

City of Fresno

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



Meeting Agenda - Final-revised

Thursday, February 28, 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 ntawv ntawv 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**

9:12 A.M. ROLL CALL

Invocation by Tom Sims from 4141 Ministries

Pledge of Allegiance to the Flag

APPROVE AGENDA

APPROVE MINUTES

[ID19-1159](#) Approval of minutes for February 14, 2019.

Sponsors: City Clerk's Office

CEREMONIAL PRESENTATIONS

[ID19-1201](#) Proclamation of "The Fresno Bee Newspaper Day"

Sponsors: Councilmember Esparza

[ID19-1235](#) Proclamation of "Kids Day"

Sponsors: Councilmember Caprioglio and Council President Brandau

[ID19-1238](#) Proclamation honoring 100th birthday of Audra Eveline.

Sponsors: Council President Brandau

[ID19-1252](#) Proclamation of "Teen Dating Violence Awareness and Prevention Month"

Sponsors: Council President Brandau

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 [ID19-0181](#) ***Approve a Policy on Conditions for Roadway Closures and

Lane Closures (Citywide). (Subject to Mayor's veto)

Sponsors:

Public Works Department

1-B [ID19-1190](#)

Reject all bids for the purchase of Streetlight LED Luminaires (Bid File No. 9464) (City Wide)

Sponsors:

Public Works Department

1-C [ID19-1231](#)

RESOLUTION - Authorizing the Application for Funding from the Urban Forestry Grant Program Entitled "Urban and Community Forestry Program" as provided through the California Proposition 68 Bond Fund (citywide)

Sponsors:

Public Works Department

1-D [ID19-1234](#)

RESOLUTION - Of Intention to Annex the Territory known as Assessor's Parcel Number 402-440-07 as Annexation No. 38 to the City of Fresno Community Facilities District No. 9 and to Authorize the Levy of Special Taxes; and setting the public hearing for April 11, 2019 at 10:00 a.m. (northeast corner of North Glenn Avenue and West Nees Avenue) (Council District 2)

Sponsors:

Public Works Department

1-E [ID19-1218](#)

Approve the appointment of Bob Wilson to the Housing and Community Development Commission

Sponsors:

Mayor's Office

1-F [ID19-1239](#)

Approve the appointments of Tony Canales to the Capital Projects Oversight Board and Melanie Ruvalcaba to the Bicycle and Pedestrian Advisory Committee (BPAC)

Sponsors:

Mayor's Office

1-G [ID19-1251](#)

Reject the proposals for Requirements Contract for Operation and Maintenance of Camp Fresno and Camp Fresno Jr. at Dinkey Creek, California - Proposal No. 9461

Sponsors:

Parks, After School and Recreation and Community Services Department

1-H [ID19-1167](#)

Approve an extension of time through a Second Amendment to the Consultant Services Agreement between the City of

Fresno and NBS Government Finance Group, to extend services through March 31, 2020, to provide professional financial fee analysis services for a Code Enforcement Fee Study Analysis.

Sponsors:

Development and Resource Management Department

1-I [ID19-1216](#)

Actions related to Lease Agreement of City-owned land at the Fresno-Clovis Regional Wastewater Reclamation Facility (RWRF) (Council District 3):

1. Adopt findings of Categorical Exemptions pursuant to Sections 15301/Class 1, 15304/Class 4, and 15325 (b)/Class 25 of the CEQA Guidelines
2. Approve a Second Amendment to the Lease and Agreement with Mr. James Cook for 550 acres of City-owned land at the RWRF, adding APN 327-030-38T to the leasehold and three one-year extensions to the term for a revised revenue of \$258,352 per year or \$1,291,760.00 if all extensions are exercised

Sponsors:

Department of Public Utilities

1-J [ID19-1272](#)

***BILL NO. B-4 - (Intro. 2/14/2019) (For adoption) - Amending Sections 14-2601, 14-2602, 14-2603, 14-2604, 14-2605 and Repealing Sections 14-2606 and 14-2607 of the Fresno Municipal Code, Relating to "Semi" Truck and Trailer Parking (Subject to Mayor's veto)

