

City of Fresno

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



Meeting Agenda - Final-revised

Thursday, January 14, 2016

8:30 AM

Regular Session

Council Chambers

City Council

President - Paul Caprioglio

Vice President - Sal Quintero

Councilmembers:

*Oliver L. Baines, III, Lee Brand, Steve Brandau, Clinton J. Olivier,
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) 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 Fire Chief Kerri Donis

Pledge of Allegiance to the Flag

APPROVE AGENDA

APPROVE MINUTES

[ID16-062](#)

Approval of City Council minutes from January 7, 2016

COUNCILMEMBER REPORTS AND COMMENTS

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 [ID16-002](#) RESOLUTION - Of intention to amend Annexation Map No. 14, Final Tract Map No. 5232, of the City of Fresno Community Facilities District No. 11 (northwest of the intersection of E. Kings Canyon Road and N. Fowler Avenue) (Council District 5)

Sponsors:

Public Works Department

- 1-B [ID16-010](#) 16-010 Actions pertaining to approval of funds for the Emergency Solutions Grant (ESG) Program for street outreach, homeless prevention, emergency shelter, rapid rehousing, and administrative costs for the following:
1. The Marjaree Mason Center in the amount of \$194,750;
 2. The Fresno Economic Opportunities Commission in the amount of \$82,000;
 3. The Fresno Housing Authority in the amount of \$26,100 for HMIS;
 4. The Poverello House in the amount of \$15,000;
 5. The City of Fresno for administrative costs in the amount

of \$35,000; and

6. WestCare California Inc., in the amount of \$207,000.

Sponsors:

Development and Resource Management Department

1-C [ID16-008](#)

1. ADOPT the Addendum to the Finding of Conformity prepared for Environmental Assessment No. R-15-005/C-15-025 for Rezone Application No. R-15-005 and Conditional Use Permit Application No. C-15-025, pursuant to CEQA Guidelines Section 15162 and 15164;

2. Authorize the City Manager or designee to execute a Ground Lease and Option to Purchase 3.34+/- acres located at the southwest corner of N. Brawley and W. Herndon Avenues, APN 507-030-12ST (Council District 2)

Sponsors:

City Manager's Office

1-D [ID16-007](#)

Actions pertaining to Parking Permit Agreement between J. Colin Computing Systems, Inc., a California Corporation, DBA J - I.T. Outsource and the City of Fresno:

1. Adopt a finding of Categorical Exemption pursuant to Section 15301 (Existing Facility) of California Environmental Quality Act (CEQA) Guidelines; and

2. Approve a Parking Permit Agreement for up to 30 parking spaces in City of Fresno Underground Garage #8 located at 1077 Van Ness Ave at a base rate of \$40 per month per stall for a one (1) year term (Council District 3)

Sponsors:

Development and Resource Management Department

1:30 P.M. SCHEDULED COUNCIL HEARINGS AND MATTERS

CONTESTED CONSENT CALENDAR

CEREMONIAL PRESENTATIONS

3. GENERAL ADMINISTRATION

3-A [ID16-009](#) WORKSHOP: Parking Facilities Assessment

Sponsors:

City Manager's Office

3-B [ID16-048](#)

Approve an agreement with Tutor Perini/Zachary/Parsons for City Plan Review and Construction Management Services as related to the High Speed Rail Project for a lump sum of

\$1,900,000, in substantially the form presented (Council Districts 1, 2 and 3).

Sponsors:

Public Works Department

3-C [ID16-061](#)

WORKSHOP - Update on the Status of the Construction Contract for the Fulton Street Reconstruction Project. (Council District 3)

Sponsors:

Public Works Department

3-D [ID16-059](#)

Actions pertaining to the Fulton Street Reconstruction Project (Council District 3)

1. Approve an amendment to the contract with Axis Art Consulting, LLC for artwork conservation consulting services on the Fulton Street Reconstruction Project for a net increase of \$50,000.00, which will be funded from the Construction Management/Consultants portion of the approved Fulton Street Reconstruction Project budget;
2. Approve a professional services agreement with FirstCarbon Solutions in the amount of \$354,252.40 with a contingency amount of \$95,000 for environmental construction monitoring services on the Fulton Street Reconstruction Project, which will be funded from the Construction Management/Consultants portion of the approved Fulton Street Reconstruction Project budget.

