

RECEIVED

2016 FEB 29 PM 4 23

Agenda Item: File ID16-141

Date: 3/3/16

CITY CLERK, FRESNO

## FRESNO CITY COUNCIL



### Supplemental Information Packet

Agenda Related Items –File ID16-141

### Contents of Supplement: Draft minutes from February 25, 2016

#### Item(s)

Approval of minutes from February 25, 2016

#### **Supplemental Information:**

Any agenda related public documents received and distributed to a majority of the City Council after the Agenda Packet is printed are included in Supplemental Packets. Supplemental Packets are produced as needed. The Supplemental Packet is available for public inspection in the City Clerk's Office, 2600 Fresno Street, during normal business hours (main location pursuant to the Brown Act, G.C. 54957.5(2). In addition, Supplemental Packets are available for public review at the City Council meeting in the City Council Chambers, 2600 Fresno Street. Supplemental Packets are also available on-line on the City Clerk's website.

#### **Americans with Disabilities Act (ADA):**

The meeting room is accessible to the physically disabled, and the services of a translator can be made available. Requests for additional accommodations for the disabled, sign language interpreters, assistive listening devices, or translators should be made one week prior to the meeting. Please call City Clerk's Office at 621-7650. Please keep the doorways, aisles and wheelchair seating areas open and accessible. If you need assistance with seating because of a disability, please see Security.



# City of Fresno

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

## Meeting Minutes - Draft City Council

***President - Paul Caprioglio***

***Vice President - Sal Quintero***

***Councilmembers:***

***Oliver L. Baines, III, Lee Brand, Steve Brandau,***

***Clinton J. Olivier, Esmeralda Z. Soria***

***City Manager - Bruce Rudd***

***City Attorney - Douglas T. Sloan***

***City Clerk - Yvonne Spence, CMC***

---

**Thursday, February 25, 2016**

**8:30 AM**

**Council Chambers**

---

### **Regular Session**

The City Council met in regular session in the Council Chamber, City Hall, on the date and time above written.

### **8:31 A.M. ROLL CALL**

**Present:** 7 - President Paul Caprioglio  
Vice President Sal Quintero  
Councilmember Oliver L. Baines III  
Councilmember Lee Brand  
Councilmember Steve Brandau  
Councilmember Clinton Olivier  
Councilmember Esmeralda Soria

Invocation by Reverend K.C. Dickie of Operation Heal Our Land

Pledge of Allegiance to the Flag

President Caprioglio called up members of the Fresno Chamber of Commerce to introduce Nathan Ahle. Mr. Ahle has succeeded Al Smith as the President and CEO of the Fresno Chamber of Commerce.

### **APPROVE AGENDA**

*City Clerk Spence announced the following changes to the agenda: Part one of the 9:45 A.M. Scheduled Matter (File 16-105), regarding the Purchase and Sale Agreement, will not be discussed - part 2 will remain on the agenda; the 1:30 P.M. scheduled appearance (File 16-245) by J.D. McCubbin has been removed from the agenda at the speakers request for a*

*later date.*

*City Manager Rudd removed item 2D (File 16-171) from the agenda.*

**APPROVED AS AMENDED**

**On motion of Councilmember Brandau, seconded by President Caprioglio, the Agenda was adopted as amended. The motion carried by the following vote:**

**Aye:** 7 - Caprioglio, Quintero, Baines III, Brand, Brandau, Olivier and Soria

## **APPROVE MINUTES**

[ID16-140](#) Approval of minutes from February 4, 2016

**On motion of Councilmember Soria, seconded by Councilmember Olivier, the above Minutes were approved. The motion carried by the following vote:**

**Aye:** 7 - Caprioglio, Quintero, Baines III, Brand, Brandau, Olivier and Soria

## **COUNCILMEMBER REPORTS AND COMMENTS**

*Councilmember Olivier reported on the Youth Leadership Conference at City Hall. About 200 high school students from around the area attended. Councilmember Soria was also in attendance. The event was in conjunction with the PARCS Department and with Fresno Unified School District ("FUSD"). The students were in class all year learning the basics of getting ready for a job. They learned to show up on time and dress for success, they learned about interviewing. There were great speakers including Derek Carr from the Raiders. Councilmember Olivier thanked Manuel Mollinedo, Fresno Unified School District and Councilmember Soria.*