Sponsors:

Development and Resource Management Department and Council President Brandau

1-K [ID19-1226](#)

Actions pertaining to award of a contract for the purchase and delivery of Bulk Calcium Hydroxide:

1. RESOLUTION - Declaring an urgent necessity for the preservation of life, health, property and authorizing the Purchasing Manager of the Finance Department or designee to contract with Univar USA, Inc., for the purchase and delivery of Bulk Calcium Hydroxide (Requires 5 votes)
2. Award a contract to Univar USA, Inc., in an amount not to exceed \$400,000

Sponsors:

Department of Public Utilities

- 1-L [ID19-1230](#) ***RESOLUTION - 547th amendment to the Master Fee Schedule (MFS) Resolution No. 80-420 to add, adjust, revise or delete various fees for the Airports Department (Subject to Mayor's Veto) (Council District 4)

Sponsors: Airports Department

- 1-M [ID19-1246](#) Approve a Second Amendment to the agreement with WSP USA, Inc., to provide additional project management services associated with the Bus Rapid Transit project, increasing the contract amount by \$50,000 and extending the completion date to April 30, 2019

Sponsors: Department of Transportation

- 1-N [ID19-1248](#) Approve an agreement for FTA oversight and compliance consultant services in an amount not to exceed \$250,000 from the LeFlore Group, LLC

Sponsors: Department of Transportation

CONTESTED CONSENT CALENDAR

2. SCHEDULED COUNCIL HEARINGS AND MATTERS

10:00 A.M. #1

- [ID19-1145](#) 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)
1. ***RESOLUTION - to Annex Territory to Community Facilities District No. 11 and Authorizing the Levy of a Special Tax for Annexation No. 99 (Subject to Mayor's Veto)
 2. ***RESOLUTION - Calling Special Mailed-Ballot Election (Subject to Mayor's Veto)
 3. ***RESOLUTION - Declaring Election Results (Subject to Mayor's Veto)
 4. ***BILL - (For introduction and 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. 99 (Subject to Mayor's Veto)

Sponsors:

Public Works Department

10:00 A.M. #2

[ID19-1232](#)

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. 37 (Final Tract Map No. 6156) (northeast corner of North Millbrook and East Nees Avenues) (Council District 6)

1. ***RESOLUTION - Annexing Territory to Community Facilities District No. 9 and Authorizing the Levy of a Special Tax (Subject to Mayor's Veto)
2. ***RESOLUTION - Calling Special Mailed-Ballot Election (Subject to Mayor's Veto)
3. ***RESOLUTION - Declaring Election Results (Subject to Mayor's Veto)
4. ***BILL - (For introduction and adoption) - Levying a Special Tax for the Property Tax Year 2018-2019 and Future Tax Years Within and Relating to Community Facilities District No. 9, Annexation No. 37 (Subject to Mayor's Veto)

Sponsors:

Public Works Department

10:30 A.M.

[ID19-1203](#)

Asian Business Institute & Resource Center (ABIRC) presentation on SGMA impacts on small farmers

Sponsors:

Council President Brandau

1:30 P.M.

[ID19-0171](#)

Actions pertaining to the 2017 Transformative Climate Communities Grant:

1. Approve a Master Grant Agreement with the Strategic Growth Council for development and implementation of greenhouse gas emissions reduction projects in the amount of \$66,500,000;
2. Approve a Memorandum of Understanding to implement the Collaborative Stakeholder Structure; and

3. ***RESOLUTION - 28th amendment to the Annual Appropriation Resolution (AAR) No. 2018-157 appropriating \$1,046,900 from the TCC Grant (Requires 5 affirmative votes) (Subject to Mayor's veto).