Sponsors:

Public Works Department

3-E [ID16-057](#)

WORKSHOP - Housing Element Update

Sponsors:

Development and Resource Management Department

3-F [ID16-024](#)

Approve Option-to-Lease Agreement between the City of Fresno and Amber Kinetics for 25 acres of land at the Fresno-Clovis Regional Water Reclamation Facility at 2201 South Cornelia Avenue, Fresno, California 93706 (Council District 3)

Sponsors:

Department of Public Utilities

4. CITY COUNCIL

4-A [ID16-065](#)

Actions pertaining to the Oversight Board for the Enterprise Accountability and Oversight Act and Construction

Management Accountability and Oversight Act:

1. ***RESOLUTION - Amending the Enterprise Accountability and Oversight Act related to Enterprise and Construction Management Oversight Board appointments
2. Fill vacant Oversight Board position(s)

Sponsors:

City Councilmember Soria

4-B [ID16-067](#)

***RESOLUTION - Amending the Better Business Act providing an exception for businesses with a market capitalization of at least one billion dollars

Sponsors:

City Councilmember Brand

4-C [ID16-071](#)

RESOLUTION - Recognizing the November 1984 Anti-Sikh Violence in India as "Genocide"

Sponsors:

City Councilmember Olivier

JOINT MEETING OF SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY, CITY (IN ITS CAPACITY AS HOUSING SUCCESSOR), AND FRESNO REVITALIZATION CORPORATION

[ID16-068](#)

Actions pertaining to a mixed-use development at Blackstone and McKinley Avenues (City action only):

1. Adopt a finding of No Possibility pursuant to Article 5, Section 15061(b)(3) of the California Environmental Quality Act (CEQA)
2. Approve an Owner Participation Agreement with 1501 N. Blackstone Avenue, L.P.

Sponsor: City in its capacity as Housing Successor to the Redevelopment Agency

[ID16-078](#)

RESOLUTION - Approving the Recognized Obligation Payment Schedule (ROPS) for July 1, 2016 to June 30, 2017 (Successor Agency Action)

Sponsors: Successor Agency

ADJOURN JOINT MEETING

5. CLOSED SESSION

[ID16-056](#)

A. CONFERENCE WITH LEGAL COUNSEL -
ANTICIPATED LITIGATION - Government Code Section

54956.9, subdivision (d)(2)

1. City of Fresno, et al. v. General Chemical, et al.

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

JANUARY 28

10:00 A.M. HEARING to consider adoption of resolutions related to the designation of properties to the Local Register of Historic Resources

FEBRUARY 4, 2016

5:00 P.M. HEARING re: Zoning Map update. Application Nos. A-15-007 and R-15-016

FEBRUARY 25, 2016

10:00 AM - HEARING to adopt resolutions and ordinance to annex territory and levy a special tax regarding City of Fresno Community District No. 11, Annexation No. 65 (Final Tract Map No. 6104) (parcels bounded by E. Fancher Creek Drive, S. Purdue Avenue, S. Bundy Avenue, and E. Beck Avenue) (Council District 5)

UPCOMING EMPLOYEE CEREMONIES

JANUARY 28, 2016 - 1:30 P.M. - Employee of the Winter Quarter Ceremony

APRIL 14, 2016 - 1:30 P.M. - Employee of the Spring Quarter Ceremony

APRIL 27, 2016 - 2:00 P.M. Employee Service Awards Ceremony

JULY 28, 2016 - 1:30 P.M. - Employee of the Summer Quarter Ceremony

OCTOBER 13, 2016 - 1:30 P.M. - Employee of the Fall Quarter Ceremony

OCTOBER 19, 2016 - 2:00 P.M. - Employee Service Awards Ceremony

2016 CITY COUNCIL MEETING SCHEDULE

JANUARY 21, 2016 - NO MEETING

JANUARY 28, 2016 - 8:30 A.M.

FEBRUARY 4, 2016 - 8:30 A.M.

FEBRUARY 11, 2016 -NO MEETING

FEBRUARY 18, 2016 - NO MEETING - PRESIDENT'S DAY

FEBRUARY 25, 2016 - 8:30 A.M.