*Councilmember Baines stated he met with residents of his district to discuss Nielsen Park. Residents were concerned that park bathrooms were not open during the day and that the drinking fountains were not on either. Councilmember Baines was bothered by the information and directed staff to look into to the situation with the bathrooms and drinking fountains. He also stated he would look into getting benches at the park because of the lack of seating.*

*Councilmember Soria stated the Youth Leadership Conference was a great*

event. She also spent time with residents at the Paint Brush assisted living center, a new facility in her district. During her visit the facility honored a King and Queen which made it a special day for the people at the center. Councilmember Soria also attended an event at Quigley Park. She thanked the PARCS Department for doing a fabulous job in the community and for bringing children and their families together. Councilmember Soria reported that on February 29, all were invited to a reception for the delegation from Fresno's Sister City, Chateauroux, France.

Councilmember Brandau announced there would be a "Support Blue" 5K and 10K walk and run at Woodward Park Saturday morning at 8 A.M. He stated he would be in attendance and invited everyone to participate or to show up and watch. President Caprioglio also encouraged the other council members to participate.

Council President Caprioglio reported that University Campus opened it's a 47 unit complex. It was a formerly blighted apartment complex off near the college on Barstow. \$2.5 million dollars was spent to upgrade the complex. The complex has a swim up pool, outdoor bar-b-ques, beautiful apartments and all the amenities a person could want including wi-fi. President Caprioglio also attended an open house at the 32 year old Oasis facility. The Oasis cares for dementia and Alzheimer's patients as well as their caregivers. Even caregivers need time away to revitalize their lives. He also announced the Fresno Chamber of Commerce Valley Business Awards were held and noted that Stan Oken was the 2016 Leon S Peters Awards Winner. Valley Lahvosh Baking Company, Date in a Crate and Zola Apparel each won Entrepreneur of the Year. He noted Zola Apparel was created by a high school student that imports fabrics from Africa and has her own design company. President Caprioglio stated that Fresno State had the grand opening for the Kremen School of Education and Human Development. The school offered low cost family counseling and allowed the students to intern. He also stated that he helped present valentines to veterans at the VA Hospital last Friday. Local elementary school kids prepared the Valentines for the Veterans in the assisted living portion of the VA Hospital. He stated the experience was very moving. President Caprioglio also announced that Larry Salinas was the new public relations person for Fresno State and said he was a great addition. Finally, President Caprioglio stated he helped celebrated the 85th anniversary of the Mexican Consulate in Fresno. He said the event was well attended and included great food and art.

## **1. CONSENT CALENDAR**

## APPROVAL OF THE CONSENT CALENDAR

*Councilmember Soria removed Consent Calendar item 1-I (File ID 16-226) from the agenda.*

**On motion of Councilmember Brandau, seconded by Councilmember Soria, the CONSENT CALENDAR was hereby adopted by the following vote:**

**Aye:** 6 - Caprioglio, Quintero, Brand, Brandau, Olivier and Soria

**Absent:** 1 - Baines III

- 1-A**     [ID16-128](#)     Adoption of the 2016 Updates and revisions to the Americans with Disabilities Act (ADA) Transition Plan for the Public Right of Way

*APPROVED*

**The above item was approved on the Consent Calendar.**

- 1-B**     [ID16-168](#)     Action relating to declaring the Election Results for Community Facilities District No. 15 (East Copper River Ranch Maintenance District) and Authorizing the Levy of a Special Tax and Appropriations Limit (Eastern portion of the Copper River Ranch Development located northwest of North Willow and East Copper Avenues) (Council District 6)
1. RESOLUTION - Declaring Election Results for Community Facilities District No. 15
  2. \*\*\*BILL - (For introduction and adoption) - Levying a Special Tax for the Property Tax Year 2015-2016 and future Tax Years Within and Relating to Community Facilities District No. 15 - East Copper River Ranch Maintenance District

