,000 with HDR Engineering, Inc., for a basis for design report and comprehensive re-location strategy

Sponsors: Department of Transportation

- 1-E [ID18-0291](#) Actions pertaining to the City's Advanced Metering Infrastructure (AMI) System:
1. Affirm the City Manager's finding that Badger Meter, Inc., is uniquely qualified to perform services related to the City's AMI system, in accordance with Administrative Order (AO) 6-19.
 2. Approve a Software Purchase and Services Agreement with Badger Meter, Inc., for a not-to-exceed annual amount of \$350,000 per year, for a term of five years.

Sponsors: Department of Public Utilities

- 1-F [ID18-0329](#) Approve the appointments of Katherine Rexroat and Jean Petty to the District 6 Plan Implementation/ Project Review Committee

Sponsors: Council Member Bredefeld

- 1-G [ID18-0347](#) Approve the appointment of Nathan Alonzo to the Capital Projects Oversight Board

Sponsors: Mayor's Office

- 1-H [ID18-0334](#) ***BILL No. B-8 - (Intro. 3/1/2018) (For adoption) - Amending Section 2-1104 of the Municipal Code relating to campaign contributions. (Subject to Mayor's veto)

Sponsors: City Attorney's Office

CEREMONIAL PRESENTATIONS

[ID18-0351](#) Presentation of the SPCA Pet of the Month

Sponsors: Council Member Olivier

[ID18-0315](#) Recognition of "University High School Academic Decathlon Team"

Sponsors: Council Member Caprioglio and Mayor's Office

[ID18-0333](#) Proclamation of Southeast Police Officer David Standley Day

Sponsors: Council Member Chavez

APPROVE MINUTES

[18-0021](#) Approval of minutes from March 1, 2018.

Sponsors: City Clerk's Office

COUNCILMEMBER REPORTS AND COMMENTS**CONTESTED CONSENT CALENDAR****2. SCHEDULED COUNCIL HEARINGS AND MATTERS****10:00 A.M.**

[ID18-0330](#) CONTINUED HEARING to consider Official Plan Lines (OPL) for the South Temperance Avenue alignment from East Jensen Avenue to State Route 180, and, related Environmental Assessment No. EA-17-017. (Council District 5)

- a. ADOPT the Finding of Conformity to the Fresno General Plan Master Environmental Impact Report (MEIR #2012111015) as prepared for Environmental Assessment No. EA-17-017, filed September 29, 2017.
- b. BILL - (For introduction and adoption) - approving the Official Plan Lines for the South Temperance Avenue alignment from East Jensen Avenue to State Route 180 pursuant to the Fresno General Plan Land Use and Circulation Map.

Sponsors: Public Works Department

10:05 A.M.

[ID18-0350](#) Appearance by Mary Esther Correa to discuss Code Enforcement (Speaker resides in District 7)

3. GENERAL ADMINISTRATION

3-A [ID18-0290](#) Award a five-year contract with the option for two one-year extensions for banking services for the City of Fresno Finance Department to Bank of America, N.A. (Bid File 9412)

Sponsors: Finance Department

3-B [ID18-0349](#) Actions pertaining to improvements at Chukchansi Park funded by the Chukchansi Park Capital Reserve fund:

1. ***RESOLUTION - 60th amendment to the Annual Appropriation Resolution (AAR) No. 2017-165 appropriating \$1,200,000 for non-structural capital improvements at Chukchansi Park (Requires 5 affirmative votes) (Subject to Mayor's veto)
2. Adopt a finding of Categorical Exemptions per staff determination, pursuant to Sections 15301, 15302, and 15303 of the California Environmental Quality Act Guidelines
3. Approve the use of up to \$1,200,000 for non-structural capital improvements at Chukchansi Park consistent with the Third Amendment to the Amended and Restated Sublease Agreement between the City of Fresno and Fresno Baseball Club, LLC.

Sponsors: City Manager's Office

3-C [ID18-0352](#) Actions pertaining to the Northeast Surface Water Treatment Facility Six-Million Gallon Finished Water Reservoir Project: (Council District 6)

1. Award a Design-Build contract in the amount of \$11,758,200 to W. M. Lyles Co., for the City of Fresno's Northeast Surface Water Treatment Facility (NESWTF) Six-Million Gallon Finished Water Reservoir Project (Project) - Bid File No. 3531(Council District 6)
2. Authorize the Director of Public Utilities, or designee, to

sign the agreement on behalf of the City
Department of Public Utilities

Sponsors:

4. CITY COUNCIL

5. CLOSED SESSION

- 5-A [ID18-0345](#) CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION; Government Code Section 54956.9, subdivision (d)(2)
Significant Exposure to Litigation: South Central Neighbors United vs. City of Fresno

Sponsors: City Attorney's Office

- 5-B [ID18-0354](#) CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION - Government Code Section 54956.9, subdivision (d)(2)
1. Significant Exposure to Litigation: Mountain Cascade Incorporated v. City of Fresno

Sponsors: City Attorney's Office

PLEASE NOTE: UNSCHEDULED COMMUNICATION 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

MARCH 15, 2018 - NO MEETING

MARCH 22, 2018

10:00 A.M.#1 - CLOSED SESSION re: City Hall Security Assessment

MARCH 22, 2018

10:00 AM #2 - HEARING - Regarding the vacation of a portion of N. Thorne Avenue, south of W. Belmont Avenue (Council District 3).

