

# City of Fresno

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



## Meeting Agenda - Final

Thursday, August 16, 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-Schechter*

*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](mailto: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](http://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](mailto: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](http://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](http://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 sauvt ntsoov 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 qaurn 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**

**9:00 A.M. ROLL CALL**

Invocation by Reverend Raygan Baker from the Big Red Church

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**    [ID18-0919](#)        RESOLUTION - Of Intention to annex Final Tract Map No. 6216 as Annexation No. 89 to the City of Fresno Community Facilities District No. 11 and to Authorize the Levy of Special Taxes; and setting the public hearing for September 20, 2018 at 10:00 A.M. (southwest corner of North Temperance and East Dakota Avenues) (Council District 4)

**Sponsors:**        Public Works Department

- 1-B**    [ID18-0920](#)        RESOLUTION - Of Intention to annex Final Tract Map No. 6217 as Annexation No. 93 to the City of Fresno Community Facilities District No. 11 and to Authorize the Levy of Special Taxes; and setting the public hearing for September 20, 2018 at 10:00 A.M. (a portion of the southeast corner of North Bryan and West Gettysburg Avenues) (Council District 1)

**Sponsors:**        Public Works Department

- 1-C**    [ID18-0921](#)        RESOLUTION - Of Intention to Annex the Territory Known as Assessor's Parcel Number 326-160-41 as Annexation No. 33 to the City of Fresno Community Facilities District No. 9 and to Authorize the Levy of Special Taxes; and setting the public hearing for September 20, 2018 at 10:00 A.M. (south side of West Nielsen Avenue west of South Marks Avenue) (Council District 3)

**Sponsors:** Public Works Department

- 1-D [ID18-0922](#) RESOLUTION - Of Intention to Annex the Territory Known as Assessor's Parcel Number 408-062-07 and 27 as Annexation No. 34 to the City of Fresno Community Facilities District No. 9 and to Authorize the Levy of Special Taxes; and setting the public hearing for September 20, 2018 at 10:00 A.M. (southeast corner of East Herndon Avenue (Frontage) and North Howard Avenue) (Council District 6)

**Sponsors:** Public Works Department

- 1-E [ID18-0917](#) RESOLUTION - Approving the Final Map of Tract No. 6135 and accepting dedicated public uses offered therein - West side of North Chestnut Avenue between East Copper Avenue and East Spey Valley Drive (Council District 6)

**Sponsors:** Public Works Department

- 1-F [ID18-0924](#) Actions pertaining to acquisition of public rights-of-way for Tentative Map No. 5538 (Council District 1)
1. \*\*\* RESOLUTION - 4th amendment to the Annual Appropriation Resolution (AAR) No. 2018-157 appropriating \$47,500 for the public street and public utility easement right-of-way acquisition for Tract Map 5538 on the northwest corner of Dakota and Polk Avenues (Requires 5 affirmative votes) (Subject to Mayor's veto)
  2. Approve the acquisition of 3,388 square feet of permanent easement from property owned by Maria D. Meraz, in the amount of \$47,500 (3836 North Polk Avenue, APN 511-012-01) to widen North Polk Avenue

**Sponsors:** Public Works Department

- 1-G [ID18-0900](#) Actions related to the Second Amendment to the Land Lease and Agreement with Sandhu Brothers Gas Station, Inc.:
1. Adopt a finding of Categorical Exemption pursuant to Class 1 Section 15301(c) (existing facilities) of the California Environmental Quality Act (CEQA) Guidelines for the Second Amendment to the Land Lease and Agreement;
  2. Approve the Second Amendment to the Land Lease and Agreement with Sandhu Brothers Gas Station, Inc., at Fresno Yosemite International Airport to terminate the sublease

between Sandhu Brothers due to the acquisition of SNL Corporation by Sandhu Brothers and to update to the insurance requirements (Council District 4)

**Sponsors:**

Airports Department

1-H [ID18-0907](#)

Actions pertaining to the purchase of department motorcycles:

1. Authorize the use of funds budgeted for the lease purchase of ten plain vehicles to be utilized for the lease purchase of ten original equipment manufacturer police motorcycles (City-wide Bid File 9340)

**Sponsors:**

Police Department

1-I [ID18-0909](#)

Actions pertaining to adding a Student Resource Officer to the Police Department assigned to Central Unified School District