*RESOLUTION 2016-24 ADOPTED*

*BILL B-5 INTRODUCED AND ADOPTED AS  
ORDINANCE 2016-5*

**The above item was approved on the Consent Calendar.**

- 1-C**     [ID16-178](#)     \*\*\*RESOLUTION - 5th amendment to Salary Resolution No. 2015-108 adding the new classifications of Industrial Electrician to Exhibit 7, Non-Supervisory Groups and Crafts (IBEW) and Payroll Accountant to Exhibit 2, Non-Represented Management and Confidential with Unit 2 annual leave and deferred

compensation benefits; and modifying the salary of Airport Maintenance Leadworker in Exhibit 1, Non-Supervisory Blue Collar (Local 39).

*RESOLUTION 2016-25 ADOPTED*

**The above item was approved on the Consent Calendar.**

- 1-D [ID16-182](#) RESOLUTION - Approving the Final Map of Tract No. 6075 and accepting dedicated public uses offered therein-Northwest corner of North Hayes Avenue and West Herndon Avenue (Council District 2)

*RESOLUTION 2016-26 ADOPTED*

**The above item was approved on the Consent Calendar.**

- 1-E [ID16-188](#) Approve first amendment to Professional Services Agreement between Mariotto Resolutions and the City of Fresno (City) for services as the Ombudsperson for the Workers' Compensation Alternative Dispute Resolution with the Fresno Police Officers Association (FPOA), amending the term of the agreement and increasing total compensation

*APPROVED*

**The above item was approved on the Consent Calendar.**

- 1-F [ID16-194](#) \*\*\*RESOLUTION - 4th amendment to Position Authorization Resolution No. 2015-105, adding one position to the Information Services Department in Fiscal Year 2016

*RESOLUTION 2016-27 ADOPTED*

**The above item was approved on the Consent Calendar.**

- 1-G [ID16-211](#) Actions pertaining to the traffic signal installation at the intersection of Blackstone and Fedora Avenues - Bid File No. 3425 (Council District 7)
1. Adopt a finding of Categorical Exemption per staff determination, pursuant to Section 15301(c) Class 1 of the CEQA guidelines for the traffic signal installation at the intersection of Blackstone and Fedora Avenues
  2. Award a construction contract in the amount of \$303,567 to American Construction Engineers of Tollhouse, California

*APPROVED*

**The above item was approved on the Consent Calendar.**

- 1-H [ID16-217](#) Approve a five-year agreement with Fresno Senior Softball League for the use and maintenance of the Quigley softball field

*APPROVED*

**The above item was approved on the Consent Calendar.**

- 1-I [ID16-226](#) RESOLUTION - Providing for publication of Fresno Municipal Code Amendments

*The above item was removed from the agenda by Councilmember Soria.*

- 1-J [ID16-234](#) Approve the appointment of Ted Semonious to the Fire and Police Retirement Board

*APPROVED*

**The above appointment was approved on the Consent Calendar.**

- 1-K [ID16-227](#) Approve an agreement with BKF Engineers in the amount of \$60,170, with a contingency amount of \$10,000 (total not to exceed \$70,170), to provide consultant services for Shields Avenue Bankside Trail from Fresno Street to First Street (Council District 7)

**The above item was approved on the Consent Calendar.**

## **2. GENERAL ADMINISTRATION**

- 2-A [ID16-091](#) Approve the Index-Based Rate Adjustments (Rate Period 5) for Commercial Solid Waste Franchise Services as Requested by Mid Valley Disposal ("Mid Valley") and Allied Waste ("Allied") for Disposal of Multi-Family, Commercial Solid Waste, Recyclable and Organic Material.

