

City of Fresno

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



Meeting Agenda - Final-revised

Thursday, January 15, 2015

1:30 PM

Regular Session

Council Chambers

City Council

Council President - Oliver Baines, III

Vice President - Paul Caprioglio

Councilmembers:

Lee Brand, Steve Brandau, Clinton J. Olivier,

Sal Quintero, Esmeralda Soria

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**

1:30 P.M. ROLL CALL

Invocation by Reverend Michele Racusin of the Holy Family Episcopal Church

Pledge of Allegiance to the Flag

CEREMONIAL PRESENTATIONS

[ID#15-039](#) SPCA Presentation of the Month

Sponsors: City Councilmember Quintero

[ID#15-038](#) “Human-Trafficking Awareness Month”

Sponsors: City Councilmember Olivier

APPROVE MINUTES

[ID#15-048](#) Approval of City Council minutes from January 8, 2015

[ID#15-049](#) Approval of Successor Agency minutes from January 8, 2015

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#15-005](#) Approve the substitution of a listed subcontractor for the construction of the three million gallon water storage tank and booster pump station at 401 “H” Street in Fresno (Council District 3) Bid File 3186

Sponsors: Department of Public Utilities

1-B [ID#15-009](#) Actions pertaining to the traffic signal installation on Ventura

Avenue and the State Route 99 north bound off ramp -
Project Bid File No. 3359 (Council District 3)

1. Adopt finding of a Categorical Exemption pursuant to Class 1 Section 15301(c) (existing facilities) of the California Environmental Quality Act Guidelines for the traffic signal installation on Ventura Avenue and the State Route 99 north bound off ramp
2. Award a construction contract to A-C Electric Company of Fresno, California in the amount of \$371,135 for the traffic signal installation on Ventura Avenue and the State Route 99 north bound off ramp

Sponsors:

Public Works Department

1-C [ID#15-010](#)

***RESOLUTION - 31st amendment to the Annual Appropriation Resolution (AAR) No. 2014-95 appropriating \$263,200 for the Fresno Police Department's Asset Forfeiture Program (Requires 5 affirmative votes)

Sponsors:

Police Department

1-D [ID#15-013](#)

***RESOLUTION - 28th amendment to the Annual Appropriation Resolution (AAR) No. 2014-95 appropriating \$350,000 to reimburse The McCaffrey Group for construction of a trail on the north side of Herndon between Hayes Avenue and Lola Avenue (District 2) (Requires 5 affirmative votes)

Sponsors:

Public Works Department

1-E [ID#15-016](#)

Actions Related to Measure "C" Transit Oriented Development (TOD) Projects in the Cultural Arts District (Council District 3)

1. Approve Modified Reimbursement Agreement in the amount of \$61,500 with FFDA Properties LLC for Broadway-Fulton alley pavement reconstruction from San Joaquin to Amador Streets
2. Approve Modified Reimbursement Agreement in the amount of \$88,180 with FFDA Properties LLC for Storm Drain Facilities in L Street between Calaveras and San Joaquin Streets
3. Approve Modified Reimbursement Agreement in the amount of \$453,250 with FFDA Properties LLC for Broadway-Fulton alley pavement reconstruction from

Calaveras to San Joaquin Streets

Sponsors:

Public Works Department

- 1-F [ID#15-019](#) RESOLUTION - Of Intention to annex Final Tract Map No. 6033, Annexation No. 58, to the City of Fresno Community Facilities District No. 11, and setting the public hearing for February 5, 2015 at 10:00 a.m. (northeast corner of North Fowler and East Clinton Avenues) (Council District 4)

Sponsors:

Public Works Department

- 1-G [ID#15-020](#) Authorize the City Manager or designee to execute an agreement for purchase and sale of property and escrow instructions for APN 505-150-31, 5938 N. La Ventana, Fresno, California 93723 (Tract 5247, lot 59) for \$385,000 from Seller, Grantland Avenue, LLC, a California Limited Liability Company (Council District 2)

Sponsors:

Fire Department

- 1-H [ID#15-028](#) RESOLUTION - Approving the Final Map of Tract No. 6015 - Easterly side of Broadway between Calaveras and San Joaquin Streets (Council District 3)

Sponsors:

Public Works Department

CONTESTED CONSENT CALENDAR

2. GENERAL ADMINISTRATION

- 2-A [ID#15-007](#) Actions pertaining to Requirement Contracts for weekly landscape maintenance for the Southeast, Downtown/Southwest, Northwest and Northeast quadrants of the City (Citywide)
1. Approve a Requirements Contract with All Commercial Landscape Service DBA ACLS in the amount of \$1,035,572 to provide weekly landscape maintenance service in various City of Fresno ("City") turf landscapes located in the Downtown/Southwest, Southeast, and Northeast quadrants of the City
 2. Approve a Requirements Contract with Elite Maintenance and Tree Service, Inc. in the amount of \$213,692.64 to provide weekly landscape maintenance service in various City turf landscapes located in the Northwest quadrant of the

City

Sponsors:

Public Works Department

2-B [ID#15-017](#)

Actions pertaining to the traffic signal installations on Olive Avenue and the State Route 99 off/on ramps - Bid File 3340 (Council District 3)

1. Adopt finding of Categorical Exemption per staff determination, pursuant to Class 1 Section 15301(c) (existing facilities) of California Environmental Quality Act ("CEQA") Guidelines, for the traffic signal installations on Olive Avenue and the State Route 99 off/on ramps
2. ***RESOLUTION - 32th amendment to the Annual Appropriation Resolution ("AAR") No. 2014-95 appropriating \$1,451,800 for construction costs on the traffic signal installation on Olive Avenue and the State Route 99 off/on ramps capital project in FY 2015 (Requires 5 affirmative votes)
2. Award a Construction Contract to Dawson-Mauldin Const. Inc., of Huntington Beach, California in the amount of \$1,463,979 as the lowest responsive and responsible bidder for the traffic signal installations on Olive Avenue and the State Route 99 off/on ramps

