

City of Fresno

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



Meeting Agenda - Final-revised

Thursday, January 31, 2019

9:00 AM

Regular Meeting

Council Chambers

City Council

President - Steve Brandau

Vice President - Miguel Angel Arias

Councilmembers:

*Esmeralda Z. Soria, Paul Caprioglio, Luis Chavez, Garry Bredefeld, Nelson
Esparza*

City Manager - Wilma Quan

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 sau 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 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**

9:08 A.M. ROLL CALL

Invocation by Pastor Jason Locke of the College Church of Christ

Pledge of Allegiance to the Flag

APPROVE AGENDA

APPROVE MINUTES

[ID19-1137](#) Approval of minutes for January 17, 2019

Sponsors: City Clerk's Office

CEREMONIAL PRESENTATIONS

[ID19-0167](#) Proclamation of "Fresno City College Wrestling Team Day"

Sponsors: Councilmember Soria

[ID19-0168](#) Proclamation of "Point-in-Time Count in Fresno County"

Sponsors: Councilmember Soria

[ID19-0186](#) Proclamation of "National Blood Donor Month"

Sponsors: Councilmember Caprioglio

[ID19-1157](#) Proclamation of "ABC30's Latino Life Day"

Sponsors: Vice President Arias

[ID19-1134](#) Employee Recognition Program Winter Quarter 2019

Sponsors: City Clerk's Office

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 [ID18-1594](#) Approve a professional consultant agreement in an amount not to exceed \$67,975 with Melton Design Group, a California corporation, to prepare a Master Plan for Quigley Park.
- Sponsors:** Parks, After School and Recreation and Community Services Department
- 1-B [ID19-0137](#) RESOLUTION - Authorizing the Public Works Director and the Development and Resource Management Director to Execute Standard Agreements with the County of Fresno for Development in the City's Sphere of Influence, but not yet Annexed into the City's Corporate Boundaries
- Sponsors:** Public Works Department and Development and Resource Management Department
- 1-C [ID19-1104](#) RESOLUTION - Approving the Final Map of Tract No. 6207 and accepting dedicated public uses offered therein except for dedications offered subject to City acceptance of developer installed required improvements - Southeast corner of North Friant Road and East Copper River Drive (Council District 6)
- Sponsors:** Public Works Department
- 1-D [ID19-1106](#) Actions pertaining to the Parking Garage 9 Deck Repair Project located at 2030 Merced Street, between Van Ness Avenue and Fulton Street - Project Bid File No. 3629 (Council District 3)
1. Adopt a finding of Categorical Exemption pursuant to Class 1 Section 15301(d) (existing facilities) of the California Environmental Quality Act Guidelines for the rehabilitation work to be performed on the Parking Garage 9 Deck Repair
 2. Award a construction contract to GC Builders of Fresno, California, in the amount of \$239,475 for the Parking Garage 9 Deck Repair
- Sponsors:** Public Works Department
- 1-E [ID19-1107](#) RESOLUTION - Of Intention to Annex Final Tract Map No.

6156 as Annexation No. 37 to the City of Fresno Community Facilities District No. 9 and to Authorize the Levy of Special Taxes (northeast corner of North Millbrook and East Nees Avenues) (Council District 6)

Sponsors:

Public Works Department

1-F [ID19-1115](#)

Actions pertaining to the Traffic Signal Modification Project at Perrin Avenue and Liberty Hill Road (Council District 6)

1. ***RESOLUTION - 26th Amendment to the Annual Appropriation Resolution No. 2018-157 appropriating \$353,900 for the installation of left turn phasing at the intersection of Liberty Hill Road and Perrin Avenue (Requires 5 affirmative votes) (Subject to Mayor's veto)
2. Approve an Improvement and Reimbursement Agreement with Clovis Unified School District for the traffic Signal Modification at the Intersection of E. Perrin Avenue and Liberty Hill Road

Sponsors:

Public Works Department

1-G [ID19-0164](#)

Actions pertaining to the Sustainability Division under the Local Government Partnership Program for 2019:

1. Approve an amendment to extend the current Master Service Agreement between the City of Fresno and Pacific Gas and Electric until December 31, 2019; and
2. Authorize the Director of Development and Resource Management to approve a Contract Work Authorization with Pacific Gas and Electric to receive up to \$371,700 in funding from the California Public Utilities Commission for municipal energy resource management activities.

