

City of Fresno

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



Meeting Agenda - Final-revised

Thursday, December 6, 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-Schecter

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 amarilla 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 sauv ntxoov 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 nrob 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 Joe White of the Neighborhood Church in Southeast Fresno

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** [ID18-1454](#) ***RESOLUTION - Declaration of Results of the Consolidated General Election held within the City of Fresno on November 6, 2018
- Sponsors:** City Clerk's Office
- 1-B** [ID18-1507](#) ***RESOLUTION - Amending Resolution No. 2008-243 to conform retention of police records to California law. (Subject to Mayor's veto)
- Sponsors:** City Attorney's Office
- 1-C** [ID18-1387](#) Approval of City Council Meeting Schedule for Calendar Year 2019
- Sponsors:** Vice President Brandau
- 1-D** [ID18-1179](#) Actions pertaining to the Peace Officers Research Association of California (PORAC):
1. Approve the Chief of Police to enter into an agreement with PORAC to reimburse the City of Fresno \$163,700 for the annual cost of one full time police officer elected to serve on the PORAC Board of Directors, effective January 1 through June 2019.
 2. ***RESOLUTION - 4th Amendment to the Position Authorization Resolution (PAR) No. 2018-158, adding one

police officer position to the Fresno Police Department, effective January 1, 2019 (Subject to Mayor's Veto)

3. ***RESOLUTION - 14th Amendment to the Annual Appropriation Resolution (AAR) No. 2018-157 appropriating \$72,900, to fund a full time police officer from January through June 2019. (Requires 5 affirmative votes) (Subject to Mayor's Veto)

Sponsors:

Police Department

1-E [ID18-1452](#)

Actions pertaining to the 2018 National Sexual Assault Kit Initiative (SAKI) grant program, herein referred to as the SAKI grant

1. ***RESOLUTION - 3rd Amendment to Position Authorization Resolution (PAR) No. 2018-158, adding two Police Officer positions to the Fresno Police Department, effective October 1, 2018. (Subject to Mayor's Veto)

Sponsors:

Police Department

1-F [ID18-1477](#)

Actions pertaining to the 2017 Edward Byrne Memorial Justice Assistance Grant (JAG) Program

1. Authorize the Chief of Police to apply for and accept \$264,557 in total grant funding for the 2017 JAG Program from the U.S. Department of Justice, Bureau of Justice Assistance for the City and County of Fresno
2. Authorize the Chief of Police to execute all related documents to the application, acceptance, and administration of 2017 JAG Program
3. Authorize the Chief of Police to execute a joint agreement between the City of Fresno and the County of Fresno regarding the 2017 JAG program
4. ***RESOLUTION - 23rd amendment to the Annual Appropriation Resolution (AAR) No. 2018-157 appropriating \$103,600 from the 2017 JAG program award from the U.S. Department of Justice, Bureau of Justice Assistance (Requires 5 affirmative votes) (Subject to Mayor's Veto)

Sponsors:

Police Department

1-G [ID18-1309](#)

RESOLUTION - Authorizing certain Finance Officers of the City of Fresno (City) to sign City checks as well as various

investment and commercial banking documents, and to provide verbal instruction required for the prudent financial administration and safekeeping of City funds

Sponsors:

Finance Department

1-H [ID18-1310](#)

RESOLUTION - Designating and authorizing certain Finance Officers of the City of Fresno (City) to sign various investment and commercial banking documents, and to provide verbal instruction required for prudent financial administration and safekeeping of Fresno Joint Powers Finance Authority (JPFA) funds and property

Sponsors:

Finance Department

1-I [ID18-1311](#)

RESOLUTION - Consenting and authorizing the investment of monies in the Local Agency Investment Fund (LAIF) in the custody of the State Treasurer for purposes of investment and authorize certain Finance Officers in connection therewith

Sponsors:

Finance Department

1-J [ID18-1312](#)

RESOLUTION - Designating and authorizing the investment monies in the Local Agency Investment Fund in the custody of the State Treasurer for purposes of prudent financial administration and safekeeping of Fresno Joint Powers Financing Authority funds, and authorize certain Finance Officers of the City of Fresno in connection therewith

Sponsors:

Finance Department

1-K [ID18-1467](#)

RESOLUTION - Authorizing the execution and delivery of a Master Equipment Lease Purchase Agreement and certain separate lease schedules with respect to the acquisition, purchase, financing and leasing of equipment for the public benefit; and authorizing the execution and delivery of documents required in connection therewith.