*The above item was introduced to Council by Department of Public Utilities Assistant Director Schuber.*

*APPROVED*

**On motion of President Caprioglio, seconded by Councilmember Olivier, the above item was approved. The motion carried by the following vote:**

**Aye:** 7 - Caprioglio, Quintero, Baines III, Brand, Brandau, Olivier and Soria

- 2-B**     [ID16-218](#)     Actions pertaining to Revising the Zoning Designation Translation Table for the Downtown Planning Area for an interim period
1. Adopt the environmental findings of Environmental Assessment No. EA-16-002, an Addendum to Final Master Environmental Impact Report SCH No. 2012111015 for the Fresno General Plan and Citywide Development Code pursuant to CEQA Guidelines Section 15162 and 15164
  2. RESOLUTION - Revising the Zoning Designation Translation Table for the Downtown Planning Area for the interim period between adoption of the Zoning Map Update and adoption of the Downtown Plans and Code.

*The above item was introduced to Council by Development and Resources Management ("DARM") Department Assistant Director Zack.*

*RESOLUTION 2016-28 ADOPTED*

**On motion of Councilmember Baines III, seconded by President Caprioglio, the above item was approved. The motion carried by the following vote:**

**Aye:** 7 - Caprioglio, Quintero, Baines III, Brand, Brandau, Olivier and Soria

- 2-C**     [ID16-213](#)     Actions pertaining to Almy and Roy Park and 41 and North Corridor Coalition
1. Adopt a finding of Categorical Exemption under CEQA Guidelines section 15301/Class 1
  2. Approve Agreement for Transfer of Real Property from Habitat For Humanity Fresno, Inc.
  3. Approve an Adopt-A-Park Agreement with Cargill Fresno

*The above item was introduced to Council by City Manager Rudd and Councilmember Baines III.*

*APPROVED*

**On motion of Councilmember Baines III, seconded by Councilmember Brandau, that the above Action Item be approved. The motion carried by the following electronic vote:**

**Aye:** 6 - Caprioglio, Quintero, Baines III, Brand, Brandau and Olivier

**Absent:** 1 - Soria



- 2-D [ID16-171](#) Actions pertaining to an award of a construction contract to Davis Moreno Construction, Inc. of Fresno, CA in the amount of \$1,163,973 including the base bid plus add alternates 1 and 2 for the Cultural Arts District Park Project (Bid File 3440) (Council District 3)
1. Adopt finding of a Categorical Exemption pursuant to Sections 15303 and 15332 of the California Environmental Quality Act Guidelines
  2. Award a construction contract with Davis Moreno Construction, Inc. of Fresno, CA in the amount of \$1,163,973 including the base bid plus add alternates 1 and 2 for the Cultural Arts District Park Project

*The above item was removed from the agenda by City Manager Rudd.*

- 2-E [ID16-181](#) Actions pertaining to the Vinland Park Splash Play Area - Bid File 3430 (Council District 4)
1. Adopt a finding of Categorical Exemption pursuant to Section 15303(e) of the CEQA Guidelines for the Vinland Park Splash Play Area Project
  2. Award a construction contract with American Construction Engineers of Tollhouse, California in the amount of \$334,950 for the Vinland Park Splash Play Area project

*The above item was introduced to Council by Parks, After School, Recreation and Community Services ("PARCS") Department Director Mollinedo.*

**APPROVED**

**On motion of President Caprioglio, seconded by Councilmember Baines III, the above item was approved. The motion carried by the following vote:**

**Aye:** 7 - Caprioglio, Quintero, Baines III, Brand, Brandau, Olivier and Soria

- 2-F [ID16-252](#) WORKSHOP - Housing and Community Development Division Quarterly Report, October 1, 2015 - December 31, 2015

*The above workshop was presented to Council by Housing and Neighborhood Revitalization Manager Trujillo. DARM Director Clark also spoke on this item.*

*Councilmember Soria directed staff to provide the Councilmembers with a map showing the locations of the Senior Paint projects, Homeowner Rehabilitation projects and the Target area rehabilitations.*

*Councilmember Soria directed staff to provide her with the number of Senior Meals locations in the city.*

*Councilmember Quintero directed staff to provide a list, every six months, detailing the applications received and which application were to be awarded next.*

