

City of Fresno

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



Meeting Agenda - Final

Thursday, September 27, 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. 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 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**

9:13 A.M. ROLL CALL

Invocation by Pastor Kevin Foster of the LifeBridge Community 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** [ID18-1023](#) Approve a Sixth Amendment to the contracts with Brooks Ransom and Associates and Interwest Consulting Group, to conduct professional plan check services for Building and Safety customer projects.

Sponsors: Development and Resource Management Department

- 1-B** [ID18-1083](#) Authorize the Chief of Police to execute an agreement with Paragon Aircraft Sales to broker the sale of a Police Department airplane for \$129,900 or other acceptable offer the Chief of Police and City Manager agrees to accept. Upon locating a buyer, the broker would execute the sale of the airplane and receive a sales commission of 6% of the selling price.

Sponsors: Police Department

- 1-C** [ID18-1064](#) Actions pertaining to the dissemination of traffic collision reports online:
1. Authorize the Chief of Police to amend an existing agreement with Crossroads Software Inc. to facilitate the dissemination of traffic collision reports online.
 2. Authorize the Chief of Police to enter into and execute a reoccurring agreement with LexisNexis, through a partnership with Crossroads Software Inc., to disseminate traffic collision

reports online.

Sponsors:

Police Department

1-D [ID18-1088](#)

Actions pertaining to the 2018 Off-Highway Vehicle (OHV) grant:

1. Authorize the Chief of Police to accept \$31,947 in grant funding for the 2018 Off-Highway Vehicle grant awarded to the Fresno Police Department from the State of California Department of Parks and Recreation;
2. Authorize the Chief of Police to execute the agreement and all related documents applicable to the 2018 OHV grant including amendments and extensions; and
3. ***RESOLUTION*** - 11th Amendment to the Annual Appropriation Resolution (AAR) No. 2018-157 appropriating \$31,900 for the Police Department's OHV grant program (Requires 5 affirmative votes) (Subject to Mayor's veto).

Sponsors:

Police Department

1-E [ID18-1099](#)

1.***Approve Side Letters of Agreement with the International Union of Operating Engineers, Stationary Engineers, Local 39 (Local 39) representing Unit 1; Fresno Police Officers Association (FPOA) representing Unit 4 and Unit 9; Amalgamated Transit Union, Local 1027 (ATU) representing Unit 6; the International Brotherhood of Electrical Workers (IBEW), Local 100 representing Unit 7; the International Association of Fire Fighters, Local 753, (IAFF-Management) representing Unit 10; Operating Engineers, Local 3 (OE3) representing Unit 11 and Unit 15; the City of Fresno Professional Employees Association (CFPEA) representing Unit 13-1 and Unit 13-2; and; City of Fresno Management Employees Association (CFMEA) representing Unit 14, modifying MOU provisions on dues deductions (Subject to Mayor's Veto)

2.***Approve a Side Letter of Agreement with the City of Fresno Professional Employees Association (CFPEA) representing Unit 13-2 providing for a Uniform Allowance for Supervising Crime Scene Technicians (Subject to Mayor's Veto)

Sponsors:

Personnel Services Department

- 1-F [ID18-1101](#) Approve the reappointment of Scott Miller to the Fresno Workforce Development Board
- Sponsors:** Mayor's Office
- 1-G [ID18-0882](#) Approval of a Second Amendment to the Agreement entered between the City of Fresno and the Central California Society for the Prevention of Cruelty to Animals.
- Sponsors:** City Manager's Office
- 1-H [ID18-1036](#) Actions pertaining to a Service Agreement with Granicus, Inc.
1. ***RESOLUTION - Amending Council Rules of Procedures (Subject to Mayor's Veto)
 2. Approve the Third Amendment to the Granicus, Inc. Service Agreement between Granicus, Inc. and the City of Fresno, CA
- Sponsors:** City Clerk's Office
- 1-I [ID18-1061](#) ***RESOLUTION - Authorizing the application for and execution of Certifications and Assurances for and approving the FY 2018-19 project list for the California State of Good Repair Program (Subject to Mayor's Veto)
- Sponsors:** Department of Transportation
- 1-J [ID18-1078](#) BILL - (For introduction) Amending the uncodified ordinance to adopt changes and additions to the official list of designated special speed zones for various streets within the City of Fresno pursuant to Section 14-1501 of the Fresno Municipal Code (Citywide)
- Sponsors:** Public Works Department
- 1-K [ID18-1084](#) Award a Construction Contract in the amount of \$328,722 to Jim Crawford Construction Co. Inc., of Clovis, California for the South Marks Avenue Temporary Storm Drain Basin Construction, Street Improvements and Veterans Home Basin Backfill project, Bid File 3611(Council District 3)
- Sponsors:** Public Works Department
- 1-L [ID18-1085](#) RESOLUTION - Of Intention to annex Final Tract Map No. 5558 as Annexation No. 94 to the City of Fresno Community Facilities District No. 11 and to Authorize the Levy of Special