Sponsors:

Finance Department

1-L [ID18-1494](#)

Approve the reappointment of Tony Canales to the Fresno Regional Workforce Development Board

Sponsors:

Council President Soria

- 1-M** [ID18-1498](#) BILL (for introduction) - Extending the exemption on development impact fees for certain projects in economically disadvantaged neighborhoods
Sponsors: Council President Soria and Councilmember Olivier
- 1-N** [ID18-1499](#) BILL (for introduction) - Extending the exemption on development impact fees for the replacement or reconstruction of existing commercial structures.
Sponsors: Council President Soria and Councilmember Olivier
- 1-O** [ID18-1492](#) Approve the award of a purchase contract to Braun Northwest Inc., a Washington-based corporation, for the purchase of a North Star 234-5 Type V SWAT command vehicle in the amount of \$267,753.00
Sponsors: Department of Transportation
- 1-P** [ID18-1323](#) Approve the acquisition of 5,115 square feet of permanent easement from property owned by Jenco Farms, L.P., (APN 504-091-32 and 504-091-33) in the amount of \$51,200 to widen West Herndon Avenue (Council District 2).
Sponsors: Public Works Department
- 1-Q** [ID18-1324](#) Approve the acquisition of 6,349 square feet of permanent easement from property owned by Jenco Farms, L.P., (APN 503-020-12) in the amount of \$57,200 to widen West Herndon Avenue (Council District 2).
Sponsors: Public Works Department
- 1-R** [ID18-1325](#) Approve First Amendment to Agreement with Blair Church & Flynn Consulting Engineers, Inc., for \$29,330 for civil engineering design service and preparation of construction documents for the Polk Avenue Widening Project, Shaw Avenue to Gettysburg Avenue (Council Districts 1 and 2).
Sponsors: Public Works Department
- 1-S** [ID18-1463](#) ***RESOLUTION - 20th Amendment to the Annual Appropriation Resolution (AAR) No. 2018-157 to appropriate \$219,000 Supplemental Refunds and Reimbursements to approved Developers in the Urban Growth Management and

Development Impact Fee Programs (Requires 5 affirmative votes) (Subject to Mayor's veto)

Sponsors:

Public Works Department

1-T [ID18-1490](#)

1. ***BILL NO. B-59 - (Intro. 11/29/2018) (For adoption) - Levying a Special Tax for the Property Tax Year 2018-2019 and Future Tax Years Within and Relating to 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) (Subject to Mayor's veto)

Sponsors:

Public Works Department

1-U [ID18-1217](#)

Approve a vendor agreement with Sculpture Conservation Studio in the amount of \$164,500 to provide non-professional maintenance services for 32 artworks located on Fulton Street between Inyo Street and Tuolumne Street (Council District 3)

Sponsors:

Public Works Department

1-V [ID18-1462](#)

Annual Review and Acceptance of the FY 2018 Impact Fee Annual Report As Required By California Government Code

Sponsors:

Public Works Department

1-W [ID18-1405](#)

Approve Sponsorship Agreement with Pepsi Beverages Company to be Exclusive Non-Alcoholic Beverage Provider for the Fresno Convention & Entertainment Center

Sponsors:

City Manager's Office

1-X [ID18-1470](#)

***RESOLUTION - Authorizing the Director of Aviation or other authorized representative to: execute all implicated documentation for pre-application and application to the Federal Aviation Administration (FAA) for Airport Improvement Program (AIP) grants for federal fiscal years 2019 and 2020 for both Fresno Yosemite International Airport (FAT) and Fresno Chandler Executive Airport (FCH), accept FAA AIP grant(s) for FY 2019 and FY 2020 projects at both airports including all subsequent amendments thereto offered by the FAA; and apply for and accept grants and all subsequent

amendments thereto offered by the California Department of Transportation Aeronautics Division for matching funds for FY 2019 and 2020 FAA grants for the Fresno Chandler Executive Airport (Subject to Mayor's Veto)