Sponsors: City Manager's Office

3. GENERAL ADMINISTRATION

- 3-A [ID19-1220](#) Actions pertaining to Substantial Amendment No. 2018-01 to the FY 2018-2019 (FY 2019) Annual Action Plan:
1. RESOLUTION - Adopting Substantial Amendment No. 2018-01 to the 2018-2019 Annual Action Plan and; approving submission to the U.S. Department of Housing and Urban Development (HUD) for reprogramming \$2,259,784.43 of Community Development Block Grant (CDBG) program funds, and
 2. Approve a \$2,259,784.43 Community Development Block Grant Program (CDBG) Agreement with FCTC Senior, L.P. for property acquisition of the proposed Fancher Creek Senior Housing Project, a 180-unit senior rental housing project at Marion Avenue and Fancher Creek Drive

Sponsors: Development and Resource Management Department

- 3-B [ID19-1255](#) Approve City participation in a Joint Exercise of Powers Agreement to become a member of the Temperance Flat Reservoir Authority and authorize up to \$250,000 in proportionate costs for three years.

Sponsors: Department of Public Utilities

- 3-C [ID19-1250](#) Approve a five-year Consultant Services Agreement with BSK Associates for an annual amount not to exceed \$600,000 to provide testing services for potable and non-potable water analysis (Citywide)

Sponsors: Department of Public Utilities

- 3-D [ID19-1256](#) Legal Workshop

Sponsors: City Attorney's Office

- 3-E [ID19-1277](#) Actions pertaining to Riverside Municipal Golf Course:

1. Adopt a finding of Categorical Exemption pursuant to Section 15301 (Existing Facilities) of the California Environmental Quality Act Guidelines.
2. Approve an Amended and Restated Lease and Management Agreement with Ebit Golf, Inc., to operate the Riverside Municipal Golf Course

Sponsors:

City Manager's Office

4. CITY COUNCIL**5. CLOSED SESSION****5-A** [ID19-1286](#)

CONFERENCE WITH LABOR NEGOTIATOR - Government Code Section 54957.6

City Negotiator(s): Jeffrey Cardell, Ken Phillips

Employee Organizations: 1. International Union of Operating Engineers, Stationary Engineers, Local 39 (Local 39); 2. Fresno City Employees Association (FCEA); 3. Fresno Police Officers Association (FPOA Basic); 4. International Association of Firefighters, Local 753, Unit 5 (Fire Basic); 5. Amalgamated Transit Union, Local 1027 (ATU); 6. International Brotherhood of Electrical Workers, Local 100 (IBEW); 7. Fresno Police Officers Association (FPOA Management); 8. International Association of Firefighters, Local 753, Unit 10 (Fire Management); 9. City of Fresno Professional Employees Association (CFPEA); 10. City of Fresno Management Employees Association (CFMEA); 11. Operating Engineers, Local Union No. 3, Fresno Airport Public Safety Supervisors (FAPSS); 12. Operating Engineers, Local Union No. 3, Fresno Airport Public Safety Officers (FAPSO).

Sponsors:

Councilmember Esparza

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

MARCH 7, 2019

10:00 A.M. - Annexation Application No. ANX-18-002 (for the Shaw-Grantland No. 4 Reorganization) proposing detachment from the North Central Fire Protection District and the Kings River Conservation District and annexation to the City of Fresno. Plan Amendment Application No. A-18-001 proposing to amend the Fresno General Plan and the West Area Community Plan to change the planned land use designations for the subject property from Community Commercial (±12.66 acres) and Urban Neighborhood (±14.26 acres) to Medium Density Residential (±26.92 acres).

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 16, 2019 – Employee of the Spring Quarter

July 25, 2019 - Employee of the Summer Quarter

October 24, 2019 – Employee of the Fall Quarter

November 20, 2019 (Wednesday) – Employee Service Awards

2016 CITY COUNCIL MEETING SCHEDULE

MARCH 7 - 9:00 A.M. MEETING

MARCH 14 - 9:00 A.M. MEETING

MARCH 21 - 9:00 A.M. MEETING

MARCH 28 - NO MEETING

APRIL 4 - 9:00 A.M. MEETING

APRIL 11 - 9:00 A.M. MEETING

APRIL 18 - NO MEETING

APRIL 25 - 9:00 A.M. MEETING