*Councilmember Quintero directed staff to provide a map of the targeted areas receiving Targeted Area Distress Money.*

*Councilmember Brandau requested a map detailing project locations and asked Manager Trujillo to schedule a meeting with him in the near future.*

#### **WORKSHOP HELD**

**2-G**     [ID16-120](#)     Actions Pertaining to the Fresno County Measure “C” Transit Oriented Development (TOD) Program:

1. RESOLUTION - Authorizing the City Manager or Designee to Negotiate an Amendment to the Program Eligibility and Funding Agreement, dated December 5, 2012, with The Fresno County Transportation Authority Relating to the Reallocation of Program Funds to the Measure C Transit Oriented Development Program and Authorizing the Execution of Amendment Related Documents by the City Manager Or Designee

2. RESOLUTION - Authorizing the Submission of Applications for Grant Funds from the Fresno County Measure C Transit Oriented Development (TOD) Program and Authorizing the Execution of Application-Related Documents by the City Manager or Designee

*The above item was introduced to Council by DARM Project Manager Perez. City Manager Rudd also spoke on this item.*

*The following member(s) of the public spoke on this item: Jeff Roberts of Granville Homes.*

*President Caprioglio called Darius Assemi of Granville Homes to the podium to discuss fee waivers.*

*RESOLUTION 2016-29 ADOPTED*

*RESOLUTION 2016-30 ADOPTED*

**On motion of Councilmember Baines III, seconded by Councilmember Soria, the above item was approved. The motion carried by the following vote:**

**Aye:** 7 - Caprioglio, Quintero, Baines III, Brand, Brandau, Olivier and Soria

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

**9:45 A.M.**

#### **JOINT MEETING OF SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY, CITY (IN ITS CAPACITY AS HOUSING SUCCESSOR), AND FRESNO REVITALIZATION CORPORATION**

*City Council met in joint session with the Successor Agency to the Redevelopment Agency of the City of Fresno and Fresno Revitalization Corporation at 9:50 A.M. to discuss the following:*

[ID16-105](#)      Actions pertaining to the sale of excess property at Fulton and Inyo Streets:

1. Approve a Purchase and Sale Agreement between the Successor Agency and the City of Fresno, for property located on 829 Fulton (APN 468-282-05T), 835 Fulton (APN 468-282-22T), and the Parking Lot on the northwest corner of Fulton/Inyo Streets (APN 468-282-23T).
2. Approve a Disposition and Development Agreement between the City of Fresno, the City as the Housing/Successor Agency to the City of Fresno, and Noyan Frazier Capital, LLC.

*President Caprioglio reminded council that part one of this item, concerning the purchase and sale agreement, had been removed from the agenda.*

*Governmental Affairs Manager Danielle Bergstrom presented the above item to the Fresno City Council and Successor Agency Board.*

*The following member(s) of the public spoke on this item: Derek Franks of the Fresno Grizzlies, Craig Scharton of the Fresno Downtown Partnership and Downtown Property Owners Association, project developer Mehmet Noyan and project developer Terance Frazier.*

*Councilmember Brandau clarified with Manager Bergstrom, for the record, that the City of Fresno "would not be on the hook for anything" if something tragic were to happen and this project did not work out. Manager Bergstrom stated the protections included: project escrow would not close until after all the financing was in place and building permits were being pulled and they were ready to break ground and; if state financing was lost, the property would revert back to the City.*

**APPROVED**

**CITY COUNCIL VOTE**

**On motion of Councilmember Baines III, seconded by Councilmember Brandau, the above item was approved. The motion carried by the following vote:**

**Aye:** 6 - Caprioglio, Quintero, Baines III, Brand, Brandau and Olivier

**Absent:** 1 - Soria

**SUCCESSOR AGENCY VOTE**

**On motion of Chair Baines III, seconded by Member Brandau, the above item was approved. The motion carried by the following vote:**