1. \*\*\*RESOLUTION - 3rd amendment to the Annual Appropriation Resolution (AAR) No. 2018-157 appropriating \$137,800 for one additional Student Resource Officer and annual costs for three patrol vehicles for the Central Unified School District. (Requires 5 affirmative votes) (Subject to Mayor's veto)
2. \*\*\*RESOLUTION - 1st Amendment to Position Authorization Resolution (PAR) No. 2018-158, adding one Police Officer position to the Fresno Police Department, retroactively effective August 1, 2018. (Subject to Mayor's veto)
3. Authorize the Chief of Police to enter into an agreement with Central Unified School District to provide three student resource officers at 100 percent of actual officer's cost and one sergeant at 10 percent of actual sergeant's cost, plus administrative fees and the patrol vehicle lease costs of three patrol vehicles for an annual total of \$433,447.

**Sponsors:**

Police Department

1-J [ID18-0923](#)

Actions related to accepting a WaterSMART Water and Energy Efficiency Grant from the United States Department of the Interior, Bureau of Reclamation:

1. Adopt a finding of Categorical Exemption pursuant to Class 1 Section 15301 (existing facilities) of the California

Environmental Quality Act Guidelines;

2. \*\*\*Approve an Assistance Agreement with the United States Department of the Interior, Bureau of Reclamation and accept receipt of \$300,000 grant for the Fresno Public Landscape Water Conservation Project to provide for the City of Fresno to install irrigation system improvements to conserve water. (Districts 2, 3, 5, and 6) (Subject to Mayor's veto)

**Sponsors:**

Department of Public Utilities

1-K [ID18-0949](#)

Approve the appointment of Elba Gomez to the Civil Service Board

**Sponsors:**

Mayor's Office

1-L [ID18-0952](#)

\*\*\*BILL NO. B-44 - (Intro. 8/9/2018) (for adoption) - Amending sections 1-302 and 1-308 of the Fresno Municipal Code, relating to General Enforcement Authority (Subject to Mayor's veto)

**Sponsors:**

Vice President Brandau and Council Member Chavez

## **CEREMONIAL PRESENTATIONS**

[ID18-0951](#)

Presentation of the SPCA Pet of the Month

**Sponsors:**

Council Member Chavez

[ID18-0899](#)

Proclamation of "Mike Rhodes Day"

**Sponsors:**

Council Member Chavez

## **APPROVE MINUTES**

[ID18-0950](#)

Approval of minutes from August 9, 2018.

**Sponsors:**

City Clerk's Office

## **COUNCILMEMBER REPORTS AND COMMENTS**

## **CONTESTED CONSENT CALENDAR**

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

**10:00 A.M.**

[ID18-0918](#)

HEARING - Actions pertaining to a Resolution of the Council of the City of Fresno, California, establishing Underground Utility District No. FRE-96, ("UUD FRE-96") (Council District 3).

1. RESOLUTION - Establishing Underground Utility District No. FRE-96, ("UUD FRE-96")

**Sponsors:**

Public Works Department

**10:05 A.M.#1**[ID18-0916](#)

WORKSHOP pertaining to the Citywide replacement of high pressure sodium (HPS) streetlight fixtures with more energy efficient light-emitting diode (LED) fixtures

**Sponsors:**

Public Works Department

**10:05 A.M.#2**[ID18-0912](#)

Actions pertaining to the Citywide replacement of high pressure sodium (HPS) streetlight fixtures with more energy efficient light-emitting diode (LED) fixtures

1. CONTINUED HEARING to consider adoption of a Resolution to approve a Finance Agreement and Energy Services Contract with Pacific Gas and Electric Company (PG&E) for implementation of certain energy related services
2. Adopt a finding of Categorical Exemption per staff determination, pursuant to Section 15301 c of the California Environmental Quality Act Guidelines
3. RESOLUTION - To approve a Finance Agreement and Energy Services Contract with Pacific Gas and Electric Company for implementation of certain energy related services
4. Approval of six agreement with Pacific Gas and Electric (PG&E) in the total amount of \$10,237,062 for a General On-Bill Financing (OBF) Loan
5. Approval of a Master Services Agreement and Work Order for Turnkey Services for the Installation of Light Emitting Diode (LED) Streetlights throughout the City of Fresno (Citywide), in substantially the form attached, and authorize the City Manager to execute the agreement

**Sponsors:** Public Works Department

### **10:05 A.M.#3**

[ID18-0941](#) WORKSHOP relating to procurement

**Sponsors:** Finance Department

### **10:10 A.M. SCHEDULED COMMUNICATION**

[ID18-0948](#) Appearance by Timothy Nolt to discuss Air Bed and Breakfasts in the City of Fresno.