Sponsors:

Development and Resource Management Department

1-H [ID19-1108](#)

Actions related to a Service Agreement with Sentry Control Systems, LLC., at Fresno Yosemite International Airport (FAT):

1. Affirm the City Manager's finding that Sentry Control Systems, LLC., is uniquely qualified to provide the services.
2. Approve a Service Agreement with Sentry Control Systems, LLC., to provide parking control care services for Fresno Yosemite International Airport for an amount not to

exceed \$205,236 (Council District 4)

Sponsors:

Airports Department

1-I [ID19-1119](#)

Approve the First Amendment to Baggage Cart Concession Agreement between City of Fresno and Flight Services & Systems, Inc., to extend the current agreement for self-service baggage cart business at Fresno Yosemite International Airport. (Council District 4)

Sponsors:

Airports Department

1-J [ID19-1109](#)

Approve the First Amendment to the License Agreement with New Towers LLC., to modify equipment for radio public safety at the tower facility located in Southeast Fresno.

Sponsors:

Information Services Department

1-K [ID19-1116](#)

RESOLUTION - To move \$50,000 from contingency to the City Attorney's Office budget for hiring a Budget Analyst.

Sponsors:

Vice President Arias

1-L [ID19-1120](#)

Approve the appointment of Dawn Lang to the Disability Advisory Commission

Sponsors:

Mayor's Office

1-M [ID19-1131](#)

Approve the Mayor's appointees for the Anti-Displacement Task Force.

Sponsors:

Mayor's Office

1-N [ID19-1124](#)

Approve the appointment of Joshua Willis to the Bicycle and Pedestrian Advisory Committee (District 6 Appointee)

Sponsors:

Councilmember Bredefeld

1-O [ID19-1156](#)

Approve the appointment of Daniel Renteria to the Tower District Design Review Committee

Sponsors:

Vice President Arias

CONTESTED CONSENT CALENDAR

2. SCHEDULED COUNCIL HEARINGS AND MATTERS

11:00 A.M.[ID19-1135](#)

BILL- (for introduction) - Approve the Money Back Guarantee/Business Streamlining Act - adding Article 22 to Chapter 12 of the Fresno Municipal Code - to make the development process more transparent, accountable and user friendly.

Sponsors:

Councilmember Bredefeld and Council President Brandau

1:30 P.M.[ID19-1123](#)

Actions pertaining to the Homeless Emergency Aid Program (HEAP) Grant:

1. Allocating City of Fresno's \$3,105,519.90 in HEAP funds based on approving the HEAP Spending Plan and approving a procurement process
2. ***RESOLUTION - 27th amendment to the Annual Appropriation Resolution (AAR) appropriating \$3,105,600 for homeless services through the Homeless Emergency Aid Program (HEAP) (Requires 5 affirmative votes) (Subject to Mayor's veto)

Sponsors:

Mayor's Office

3. GENERAL ADMINISTRATION**3-A** [ID19-1118](#)

WORKSHOP regarding FAT Forward - Moving Fresno Yosemite International Airport into the Future

Sponsors:

Airports Department

3-B [ID19-0185](#)

Award a Requirements Contract for Custodial Services at Fresno Police Facilities in the amount of \$1,625,280 for three years including an option for two one-year extensions to Lincoln Training Center of Fresno, CA, Bid File No. 9456

Sponsors:

Police Department

3-C [ID19-1112](#)

WORKSHOP - Utility Rates

Sponsors:

Department of Public Utilities

3-D [ID19-1113](#)

Actions pertaining to the removal, processing, and beneficial

reuse or other environmental friendly alternative disposal of Biosolids (Bid File No. 9468) (Citywide)

1. Award a three year contract with two one-year optional terms with Synagro Technologies, Inc., in the amount of \$10,155,000;
2. Award a three year contract with two one-year optional terms with Holloway Environmental, LLC., in the amount of \$6,372,000

Sponsors:

Department of Public Utilities

3-E [ID19-0121](#)

BILL - (For introduction) - Amending Section 3-422 of the Fresno Municipal Code relating to the redeposit by members of the Fire and Police Retirement System of contributions withdrawn by former spouses

Sponsors:

Personnel Services Department

3-F [ID19-1166](#)

Approve the expenditures of \$1,000,000 of General Fund appropriations identified in FY2019 budget deliberations for PARCS recommended priority projects

Sponsors:

City Clerk's Office

4. CITY COUNCIL

4-A [ID19-1132](#)

Council Boards and Commissions Communications, Reports, Assignments and/or Appointments, Reappointments, Removals to/from City and non-City Boards and Commissions:

1. Council of Governments - Mayor Brand-Ex-Officio (Olivier-Alternate)
2. Finance and Audit Committee - Bredefeld, Olivier, Brandau
3. Fresno Area Workforce Investment Corporation - Soria
4. Fresno County Transportation Authority (FCTA) - Mayor Brand-Ex-Officio, (Brandau-Alternate)
5. Fresno Regional Workforce Development Board - Soria
6. Fresno County Zoo Authority - Mayor Brand-Ex-Officio, (Arias-Alternate)
7. Fresno Madera Area Agency on Aging Board - Olivier
8. Joint Powers Financing Authority - Mayor Brand,