Taxes (northwest corner of West Herndon Avenue and North Riverside Drive) (Council District 2)

Sponsors:

Public Works Department

1-M [ID18-1090](#)

Award a requirements contract to Tech Air of Northern California, LLC., doing business as Alliance Gas Products, for Bulk Liquid Oxygen in the amount of \$137,786.37, for a term of one year with the possibility of two one-year extensions. Bid File 9452 (Citywide)

Sponsors:

Department of Public Utilities

1-N [ID18-1091](#)

Reject all bids for the Requirements Contract for Bulk Calcium Hydroxide - Bid File 9454 (Citywide)

Sponsors:

Department of Public Utilities

1-O [ID18-1095](#)

Actions pertaining to the Design of a New Central Boiler Plant at the Fresno/Clovis Regional Wastewater Reclamation Facility (Council District 3)

1. Award a consultant services agreement in the amount of \$200,000 and a contingency of \$10,000 to Lawrence Engineering Group, for professional engineering services for the Design of a New Central Boiler Plant at the Fresno/Clovis Regional Wastewater Reclamation Facility (Council District 3)
2. Authorize the Director of Public Utilities, or designee, to sign agreement on behalf of the City

Sponsors:

Department of Public Utilities

1-P [ID18-1100](#)

Actions related to the Fourth Amendment to the Services Agreement with Orange Avenue Disposal Company, Inc.:

1. Adopt a finding of Class 1/Existing Facilities Categorical Exemption pursuant to Section 15301 of the California Environmental Quality Act.
2. Approve a Fourth Amendment to the Services Agreement with Orange Avenue Disposal Company, Inc., to increase per-ton charges for transfer, processing, and disposal of waste, capturing unforeseeable costs due to change in law and economic conditions (Citywide)

Sponsors:

Department of Public Utilities

- 1-Q [ID18-1097](#) Approve the Fifth Amendment to the Consultant Services Agreement with ECS Imaging, Inc., to expand Laserfiche consulting and implementation services for the Public Works Department in an amount not to exceed \$36,000.

Sponsors: Information Services Department

- 1-R [ID18-1115](#) ***BILL NO. B-53 - (Intro. 9/20/2018) (For adoption) - Adding Section 10-1707 to the Fresno Municipal Code relating to the enforcement of the unlawful camping ordinance (Subject to Mayor's veto)

Sponsors: Vice President Brandau

CEREMONIAL PRESENTATIONS

[ID18-1068](#) Recognition of Fresno Regional Workforce Development Board's Quarterly Business of Excellence Award

Sponsors: Council Member Caprioglio

[ID18-1087](#) Proclamation of "Ray Garcia Day" FAX Employee

Sponsors: Council Member Chavez

[ID18-1128](#) Proclamation of "Hispanic Heritage Month"

Sponsors: Council President Soria

[ID18-1136](#) Presentation of Certificate of Recognition to District Four Andrea Garcia

Sponsors: Council Member Caprioglio

APPROVE MINUTES

[18-0038](#) Approval of minutes from September 20, 2018.

Sponsors: City Clerk's Office

COUNCILMEMBER REPORTS AND COMMENTS

CONTESTED CONSENT CALENDAR

2. SCHEDULED COUNCIL HEARINGS AND MATTERS

10:00 A.M. SCHEDULED COMMUNICATION

[ID18-1059](#)

Appearance by Mr. Sammy Franco to speak to the City Council about Granite Park and its operators.

10:05 A.M.[ID18-1135](#)

CONTINUED HEARING - To vacate a street, pipeline, and utility easement in Lot 8 of Tract Map No. 4043. (Council District 1)

1. ***RESOLUTION - Ordering the vacation of a street, pipeline, and utility easement in Lot 8 of Tract Map No. 4043. (Subject to Mayor's Veto)

Sponsors:

Public Works Department

10:10 A.M. JOINT MEETING OF THE CITY OF FRESNO IN ITS CAPACITY AS THE HOUSING SUCCESSOR TO THE REDEVELOPMENT AGENCY OF THE CITY OF FRESNO AND THE FRESNO REVITALIZATION CORPORATION[ID18-1126](#)

Consider proposed amendment to the restated and amended owner participation agreement regarding the Hotel Fresno

Sponsors:

Successor Agency to the Redevelopment Agency

3. GENERAL ADMINISTRATION**3-A** [ID18-1092](#)

Actions pertaining to 4,100 linear feet of water main installation in North Armstrong Avenue (Council District 4 and County):

