

# City of Fresno

2600 Fresno Street  
Fresno, CA 93721  
[www.fresno.gov](http://www.fresno.gov)



## Meeting Agenda - Final

Thursday, October 29, 2015

8:30 AM

Regular Session

Council Chambers

### City Council

*President - Oliver L. Baines, III*

*Vice President - Paul Caprioglio*

*Councilmembers:*

*Lee Brand, Steve Brandau, Clinton J. Olivier,*

*Sal Quintero, Esmeralda Z. 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](http://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 Councilmember Brandau

Pledge of Allegiance to the Flag

**CEREMONIAL PRESENTATIONS**

[ID#15-935](#) Proclamation of "Zackeria Lovick Day"

**Sponsors:** City Councilmember Brandau

[ID#15-946](#) Proclamation of "JUAN FELIPE HERRERA, UNITED STATES POET LAUREATE DAY"

**Sponsors:** City Councilmember Soria

**APPROVE MINUTES**

[ID#15-970](#) Approval of City Council minutes from October 22, 2015

**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#15-771](#) Actions pertaining to an award of a construction contract to Bedard Controls, Inc. of Fresno, CA in the amount of \$498,901 including the base bid plus add alternates 1 and 2 for the Fresno City Hall Heating, Ventilating & Air Conditioning (HVAC) Controls Upgrade Phase II (Bid File No. 3379) (Council District 3)
1. Adopt finding of a Categorical Exemption per staff determination, pursuant to Section 15301 of the California Environmental Quality Act (CEQA) Guidelines
  2. Award a construction contract with Bedard Controls, Inc.

of Fresno, CA in the amount of \$498,901 including the base bid plus add alternates 1 and 2 for the Fresno City Hall HVAC Controls Upgrade Phase II

**Sponsors:**

Public Works Department

**1-B** [ID#15-899](#)

Adopt Resolution of Intention No. 1102-D to vacate the Lorena-Geary Alley, E. Geary Avenue, and the Geary-Florence Alley, all between S. Plumas Street and S. Walnut Street (Council District 3)

**Sponsors:**

Public Works Department

**1-C** [ID#15-919](#)

RESOLUTION - Of Intention to establish a Special Tax District (Community Facilities District No. 15 - E. Copper River Ranch Maintenance District) and to authorize levy of a special tax (Eastern portion of the Copper River Ranch Development located northwest of N. Willow and E. Copper Avenues) (Council District 6)

**Sponsors:**

Public Works Department

**1-D** [ID#15-937](#)

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

1. Approve a Reimbursement Agreement with FFDA Properties LLC for \$113,457 for the Met Block Project Off-site Improvements under Round 4 of the 2014 funding cycle for the Measure "C" TOD Program. (Council District 3)

**Sponsors:**

Public Works Department

**1-E** [ID#15-942](#)

Approve a Substitution of a Listed Subcontractor, Delta Grinding Co. for east-bound Jensen Avenue Overlay between Chestnut and Willow Avenues - Project PW00629 (Council District 5)

**Sponsors:**

Public Works Department

**1-F** [ID#15-943](#)

Actions pertaining to construction of the Taxilane Reconstruction project at Fresno Chandler Executive Airport (Council District 3)

1. Adopt a finding of Categorical Exemption pursuant to Article 19, Section 15301(c)/Class 1 (Existing Facilities) of the California Environmental Quality Act (CEQA) Guidelines for the Taxilane Reconstruction project at Fresno Chandler Executive Airport

2. Award a construction contract to A.J. Excavation, Inc., of Fresno, California for the Taxilane Reconstruction project at Fresno Chandler Executive Airport in the amount of \$436,003.60 (Bid File 3419)

**Sponsors:** Airports Department

## **CONTESTED CONSENT CALENDAR**

### **2. GENERAL ADMINISTRATION**

2-A [ID#15-918](#) WORKSHOP - Housing and Community Development Division Quarterly Report, July 1, 2015 through September 30, 2015

**Sponsors:** Development and Resource Management Department

### **3. CITY COUNCIL**

3-A [ID#15-940](#) RESOLUTION - Establishing a policy entitled "School Liaison Act"

**Sponsors:** City Councilmember Brand and Council President Baines III

3-B [ID#15-958](#) Appoint two (2) Councilmembers to the Fresno Clovis Metropolitan Solid Waste Commission

**Sponsors:** Council President Baines III

### **4. CLOSED SESSION**

[ID#15-964](#) CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION - Government Code Section 54956.9, subdivision (d)(1)  
1. City of Fresno v. Dae Song Lee, et al.; Fresno Superior Court Case No. 12CECG04049