**Aye:** 6 - Caprioglio, Quintero, Baines III, Brand, Brandau and Olivier

**Absent:** 1 - Soria

**ID16-225**

Approval of a Purchase and Sale Agreement between the City of Fresno and APEC International, LLC, for the Sale of a portion of an abandoned street right-of-way on the east side of "H" Street at the Broadway Street alignment in Downtown Fresno (Council action)

*Successor Agency Executive Director Murphey presented the above item to the Fresno City Council.*

**APPROVED**

**CITY COUNCIL VOTE ONLY**

On motion of Councilmember Baines III, seconded by President Caprioglio, the above item was approved. The motion carried by the following vote:

**Aye:** 6 - Caprioglio, Quintero, Baines III, Brand, Brandau and Olivier

**Absent:** 1 - Soria

## **ADJOURN JOINT MEETING**

*The joint meeting adjourned at 10:15 A.M.*

### **10:00 A.M.#1**

[ID16-205](#) Presentation by Associated Students, Inc. (ASI) of California State University Fresno (CSUF) to discuss Sierra Madre

*The presentation was made by ASI Senators Simone Leighty and Cameran Patterson, ASI President Abigail Hudson, ASI staff members Navi and Ashleigh Rocker and CSUF Government Relations Executive Director Larry Salinas.*

*PRESENTED*

### **10:00 A.M.#2**

[ID16-179](#) HEARING to adopt resolutions and ordinance to annex territory and levy a special tax regarding City of Fresno Community District No. 11, Annexation No. 65 (Final Tract Map No. 6104) (parcels bounded by E. Fancher Creek Drive, S. Purdue Avenue, S. Bundy Avenue, and E. Beck Avenue) (Council District 5)

1. RESOLUTION - Annexing Territory to Community Facilities District No. 11 and Authorizing the Levy of a Special Tax
2. RESOLUTION - Calling Special Mailed-Ballot Election
3. RESOLUTION - Declaring Election Results
4. \*\*\*BILL - (For introduction and adoption) - Levying a Special Tax for the Property Tax Year 2015-2016 and Future Tax Years Within and Relating to Community Facilities District No. 11, Annexation No. 65, Final Tract Map No. 6104

*The above hearing was called to order at 10:31 A.M. Department of Public Works Assistant Director Benelli introduced the above item to Council.*

*Upon call for public comment, the following people addressed Council:*

*Josh Peterson of Wathen Castanos Homes - spoke in support of the project and thanked city staff.*

*Public comment was closed at 10:33 A.M.*

*The above hearing was closed at 10:34 A.M.*

*RESO 2016-31 ADOPTED*

*RESO 2016-32 ADOPTED*

*RESO 2016-33 ADOPTED*

*BILL B-6 INTRODUCED AND ADOPTED AS  
ORDINANCE 2016-6*

**On motion of Vice President Quintero, seconded by Councilmember Olivier, the above item was approved. The motion carried by the following vote:**

**Aye:** 6 - Caprioglio, Quintero, Baines III, Brand, Brandau and Olivier

**Absent:** 1 - Soria

**10:15 A.M.**

[ID16-109](#) HEARING to consider the 2016 Weed Abatement Program and Adoption of an Ordinance approving the 2016 Weed Abatement Program (City wide)  
1. BILL - (For introduction) - Relating to the Annual Weed Abatement Program

*The above hearing was called to order at 10:34 A.M. DARM Manager Estabrooke introduced the above item to Council.*

*Upon call for public comment, the following people addressed Council:*

*Barbara Hunt - spoke in opposition of this item citing costs.*

*Public comment was closed at 10:38 A.M.*

*The above hearing was closed at 10:39 A.M.*

*BILL B-7 INTRODUCED AND LAID OVER*

### **3. CITY COUNCIL**

- 3-A**     [ID16-206](#)     Actions pertaining to processing of Green Waste (Citywide):
1. Adopt a finding pursuant to CEQA Guideline 15061(b)(3) of No Possibility these actions may have a significant effect on the environment.
  2. Award a ten year agreement to Kochergen Farms Composting, Inc. (Kochergen), to process 50 percent of the City's Green Waste (green waste) at a cost to the City of \$16.75 per ton.
  3. Award a ten year agreement to West Coast Waste, Inc. (West Coast), to process 50 percent of the City's Green Waste at a cost to the City of \$16.75 per ton.