1. Adopt findings of Section 15282 (Other Statutory Exemptions) of the California Environmental Quality Act Guidelines for a new water main Installation project in North Armstrong Avenue
2. ***RESOLUTION - 10th Amendment to the Annual Appropriation Resolution (AAR) No. 2018-157 to appropriate \$984,600 to fund installation of a water main in North Armstrong Avenue (Requires 5 affirmative votes) (Subject to Mayor's Veto)
3. Award a construction contract to Floyd Johnston Construction Co., Inc., in the amount of \$710,994 for water main Installation project in North Armstrong Avenue
4. Authorize the Director of Public Utilities, or designee, to

sign the contract on behalf of the City

Sponsors:

Department of Public Utilities

3-B [ID18-1096](#)

Actions pertaining to the following items (Citywide)

1. Adopt a finding of statutory exemption pursuant to Section 15262 of the California Environmental Quality Act Guidelines for engineering design for removal of 1,2,3 -

Trichloropropane from five groundwater wells

2. ***RESOLUTION - Authorizing entering into a funding Agreement with the State Water Resources Control Board and authorizing and designating a representative for the Sustainable Groundwater Planning Grant Program for funding related to planning, monitoring and implementation projects for conducting a Feasibility Study to evaluate alternatives for the prevention or cleanup of 1,2,3 -

Trichloropropane contamination in groundwater that serves or has served as a source of drinking water for the City of Fresno and authorizing the execution of documents (Subject to Mayor's Veto)

3. ***RESOLUTION - 9th Amendment to the Annual Appropriation Resolution (AAR) No. 2018-157 to appropriate \$990,600 from the Proposition 1 Sustainable Groundwater Planning Grant Program and local match funding from the Water Enterprise Fund for a 1,2,3 - Trichloropropane mitigation feasibility study (Requires 5 affirmative votes) (Subject to Mayor's Veto)

4. Approve the Third Amendment to Agreement with Provost & Pritchard Engineering Group, Inc., in the amount of \$677,000 for engineering design for removal of 1,2,3 - Trichloropropane from five groundwater wells and authorize the Director of Public Utilities, or designee, to sign all documents on behalf of the City

Sponsors:

Department of Public Utilities

4. CITY COUNCIL

4-A [ID18-1094](#)

Actions related to Fancher Creek Parkway:

1. ***RESOLUTION - Adopting the Fancher Creek Parkway Act. (Subject to Mayor's veto)

2. RESOLUTION - Initiating the Fancher Creek Parkway

Concept Plan Pursuant to Fresno Municipal Code Section 15-4902-B

Sponsors: Council Member Chavez

5. CLOSED SESSION

5-A [ID18-1131](#) CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION - Government Code Section 54956.9, subdivision (d)(2)
Significant Exposure to Litigation: Richard Felix v. City of Fresno, 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

OCTOBER 4, 2018 - NO MEETING

OCTOBER 11, 2018 - 9:00 A.M. MEETING

GENERAL ADMINISTRATION: - Actions related to initiating the Proposition 218 process for proposed changes to the schedule of rates for water, wastewater and solid waste services

OCTOBER 18, 2018 - 9:00 A.M. MEETING

OCTOBER 25, 2018

10:00 A.M. - WORKSHOP re: Citizens' Public Safety Advisory Board 2018 Quarter

*Report**OCTOBER 25, 2018**10:00 AM - 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. 94 (Final Tract Map No. 5558) (northwest corner of West Herndon Avenue and North Riverside Drive) (Council District 2)**OCTOBER 25, 2018**10:05 A.M. - TEFRA HEARING requested by CMFA (California Municipal Finance Authority) regarding a bond transaction for California Armenian Home**November 1, 2018 - 9:00 A.M. MEETING**November 8, 2018 - 9:00 A.M. MEETING**November 15, 2018**10:00 AM - 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. 95 (Final Tract Map No. 5493) (east side of North Bryan Avenue between West Shaw and Gettysburg Avenues) (Council District 1)***UPCOMING EMPLOYEE CEREMONIES***OCTOBER 18, 2018 - Employee of the Fall Quarter**NOVEMBER 7, 2018 (Wednesday) - Employee Service Awards***2018 CITY COUNCIL MEETING SCHEDULE***OCTOBER 4, 2018 - NO MEETING**OCTOBER 11, 2018 - 9:00 A.M. MEETING**OCTOBER 18, 2018 - 9:00 A.M. MEETING**OCTOBER 25, 2018 - 9:00 A.M. MEETING**NOVEMBER 1, 2018 - 9:00 A.M. MEETING**NOVEMBER 8, 2018 - 9:00 A.M. MEETING**NOVEMBER 15, 2018 - 9:00 A.M. MEETING**NOVEMBER 22, 2018 - NO MEETING**NOVEMBER 29, 2018 - NO MEETING*