Sponsors:

Public Works Department

2-C [ID#15-037](#)

***RESOLUTION - Continuing the policy authorizing the City Manager to reduce or eliminate selected citywide impact fees for industrial development projects

Sponsors:

City Manager's Office

2-D [ID#15-040](#)

- Actions pertaining to Annadale Housing Partners' Loan
1. RESOLUTION - Approving the assignment of Annadale Housing Partners' \$2,996,720 loan to Allied Argenta Affordable Housing, LLC or its designated non-profit partner and conversion of the loan to a 55-year residual receipts loan at three percent interest
 2. Authorize City Manager to execute assignment and loan documents

Sponsors:

Development and Resource Management Department

3. CITY COUNCIL

3-A [ID#15-036](#)

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 - 3 vacancies
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, Vacant, Swearengin
9. San Joaquin River Conservancy Board - Swearengin (Brandau-Alternate)
10. Association for the Beautification of Highway 99 - Baines
11. Upper Kings Basin Integrated Regional Water Management JPA -Vacant
12. Pension Reform Task Force - Brand, (2nd and 3rd Member vacant)
13. Economic Development Corporation Serving Fresno County - Brandau-Ex-Officio
14. Fresno/Clovis Convention & Visitors Bureau (CVB) - Amy Fuentes
15. League of California Cities (Annual Meeting) - Swearengin (Olivier-Alternate)
16. San Joaquin Valley Air Pollution Control District - Baines
17. Infill Development Ad Hoc Subcommittee - Brand, Baines, Olivier
18. Litigation Exposure Reduction Ad Hoc Committee - Brandau, Caprioglio
19. Convention Center Oversight Advisory Board - Baines, (Brand-Alternate), City Manager, SMG

General Manager and one representative from each of
SMG's organizations

20. Transportation Committee - Baines, Olivier, Vacant

21. Code Enforcement Sub-Committee - Baines, Olivier,
Caprioglio

Action Taken:

Sponsors: City Councilmember Baines

4. CLOSED SESSION

[ID#15-030](#)

CONFERENCE WITH REAL PROPERTY NEGOTIATOR -
Government Code Section 54956.8

Property: Chukchansi Park (Multipurpose Stadium)

Negotiating Parties: City Manager Bruce Rudd; Chris
Cummings, Fresno Baseball Club, LLC and Fresno Baseball
Club, LLP

CONFERENCE WITH REAL PROPERTY NEGOTIATOR -
Government Code Section 54956.8

Property: 5607 W. Jensen

Negotiating Parties: City Manager Bruce Rudd; Darling
Ingredients, Inc.

5. SCHEDULED COUNCIL HEARINGS AND MATTERS

2:00 P.M.

[ID#15-014](#)

TEFRA HEARING - To hear and to consider information
concerning the proposed plan of finance providing for the
issuance of health facility revenue bonds (the "Bonds") by
the Michigan Finance Authority for improvements at St.
Agnes Medical Center

1. ***RESOLUTION - Approving the issuance of the
Michigan Finance Authority Revenue Bonds (CHE Trinity
Health Credit Group), in one or more series, for the purpose,
among other things, of refinancing the acquisition,
construction, improvement and equipping of health care
facilities owned and operated by Saint Agnes Medical Center
and certain other matters relating thereto

Sponsors: Finance Department

2:15 P.M.[ID#15-044](#)

***RESOLUTION - Of the Council of the City of Fresno, California, naming the Community Center Building at Dickey Youth Center after Alfonso Hernandez, founder of the Chicano Youth Center

Sponsors:

City Councilmember Baines and City Councilmember Quintero

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

JANUARY 29, 2015

9:30 A.M. WORKSHOP regarding role & function of the Fresno/Clovis Convention & Visitors Bureau by Layla Forstedt- Councilmember Steve Brandau

JANUARY 29, 2015

10:00 AM HEARING re: Annexation No. 29 of the City of Fresno Community District No. 11, Final Tract Map No. 5626, to revise the rate and method of apportionment of the special tax and to levy a new maximum special tax (southeast corner of North Fowler and East Hamilton Avenues) (Council District 5)

FEBRUARY 5, 2015

10:00 A.M. - HEARING re: Final Tract Map No. 6033, Annexation No. 58, to the City of Fresno Community Facilities District No. 11 (northeast corner of North Fowler and East Clinton Avenues) (Council District 4)

FEBRUARY 5, 2015

5:00 P.M. HEARING re: proposed increase of water utility rates

FEBRUARY 12, 2015 - NO MEETING

UPCOMING EMPLOYEE CEREMONIES

JANUARY 29, 2015

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

APRIL 8, 2015 (Weds.)

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

APRIL 30, 2015

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

JULY 16, 2015

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

OCTOBER 1, 2015

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

OCTOBER 21, 2015 (Weds.)

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

2015 CITY COUNCIL MEETING SCHEDULE

JANUARY 22 2015 - NO MEETING

JANUARY 29 2015 - 8:30 A.M.

FEBRUARY 5 2015 - 8:30 A.M.

FEBRUARY 12 2015 - NO MEETING

FEBRUARY 19 2015 - NO MEETING - PRESIDENT'S WEEK

FEBRUARY 26 2015 - 8:30 A.M.