[ID18-0969](#) Appearance by Mary Esther Correa to discuss the fines she has received from Code Enforcement (Speaker resides in District 7)

### **3. GENERAL ADMINISTRATION**

3-A [ID18-0860](#) WORKSHOP regarding Recycled Water Projects Update.

**Sponsors:** Department of Public Utilities

3-B [ID18-0621](#) \*\*\*RESOLUTION - To revise Reimbursement Resolution No. 2014-205 to increase Clean Water State Revolving Fund Low Interest Loan funding for the City of Fresno's Recycled Water Distribution System, Southwest Quadrant to \$70,600,000 (Citywide) (Subject to Mayor's veto)

**Sponsors:** Department of Public Utilities

### **4. CITY COUNCIL**

### **5. CLOSED SESSION**

5-A [ID18-0875](#) CONFERENCE WITH LEGAL COUNSEL - PUBLIC SECURITY - Government Code Section 54957(a)  
1. Discuss security of City Hall and other City facilities

**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**

*(Date and time to be determined)*

*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)*

*August 23, 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. 9, Annexation No. 32 (Assessor's Parcel Number 458-270-01) (southwest corner of South West Avenue and West Nielsen Avenue) (Council District 3)*

*August 23, 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. 31 (Assessor's Parcel Number 504-091-14S) (southeast corner of North Riverside Avenue and West Herndon Avenue) (Council District 2)*

*August 30, 2018*

*10:15 AM - CONTINUED HEARING to consider the Official Plan Line (OPL) for the North Temperance Avenue alignment from State Route 180 to East Clinton Avenue, and, related Environmental Assessment No. EA-17-018. (Council District 4, Council District 5)*

*August 30, 2018*

10:20 A.M. - HEAIRNG to consider Plan Amendment Application No. A-18-004; Rezone Application No. R-18-005; Annexation Application No. ANX-18-003; Vesting Tentative Tract map No. 6214/UGM; and, related Environmental Assessment No. A-18-004/R-18-005/ANX-18-003/T-6214 for approximately 77.48 acres of property located on the east side of North Fowler Avenue between East Clinton Avenue and the East McKinley Avenue alignment (Council District 4) – Development and Resource Management Department.

SEPTEMBER 6, 2018 - NO MEETING

SEPTEMBER 13, 2018 - NO MEETING

SEPTEMBER 20, 2018

10:00 A.M. #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. 89 (Final Tract Map No. 6216) (southwest corner of North Temperance and East Dakota Avenues) (Council District 4)

SEPTEMBER 20, 2018

10:00 A.M. #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. 93 (Final Tract Map No. 6217) (a portion of the southeast corner of North Bryan and West Gettysburg Avenues) (Council District 1)

SEPTEMBER 20, 2018

10:00 A.M. #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. 33 (Assessor's Parcel Number 326-160-41) (south side of West Nielsen Avenue west of South Marks Avenue) (Council District 3)

SEPTEMBER 20, 2018

10:00 A.M. #4 - 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. 34 (Assessor's Parcel Number 408-062-07 and 27) (southeast corner of East Herndon Avenue (Frontage) and North Howard Avenue) (Council District 6)

SEPTEMBER 20, 2018

*10:05 A.M. - HEARING - Regarding the vacation of a street, pipeline and utility easement in Lot 8 of Tract No. 4043. (Council District 1).*

*SEPTEMBER 20, 2018*

*10:10 A.M. - CONTINUED HEARING to consider adoption of resolution related to the designation of the Herndon Substation Control Building located at 7430 N Weber Avenue, Fresno, California to the Local Register of Historic Resources (Council District 2)*

**UPCOMING EMPLOYEE CEREMONIES**

*OCTOBER 18, 2018 - Employee of the Fall Quarter*

*NOVEMBER 7, 2018 (Wednesday) - Employee Service Awards*

**2018 CITY COUNCIL MEETING SCHEDULE**

*AUGUST 23 - 2018 - 9:00 A.M. MEETING*

*AUGUST 30 - 2018 - 9:00 A.M. MEETING*

*SEPTEMBER 6, 2018 - NO MEETING*

*SEPTEMBER 13, 2018 - NO MEETING*

*SEPTEMBER 20, 2018 - 9:00 A.M. MEETING*

*SEPTEMBER 27, 2018 - 9:00 A.M. MEETING*