MARCH 22, 2018

10:10 AM - HEARING - Regarding the vacation of a public utility easement and an emergency access easement south of previously vacated E. Hamilton Avenue between S. Parallet Avenue and S Third Avenue. (Council District 5).

MARCH 22, 2018

10:15 AM - HEARING - Consideration of Pre-zone Application No. R-17-015, Annexation Application No. ANX-17-007 and related Environmental Assessment No. R-17-015/ANX-17-007. These applications pertain to approximately a 1.86 acre site located on the north side of East Belmont Avenue between North Fowler and North Armstrong Avenues in the unincorporated portion of City's Sphere of Influence boundary (Council District 5-Chavez). (Continue to April 5, 2018 at 10:05 a.m.)

MARCH 22, 2018

10:20 AM - CONTINUED HEARING to consider Supplemental Environmental Impact Report (SEIR) No. 10151 (State Clearinghouse (SCH) No. 2017031030), Rezone Application No. R-17-021, Development Permit No. D-16-088 and Variance Application No. V-17-01 for the Producers Dairy Project located on the south side of E. Belmont Avenue between N. Ferger and N. Roosevelt Avenues in the City of Fresno. (Council District 3)

MARCH 29, 2018 - NO MEETING

APRIL 5, 2018

10:00 A.M.#1 - CONTINUED HEARING to consider Official Plan Lines (OPL) for the S. Temperance Avenue alignment from E. Jensen Avenue to State Route 180, and, related Environmental Assessment No. EA-17-017 (Council District 5)

APRIL 5, 2018

10:00 A.M.#2 - HEARING - Regarding the vacation of a portion of a public utility easement in a portion of Outlot A, and Lots 1 through 4 of Tract NO. 6099.

(Council District 6)

April 5, 2018

10:05 AM - CONTINUED HEARING - Consideration of Pre-zone Application No. R-17-015, Annexation Application No. ANX-17-007 and related Environmental Assessment No. R-17-015/ANX-17-007. These applications pertain to approximately a 1.86 acre site located on the north side of East Belmont Avenue between North Fowler and North Armstrong Avenues in the unincorporated portion of City's Sphere of Influence boundary (Council District 5-Chavez). (Continue to April 5, 2018)

APRIL 12, 2018 - NO MEETING

APRIL 19, 2018

10:00 AM #1 - HEARING to adopt resolutions and ordinance to annex territory and levy a special tax regarding City of Fresno Community Facilities District No. 11, Annexation No. 86 (Final Tract Map No. 6177) (northwest corner of North Polk and West Olive Avenues, adjacent to Final Tract Map No. 6139) (Council District 3)

April 19, 2018

10:00 AM #2 - HEARING to adopt resolutions and ordinance to annex territory and levy a special tax regarding City of Fresno Community Facilities District No. 9, Annexation No. 25 (Assessor's Parcel Number 578-010-11) (southwest corner of East Copper and North Chestnut Avenues) (Council District 6)

April 19, 2018

10:05 A.M. - HEARING regarding North Temperance Avenue (Clinton to SR 180) Official Plan Line.

APRIL 26, 2018- NO MEETING

MAY 3, 2018 - NO MEETING

MAY 10, 2018

10:00 AM#1 - HEARING to adopt resolutions and ordinance to annex territory and levy a special tax regarding City of Fresno Community Facilities District No. 11, Annexation No. 87 (Final Tract Map No. 6158) (northeast of the intersection of East Kings Canyon Road and North Fowler Avenue) (Council District 5)

MAY 10, 2018

10:00 AM#2 - HEARING to adopt resolutions and ordinance to annex territory and levy a special tax regarding City of Fresno Community Facilities District No. 11, Annexation No. 88 (west side of North Armstrong Avenue between East Shields and Clinton Avenues) (Council District 4)

MAY 10, 2018

10:00 AM#3 - HEARING to adopt resolutions and ordinance to annex territory and levy a special tax regarding City of Fresno Community Facilities District No. 9, Annexation No. 27 (Final Parcel Map No. 2006-38) (east side of South East Avenue between East Central and North Avenues) (Council District 3)

MAY 10, 2018

10:05 AM - HEARING - Regarding the vacation of a public utility easement at the northwest corner of E. Church Avenue and S. Chestnut Avenue. (Council District 5).

UPCOMING EMPLOYEE CEREMONIES

APRIL 4, 2018 (Wednesday) - Employee Service Awards

APRIL 19, 2018 - Employee of the Spring Quarter

JULY 19, 2018 - Employee of the Summer Quarter

OCTOBER 18, 2018 - Employee of the Fall Quarter

NOVEMBER 7, 2018 (Wednesday) - Employee Service Awards

2018 CITY COUNCIL MEETING SCHEDULE

MARCH 15, 2018 - NO MEETING

MARCH 22, 2018 - 9:00 A.M. MEETING

MARCH 29, 2018 - NO MEETING

APRIL 5, 2018 - 9:00 A.M. MEETING

APRIL 12, 2018 - NO MEETING

APRIL 19, 2018 - 9:00 A.M. MEETING

APRIL 26, 2018 - NO MEETING