Sponsors:

Airports Department

1-Y [ID18-1480](#)

Approve Contract Change Order No. 17 to the construction contract with W.M. Lyles Company for the City of Fresno's Southeast Surface Water Treatment Facility Project, to reduce of the total construction contract amount by \$1,015,444 (Citywide)

Sponsors:

Department of Public Utilities

1-Z [ID18-1481](#)

Actions pertaining to cleaning and dewatering of Digester 7 at the Fresno/Clovis Regional Wastewater Reclamation Facility (Bid File 3623) (Council District 3):

1. Adopt a finding of Categorical Exemption of Class 1, pursuant to Section 15301 (Existing Facilities) of the California Environmental Quality Act Guidelines
2. Award a construction contract in the amount of \$431,818 to Evoqua Water Technologies

Sponsors:

Department of Public Utilities

1-AA [ID18-1497](#)

***RESOLUTION - 9th Amendment to FY 2019 Salary Resolution No. 2018-159, amending Exhibit 13-2, Unit 13, Non-Exempt Supervisory and Professional (CFPEA) to add the classification of Senior Legal Secretary and providing a salary range for the respective class; amending Exhibit 14, Unit 14, Management Classes to add the classification of ADA Coordinator and providing a salary range for the respective class, and retitle the classifications of Public Works Manager to Public Works/Public Utilities Manager and Public Works Manager - Licensed Engineer to Public Works/Public Utilities Manager - Licensed Engineer (Subject to Mayor's Veto)

Sponsors:

Personnel Services Department

1-BB [ID18-1515](#)

Approve an Exclusive Negotiation Agreement with Tutelian & Company, Inc., for North Fulton Mall Development

Opportunities
Sponsors: City Manager's Office

CEREMONIAL PRESENTATIONS

[ID18-1389](#) Special presentation to the Make a Difference Day Sponsors and Volunteers

Sponsors: Vice President Brandau

[ID18-1357](#) Proclamation of "Cristian Robles Day"

Sponsors: Councilmember Olivier

APPROVE MINUTES

[18-0045](#) Approval of minutes from November 15, 2018.

Sponsors: City Clerk's Office

COUNCILMEMBER REPORTS AND COMMENTS

CONTESTED CONSENT CALENDAR

2. SCHEDULED COUNCIL HEARINGS AND MATTERS

10:00 A.M.

[ID18-1444](#) TEFRA HEARING - To hear and to consider information concerning the proposed issuance of Health Facility Revenue Bonds by the Michigan Finance Authority in an amount not to exceed \$1,500,000,000, of which no more than \$35,000,000 will be used for the purpose of financing or refinancing the costs of acquisition, construction, furnishing, and equipping of certain health care facilities located in Fresno.

1. ***RESOLUTION - Approving the issuance of the Michigan Finance Authority Revenue Bonds on behalf of Trinity Health Corporation, in one or more series, for the purpose among other things, of financing or refinancing the costs of acquisition, construction, improvement, and equipping of health care facilities owned and operated by Saint Agnes Medical Center and certain other matters

relating thereto. (Subject to Mayor's Veto)

Sponsors:

Finance Department

10:05 A.M.#1

[ID18-1079](#)

WORKSHOP - Restore Fresno

Sponsors:

Mayor's Office

10:05 A.M.#2

[ID18-1482](#)

RESOLUTION - Declaring a shelter crisis pursuant to Senate Bill 850 and authorizing application for \$3,105,519 in Homeless Emergency Aid Program grant funds

Sponsors:

Mayor's Office

10:05 A.M.#3

[ID18-1520](#)

Update on HERO Team

***RESOLUTION - 25th amendment to the Annual

Appropriation Resolution (AAR) No. 2018-157 to appropriate \$420,000 for homeless services provided by the Hero Team (WestCare) - Mayor's Office

1.