*The above item was introduced to Council by Councilmember Brandau and City Attorney Sloan.*

*The following member(s) of the public spoke on this item: Barbara Hunt; Joe Guagliardo representing Kochergen Farms Composting.*

**APPROVED**

**On motion of Councilmember Brandau, seconded by Councilmember Baines III, the above item was approved. The motion carried by the following vote:**

**Aye:** 7 - Caprioglio, Quintero, Baines III, Brand, Brandau, Olivier and Soria

- 3-B**     [ID16-207](#)     Actions pertaining to processing of Co-mingled Recyclables (Citywide):
1. Adopt a finding pursuant to CEQA Guideline 15061(b)(3) of No Possibility these actions may have a significant effect on the environment.
  2. Award a ten year agreement to Mid Valley Recycling, LLC (Mid Valley), to process 50 percent of the City's Co-mingled Recyclables (recyclables) at an indexed rate paid per ton to the City.
  3. Award a ten year agreement to Cedar Avenue Recycling and Transfer Station, LP (CARTS), to process 50 percent of the City's recyclables at an indexed rate paid per ton to the City.

*The above item was introduced to Council by Councilmember Brandau and City Attorney Sloan. City Manager Rudd also spoke on this item.*

*The following member(s) of the public spoke on this item: Mr. Kalpakoff of Mid Valley Disposal; Richard Caglia of Cedar Avenue Recycling and Transfer Station.*

*City Manager Rudd recommended Councilmembers reject the agreements and move forward with issuing a new Request for Proposal ("RFP") on a 100% of the material to provide the rate payers with the best value.*

*Councilmember Brand motioned to issue a new RFP but it was clarified by the City Attorney that the motion on the floor should be disposed of first.*

**APPROVED**

**On motion of Councilmember Brandau, seconded by Councilmember Baines III, the above item was approved. The motion carried by the following vote:**

**Aye:** 5 - Caprioglio, Quintero, Baines III, Brandau and Soria

**No:** 2 - Brand and Olivier

RECESSED 11:17 A.M. to 11:23 A.M.

#### **4. SCHEDULED COUNCIL HEARINGS AND MATTERS** **CONTINUED**

##### **11:00 A.M.**

[ID16-212](#) CONTINUED HEARING to consider adoption of resolution designating the Parkside Dairy/Golden State Company (Central Valley Cheese Buildings) located at 450 E. Belmont Avenue, Fresno to the Local Register of Historic Resources (Council District 3) Continued from January 28, 2016  
1. \*\*\* RESOLUTION - Designating the Parkside Dairy/Golden State Company (Central Valley Cheese) Buildings located at 450 E. Belmont Avenue, Fresno, California to the Local Register of Historic Resources.

*The above continued hearing was called to order at 11:23 A.M. Historic Preservation Project Manager Hattersley-Drayton introduced the above item to Council.*

*Upon call for public comment, the following people addressed Council:*



*Barbara Hunt - discussed the role the purpose of historic preservation.*

*Kiel Schmidt of Food Commons Fresno - concerned with the environmental impact that would result from the industrial use of the property if the buildings at 450 E. Belmont were to be demolished.*

*Patience Milrod - spoke in support of the staff recommendation and felt there was no basis to conclude the buildings are not historic.*

*Bruce Owdom - spoke in support of the staff recommendation.*

*Jeff Cazaly, architect for Producers Dairy - spoke against the historic designation and the intended development plans for the property.*

*Kacey Auston consultant for Producers Dairy - spoke against the proposed historic designation and stated the High Speed Rail Authority was not interested in helping to preserve the buildings in question.*

*Public comment was closed at 11:40 A.M.*

*Councilmember Baines clarified with Senior Deputy City Attorney Kolluri that, if Council rejected the staff recommendation, the property owner would not be able to immediately demolish the buildings due to a need for further environmental assessments.*