**Sponsors:** City Attorney's Office

### **5. SCHEDULED COUNCIL HEARINGS AND MATTERS**

#### **10:00 A.M.**

[ID#15-878](#) HEARING - Regarding the vacation of portions of public street easement at the northwest corner of E. San Gabriel and N. Chestnut Avenues (Council District 4)  
1. Adopt a finding of Categorical Exemption per staff

determination, pursuant to Sections 15301, 15302 and 15303 of the California Environmental Quality Act (CEQA) Guidelines, Environmental Assessment No. EA-13-014

2. \*\*\*RESOLUTION - Ordering the vacation of portions of public street easement at the northwest corner of E. San Gabriel and N. Chestnut Avenues

**Sponsors:** Public Works Department

### **10:15 A.M.**

[ID#15-936](#)

HEARING - To consider Rezone Application No. R-15-007 and Environmental Assessment No. R-15-007/T-6091, filed by Gary Giannetta on behalf of Gary McDonald Homes, pertaining to 2.25 acres of property located on the east side of North Cornelia Avenue between West McKinley and West Normal Avenues (Property located in District 3)

1. Adopt a Finding of Conformity to the Fresno General Plan Master Environmental Impact Report as Environmental Assessment No. R-15-007/T-6091, dated July 2, 2015.

2. BILL - (For Introduction and Adoption) - Amending the Official Zone Map to reclassify the subject property from the AE-5/UGM (Exclusive Five-Acre Agricultural/Urban Growth Management) zone district to the R-1/UGM (Single Family Residential/Urban Growth management) zone district.

**Sponsors:** Development and Resource Management Department

### **1:30 P.M.**

[ID#15-952](#)

WORKSHOP regarding LAFCo Draft Municipal Service Review

**Sponsors:** City Manager'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**

*NOVEMBER 3, 2015 - SPECIAL MEETING -*

*1:30 P.M. WORKSHOP on the Citywide Development Code*

*NOVEMBER 5, 2015 - 1:30 P.M.*

*5:30 P.M. - WORKSHOP on the Citywide Development Code*

*NOVEMBER 12, 2015 - SPECIAL MEETING*

*5:30 P.M. - HEARING regarding the Citywide Development Code*

*NOVEMBER 19, 2015 - 1:30 P.M.*

*2:00 P.M. - HEARING - Regarding the vacation of the Lorena-Geary Alley, E. Geary Avenue, and the Geary-Florence Alley, all between S. Plumas Street and S. Walnut Street (Council District 3)*

*5:30 P.M. - CONTINUED HEARING regarding the Citywide Development Code (Public testimony closed)*

*NOVEMBER 26, 2015 - NO MEETING*

*DECEMBER 3, 2015 - 8:30 A.M.*

*10:00 AM - HEARING to consider the Formation of a Special Tax District (Community Facilities District No. 15 – E. Copper River Ranch Maintenance District) (Eastern portion of the Copper River Ranch Development located northwest of N. Willow and E. Copper Avenues) (Council District 6) CONTINUED HEARING regarding the Citywide Development Code (If Necesary) (Time to be announced)*

*DECEMBER 10, 2015 - 8:30 A.M.*

*10:00 AM - HEARING to adopt resolutions and ordinance to annex territory and levy a special tax regarding City of Fresno Community District No. 9, Annexation No. 9 (Site Plan Review Application No. 2015-064, Assessor's Parcel Number 567-030-7S) (Southeast corner of E. Champlain and N. Hickory Hill Drives) (Council District 2)*

*10:15 A.M. - HEARING to adopt resolutions and ordinance to annex territory and levy a special tax regarding City of Fresno Community District No. 11, Annexation No. 64 (Final Tract Map No. 5571) (east side of N. Armstrong Avenue between E. Dakota and Shields Avenues) (Council District 4)*

*DECEMBER 17, 2015 - 1:30 P.M.*  
*DECEMBER 24, 2015 - NO MEETING*  
*DECEMBER 31, 2015 - NO MEETING*

**UPCOMING EMPLOYEE CEREMONIES**

**2015 CITY COUNCIL MEETING SCHEDULE**

*NOVEMBER 5, 2015 - 1:30 P.M.*  
*NOVEMBER 12, 2015 - SPECIAL MEETING*  
*NOVEMBER 19, 2015 - 1:30 P.M.*  
*NOVEMBER 26, 2015 - NO MEETING*  
*DECEMBER 3, 2015 - 8:30 A.M.*  
*DECEMBER 10, 2015 - 8:30 A.M.*  
*DECEMBER 17, 2015 - 1:30 P.M.*  
*DECEMBER 24, 2015 - NO MEETING*  
*DECEMBER 31, 2015 NO MEETING*