Sponsors:

Mayor's Office and City Manager's Office

10:10 A.M.

[ID18-1406](#)

Hold a continued public hearing and approve items related to the granting of a Non-Exclusive Roll-Off Franchise for roll-off collection services (Citywide)

1. CONTINUED HEARING in accordance with Fresno City Charter Section 1301 related to ordinance and adoption of ordinance

2. ***BILL NO. B-55 (Intro. 10/25/2018) (For adoption) of the City of Fresno, which grants to BinCo., a Non-Exclusive Franchise for Roll-Off Collection Services within the City of Fresno (Subject to Mayor's veto)

3. Authorize the Director of Public Utilities or designee, to execute an Agreement of Non-Exclusive Franchise for

Roll-Off Collection Services with the City of Fresno

Sponsors:

Department of Public Utilities

10:15 A.M.

[ID18-1407](#)

CONTINUED HEARING to consider Pre-zone Application No. R-17-019 and related Environmental Assessment No. R-17-019. This application pertains to ±39.3 acres of property located on the north and south sides of West Clinton Avenue between North Hayes and North Polk Avenues (Council District 3-Baines).

1. ADOPT the Mitigated Negative Declaration prepared for Environmental Assessment No. R17-019 dated September 28, 2018.
2. BILL (for introduction and adoption) - Approving Pre-zone Application No. R-17-019 pertaining to property north of West Clinton Avenue which proposes to amend the Official Zone Map from the Fresno County RR (Rural Residential) zone district to the City of Fresno RS-5/UGM (Residential Single Family, Medium Density/Urban Growth Management-14.64 acres) and the RS-4/UGM (Residential Single Family, Medium Low Density -20 acres) zone districts and that portion south of Clinton Avenue from County R-R (Rural Residential) zone district to the RS-5/UGM/cz (Residential Single Family, Medium Density/Urban Growth Management, conditions of zoning- 4.66 acres) consistent with the Fresno General Plan planned land uses.

Sponsors:

Development and Resource Management Department

10:20 A.M.

[ID18-1496](#)

HEARING to consider of Plan Amendment and Rezone Application No. P18-03514, Development Code Text Amendment Application No. P18-03517 , and related Environmental Finding filed by the Development and Resource Management Department Director pertaining to 207 acres within the City of Fresno:

1. ADOPT Environmental Assessment No. P18-03514, an Addendum to Final Master Environmental Impact Report SCH

No. 2012111015 (MEIR) certified by the Fresno City Council on December 18, 2014 for the Fresno General Plan and Development Code, and to Program Environmental Impact Report SCH No. 2012041009 certified by the Fresno City Council on October 20, 2016 for the Downtown Plans and Code pursuant to California Environmental Quality Act Guidelines Sections 15162 and 15164.

2. RESOLUTION - Approving Plan Amendment Application No. P18-03514, pertaining to approximately 207 acres (sites 1-10 and 12-17 as described in Exhibit A), to amend the Fresno General Plan Land Use Map (Figure LU-1), the Bullard, Fresno High, McLane, Hoover, Woodward and Downtown Neighborhoods Community Plans, the Tower District Specific Plan, the Fresno Chandler Executive Airport Land Use Compatibility Plan, the Fresno-Chandler Downtown Airport Master and Environs Specific Plan and the Fresno Yosemite Airport Land Use Compatibility Plan, as described in Exhibit A.

3. BILL - (For introduction and adoption) - Approving Rezone Application No. P18-03514, pertaining to 207 acres sites 1-10 and 12-17 as described in Exhibit A.