- Councilmember Soria, Councilmember Caprioglio
9. San Joaquin River Conservancy Board - Mayor Brand-Ex-Officio, (Brandau-Alternate)
 10. Association for the Beautification of Highway 99 - Baines
 11. Upper Kings Basin Integrated Regional Water Management JPA - Brandau (Olivier, Michael Carbajal and Vacant - Alternates)
 12. Economic Development Corporation Serving Fresno County - Caprioglio-Ex-Officio, City Manager Wilma Quan and (Chavez - Alternate)
 13. League of California Cities (Annual Meeting) - Councilmember Soria, (Council President Brandau, Councilmember Caprioglio - Alternate)
 14. Litigation Exposure Reduction Ad Hoc Committee - Brandau, Caprioglio
 15. Sub- Committee on Transportation - Baines, Caprioglio, Soria
 16. Code Enforcement Sub-Committee - Baines, Caprioglio, Soria
 17. Enterprise and Construction Management Oversight Board - Councilmember Chavez, Bredefeld-Alternate
 18. School Liaison Sub-Committee - Soria - Chair, Olivier, Baines
 19. North Kings Groundwater Sustainability Agency (GSA) Joint Powers Authority - Mayor Brand (Michael Carbajal, Tim Orman - Alternates)

Sponsors:

Council President Brandau

5. CLOSED SESSION**5-A** [ID19-1126](#)

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

1. City of Fresno v. Shell Oil Company, et al.; San Bernardino County Superior Court Case No.: SCVSS120627

Sponsors:

City Attorney's Office

5-B [ID19-1127](#)

CONFERENCE WITH LEGAL COUNSEL-EXISTING

LITIGATION - Government Code Section 54956.9,
subdivision (d)(1)

1. Estate of Casimero Casillas, et al v. City of Fresno, et al.;
United States District Court Case No.: 1:16-CV-01042AWI
SAB.

Sponsors:

City Attorney's Office

5-C [ID19-1130](#)

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED
LITIGATION - Government Code Section 54956.9,
subdivision (d)(2)

1. City of Fresno v. Mountain Cascade Incorporated

Sponsors:

City Attorney's Office

5-D [ID19-1147](#)

CONFERENCE WITH LEGAL COUNSEL - POTENTIAL
LITIGATION - Government Code Section 54956.9(d)(2)

1. Fresno Building Healthy Communities v. City of Fresno

Sponsors:

City Attorney's Office

5-E [ID19-1154](#)

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED
LITIGATION

Government Code Section 54956.9, subdivision (d)(2)

1. Significant Exposure to Litigation: City of Fresno v.
Nancy Waidtlow ("Eco Village")

Sponsors:

City Attorney's Office

5-F [ID19-1162](#)

CONFERENCE WITH REAL PROPERTY NEGOTIATOR -
Government Code Section 54956.8

Property: APNs 466-206-50T, 466-206-51T (parking lots)

Negotiating Parties: City Manager Wilma Quan-Schechter

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

FEBRUARY 14, 2019

10:00 A.M. - HEARING regarding the proposed Substantial Amendment, 2018-01 to the 2018 - 2019 Action Plan .

FEBRUARY 14, 2019

10:30 A.M. - Community Choice Energy Workshop

FEBRUARY 28, 2019

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. 99 (Final Tract Map No. 5913) (northeast corner of South Armstrong Avenue and the California Alignment) (Council District 5)

February 28, 2019

10:05 A.M. - HEARING to consider Plan Amendment Application No. P18-03659: proposes to amend the Fresno General Plan and the Bullard Community Plan planned land use for ±1.0 acre of property at the northeast corner of North Colonial and West San Jose Avenues from Residential Medium Density to Regional Mixed-Use.

MARCH 21, 2019

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. 9, Annexation No. 23 (the development of Assessor's Parcel Number 501-153-05S and 501-153-06S as United Health Center, Development Permit Application no. 2017-051) (northwest corner of West Herndon and North Brawley Avenues) (Council District 2)

April 11, 2019

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. 9,

Annexation No. 38 (Assessor's Parcel Number 402-440-07) (northeast corner of North Glenn Avenue and West Nees Avenue) (Council District 2)

UPCOMING EMPLOYEE CEREMONIES

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

2019 CITY COUNCIL MEETING SCHEDULE

FEBRUARY 7 - NO MEETING

FEBRUARY 14 - 9:00 A.M. MEETING

FEBRUARY 21 - NO MEETING

FEBRUARY 28 - 9:00 MEETING