4. BILL - (For introduction) - Approving Text Amendment Application No. P18-03517 for minor changes to the Development Code in order to improve functionality, clarity, internal consistency, and consistency with State law. Proposed amendments affect the following sections: 15-107, Overlay Districts; 15-310, Determining Residential Density; 15-902, Use Regulations for Residential Single-Family Districts; 15-903, Lot and Density Standards for Single Family Districts; 15-904, Driveway Paving; 15-1002, Use Regulations for Residential Multi-Family Districts; 15-1004, On-Site Open Space for Multi-Family Districts; 15-1102, Use Regulations for Mixed Use Districts; 15-1104, On-Site Open Space for Mixed-Use Districts; 15-1202, Use Regulations for Commercial Districts; 15-1302, Use Regulations for Employment Districts; 15-1502, Use Regulations for Downtown Districts; 15-2004, Accessory Buildings; 15-2006, Fences, Walls, and Hedges; 15-2008, Screening Between

Land Uses; 15-2009, Security Fencing; 15-2010, Electric Fences; 15-2015, Outdoor Lighting; 15-2016, Trash and Refuse Collection Areas; 15-2303 and 2305, Landscaping; 15-2402, Parking Applicability; 15-2409, Parking for Affordable Housing; 15-2412, Parking Exceptions; 15-2418, Parking Design; 15-2419, Parking Lot Surfaces; 15-2420, Parking Lighting; 15-2421, Parking Lot Landscaping; 15-2422, Parking Lot Trees; 15-2424, Carport Solar Panels; 15-2429, Bicycle Parking; 15-2430, On-Site Loading; 15-2609, Signs; 15-2612, Master Sign Programs; 15-2614, Electronic Fuel Price Signs; 15-2702, Specific Uses and Activities; 15-2717, Commercial Modular Buildings; 15-2722, Corner Commercial; 15-2737, Large-Format Retail; 15-2741, Mobile Vendors; 15-2754, Accessory Dwellings; 15-3105, 3303, 3304, 3305, 3307, Subdivisions; 15-3902, 3903, 3904, 3909, Condominiums; 15-4105, 4108, Subdivisions; 15-5102, Zone Clearance Applicability; and 6704 and 6705, Definitions as described in Exhibit G.

Sponsors:

Development and Resource Management Department

10:40 A.M.

[ID18-1459](#)

HEARING to consider General Plan Text Amendment Application No. P18-3553 and related Environmental Finding initiated by the Fresno City Council on March 3, 2017 through Council Resolution No. 2017-61 pertaining to all prime farmland, unique farmland or farmland of statewide importance within the sphere of influence of the City of Fresno

1. ADOPT Environmental Assessment No. P18-03553, an Addendum to Final Master Environmental Impact Report SCH No. 2012111015 (MEIR) certified by the Fresno City Council on December 18, 2014 for the Fresno General Plan and Development Code, and to Program Environmental Impact Report SCH No. 2017031012 certified by the Fresno City Council on October 26, 2017 for the Southwest Fresno Specific Plan pursuant to California Environmental Quality Act Guidelines Sections 15162 and 15164.
2. RESOLUTION - Approving the General Plan Text

Amendment No. P18-03553 amending Farmland Preservation Program Policy RC-9-c, as described in Exhibit A.

Sponsors:

Development and Resource Management Department

11:00 A.M.

[ID18-1483](#)

Appearance by Mr. J.D. McCubbin to request an explanation of the procedure of evacuating the City in case of an emergency

3. GENERAL ADMINISTRATION

3-A [ID18-1434](#)

Authorize the City of Fresno to enter in to a three year agreement with California State University, Fresno for \$721,672.74 to provide police services at California State University, Fresno events. (Council District 4)

Sponsors:

Police Department

3-B [ID18-1472](#)

Approve award of a requirements contract to Urban Solar, Inc., an Oregon-based corporation, to purchase bus stop solar powered lighting in the amount of \$547,703.19 (Citywide)

Sponsors:

Department of Transportation

3-C [ID18-1139](#)

Actions pertaining to the sale of APN 468-255-11 & 468-255-15 consisting of approximately a 53,040 SF Retail Building commonly referred to as the City-owned portion of the former Gottschalks building and a 214,292 SF parking structure commonly referred to as the Spiral Garage to Brixton Capital AC LLC for \$1,700,000:

1. Adopt a finding of Categorical Exemption pursuant to Section 15332/Class 32 of the California Environmental Quality Act (CEQA) Guidelines.
2. Approve the Disposition and Development Agreement with Brixton Capital AC LLC for the sale of APN 468-255-11 & 468-255-15 consisting of approximately a 53,040 SF Retail Building commonly referred to as the City-owned portion of the former Gottschalks building and a 214,292 SF parking

structure commonly referred to as the Spiral Garage for \$1,700,000 (District 3)

Sponsors:

City Manager's Office

3-D [ID18-1403](#)

***RESOLUTION - 546th Amendment to the Master Fee Schedule (MFS) Resolution No. 80-420 to Add, Adjust, Revise or Delete Various Fees (Subject to Mayor's veto)

Sponsors:

City Manager's Office

3-E [ID18-1382](#)

Actions pertaining to the sale of approximately ±3.39 acres of vacant land at the intersection of Ventura Avenue and South 7th Street (APN 470-052-01T, 470-052-02T, 470-052-03T) to MM Shirin Properties, LLC.:

1. Adopt a finding of Categorical Exemption pursuant to Section 15301/Class 1, Section 15312/Class 12, and Section 15332/Class 32 of the California Environmental Quality Act (CEQA) Guidelines.
2. Approve the Disposition and Development Agreement with MM Shirin Properties, LLC for the sale of approximately ± 3.39 acres of vacant land at the intersection of Ventura Avenue and South 7th Street (APN 470-052-01T, 470-052-02T, 470-052-03T) to MM Shirin Properties, LLC for \$575,000 (District 5)

Sponsors:

City Manager's Office

3-F [ID18-1473](#)

Actions pertaining to the Street Lighting Improvements on Blackstone and Abby Avenues from Divisadero to Shields Avenues - Project Bid File No. 3583 (Council Districts 1, 3, and 7)

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 Street Lighting Improvements on Blackstone and Abby Avenues from Divisadero to Shields Avenues.
2. Award a construction contract to Sebastian of Fresno, California, in the amount of \$1,103,000 for the Street Lighting Improvements on Blackstone and Abby Avenues from Divisadero to Shields Avenues.

Sponsors: Public Works Department

3-G [ID18-1476](#) Actions pertaining to the McKinley and Blackstone Traffic Signal Modification and Railroad Improvement - Bid File 3619 (Council Districts 1 and 7)

1. Adopt a finding of Categorical Exemption per staff's determination, pursuant to Section 15301(c) of the California Environmental Quality Act Guidelines (CEQA)
2. Award a Construction Contract to American Paving Co., of Fresno, CA in the amount of \$956,015.50

Sponsors: Public Works Department

3-H [ID18-1315](#) WORKSHOP - Impact Fee Waiver

Sponsors: Public Works Department

3-I [ID18-1457](#) Approve a \$2,568,000 HOME Investment Partnerships, Community Housing Development Organization Program Agreement with Self-Help Enterprises for the construction of the proposed Annadale Commons Apartments, a 40-unit affordable senior rental housing project at Annadale Avenue and Elm Avenue in southwest Fresno

Sponsors: Development and Resource Management Department

3-J [ID18-1475](#) Actions related to entering into three Funding Agreements totaling \$4,309,448 with the Fresno County Transportation Authority for 2018/19 Measure "C" New Technology Reserve Grant Program for Advance Transit and Transportation Projects:

1. Adopt a finding of Class 6 Categorical Exemption per staff determination, pursuant to Section 15306 of the CEQA Guidelines for a Microtransit Pilot Project.
2. Adopt a finding of a Class 1 Categorical Exemption per staff determination, pursuant to Section 15301(c) of the CEQA Guidelines for an Adaptive Signal Control Technology system in Downtown Fresno along Fresno Street, Van Ness and the Downtown Bus Rapid Transit (BRT) corridor.
3. Adopt a finding of Class 22 Categorical Exemption per staff determination, pursuant to Section 15322 of the CEQA Guidelines for an Advance Propulsion Systems Training

Program.

4. Approve three Funding Agreements with the Fresno County Transportation Authority for 2018/19 Measure "C" New Technology Reserve Grant Program for Advance Transit and Transportation Projects, totaling \$4,309,448 for the three projects named above.

Sponsors:

Public Works Department and Department of Transportation

3-K [ID18-1464](#)

Actions pertaining to the Police Department Southeast (PDSE) Substation (Council District 5)

1. Adopt Finding of Conformity to Master Environmental Impact Report (MEIR) SCH No. 2012111015
2. ***RESOLUTION - 22nd Amendment to the Annual Appropriations Resolution (AAR) appropriating \$1,200,000 for the construction of the PDSE Substation (Requires 5 affirmative votes) (Subject to Mayor's veto)
3. Award a construction contract to Klassen Corporation of Bakersfield, CA in the amount of \$6,405,000, for the Base Bid amount of \$6,515,000 less the two deductive alternates totaling (\$110,000), for the PDSE Substation Bid File 3599

Sponsors:

Public Works Department and Police Department

4. CITY COUNCIL

4-A [ID18-1516](#)

***RESOLUTION - Directing an audit of homeless services funded by the City. (Subject to Mayor's veto)

Sponsors:

Vice President Brandau, Councilmember Chavez and Councilmember Caprioglio

4-B [ID18-1518](#)

Actions pertaining to Commercial Cannabis Activity:

1. Adopt a finding of statutory exemption to the California Environmental Quality Act (CEQA) pursuant to Section 26055(h) of the California Business and Professions Code.
2. ***RESOLUTION - Setting cannabis business license tax rates. (Subject to Mayor's veto)
3. BILL - (for introduction) Adding Article 33 to Chapter 9 of the Fresno Municipal Code relating to Medicinal Cannabis Retail Business and Commercial Cannabis Business.
4. BILL - (for introduction) Adding Article 34 to Chapter 9 of

the Fresno Municipal Code relating to Adult Use and Medicinal Cannabis Retail Business and Commercial Cannabis Business.

Sponsors:

Councilmember Baines III, Councilmember Caprioglio and Councilmember Olivier

4-C [ID18-1513](#)

BILL - (For introduction) Repealing Ordinance No. 2006-100 and adopting an ordinance setting forth the compensation of elective officers.

Sponsors:

Councilmember Baines III

5. CLOSED SESSION

5-A [ID18-1402](#)

CONFERENCE WITH REAL PROPERTY NEGOTIATOR - Government Code Section 54956.8

Property: APN 438-021-92T, 35T, 93T, and 60T, and 438-062-37T and 53T

Negotiating Parties: City Manager Wilma Quan-Schecter, Central Valley Community Sports Foundation

Sponsors:

City Manager's Office

5-B [ID18-1517](#)

CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION - Government Code Section 54956.9, subdivision (d)(1)

1. South Central Neighbors United v. City of Fresno et al. - Fresno County Superior Court, Case No. 18CECG00690

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**

DECEMBER 13, 2018

10:00 A.M. - 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. 36 (Assessor's Parcel Number 404-500-20 and 404-500-21) (north side of East Alluvial Avenue between North Willow and Paula Avenues) (Council District 6)

JANUARY 17, 2019

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. 90 (Final Tract Map No. 6165, Assessor's Parcel Number 404-500-62, and 404-500-63) (north side of East Church Avenue between South Fowler and Sunnyside Avenues) (Council District 5)

JANUARY 17, 2019

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. 98 (Final Tract Map No. 6162) (northeast corner of North Hayes Avenue and East Ashlan Avenue) (Council District 1)

UPCOMING EMPLOYEE CEREMONIES

January 31, 2019 – Employee of the Winter Quarter

April 10, 2019 (Wednesday) – Employee Service Awards

May 9, 2019 – Employee of the Spring Quarter

July 25, 2019 - Employee of the Summer Quarter

October 24, 2019 – Employee of the Fall Quarter

November 13, 2019 (Wednesday) – Employee Service Awards

2018-2019 CITY COUNCIL MEETING SCHEDULE

DECEMBER 13, 2018 - 9:00 A.M. MEETING

DECEMBER 20, 2018 - NO MEETING

DECEMBER 27, 2018 - NO MEETING