*Councilmember Soria clarified with Project Manager Hattersley-Drayton that the question before Council was whether or not the property qualifies as historic, regardless of any economic impact to the property owner.*

*The above hearing was closed at 12:32 P.M.*

**NOT APPROVED**

**The motion by Councilmember Baines III, seconded by Councilmember Soria, to approve the above item, FAILED. The motion failed by the following electronic vote:**

**Aye:** 3 - Quintero, Baines III and Soria

**No:** 4 - Caprioglio, Brand, Brandau and Olivier

RECESSED 12:32 P.M. to 1:35 P.M.

**1:30 P.M.#1**

[ID16-245](#) Appearance by J.D. McCubbin to discuss whether or not the Fresno Police Department's record system is working and the consequences

*The above item was removed from the agenda by the speaker.*

**CONTESTED CONSENT CALENDAR**

*No items were moved to the Contested Consent Calendar.*

**CEREMONIAL PRESENTATIONS**

[ID16-224](#) Proclamation of "SUPPORT BLUE FRESNO DAY"

*PRESENTED*

[ID16-195](#) Recitation of the Declaration of Independence by Nathan Bond  
1. Proclamation of "NATHAN BOND" Day

*PRESENTED*

[ID16-208](#) Proclamation of "NATIONAL ENTREPRENEURSHIP WEEK"

*PRESENTED*

[ID16-220](#) Proclamation of "BLACK HISTORY MONTH"

*PRESENTED*

[ID16-239](#) Proclamation of "Haron Jaguar 70th Anniversary"

*PRESENTED*

[ID16-253](#) Proclamation of "FRESNO HIGH SCHOOL CHEER DAY"

*PRESENTED*

**5. CLOSED SESSION**

*There were no Closed Session items on the agenda.*

**UNSCHEDULED COMMUNICATION**

*The following members of the public addressed Council during Unscheduled Communication:*

*Gary Doeseklic - discussed his stolen bike and the help he received from*

*Councilmember Olivier.*

*Rick Morse of MedMar - discussed people being attacked in front of his shop and the lack of a response by the City and also the City court case against him.*

*Lynne McMurray - spoke in support of MedMar and the decisions made by the company.*

*James Gunning - spoke in support of MedMar and questioned Council as to why it had been closed down.*

*Sophia Gaspar - spoke in support of MedMar as a medical marijuana provider and discussed the benefits of medical marijuana and how it has impacted her life.*

*Christal Hopkins - suffers from cerebral palsy and spoke in support of MedMar as a medical marijuana provider and described her experience with medical marijuana as a treatment for her condition.*

*Don Soria - discussed the closure of MedMar and felt that his grandmother was in the hospital because of the closure. He also commented on the demeanor of the Councilmembers during Council meetings.*

## **ADJOURNMENT**

*Adjourned at 2:44 P.M.*

# Successor Agency to the Redevelopment Agency of the City of Fresno Minutes February 25, 2016

---

Present:	Lee Brand	Member
	Steve Brandau	Member
	Paul Caprioglio	Vice Chair
	Clinton Olivier	Member
	Sal Quintero	Member
	Oliver Baines III	Chair

Absent:	Esmeralda Soria	Member
---------	-----------------	--------

## **JOINT MEETING OF SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY, CITY (IN ITS CAPACITY AS HOUSING SUCCESSOR), AND FRESNO REVITALIZATION CORPORATION**

*The Successor Agency to the Redevelopment Agency of the City of Fresno met in joint session with the City of Fresno and the Fresno Revitalization Corporation at 9:50 A.M. to discuss the following:*

- ID#16-105** Actions pertaining to the sale of excess property at Fulton and Inyo Streets:
1. Approve a Purchase and Sale Agreement between the Successor Agency and the City of Fresno, for property located on 829 Fulton (APN 468-282-05T), 835 Fulton (APN 468-282-22T), and the Parking Lot on the northwest corner of Fulton/Inyo Streets (APN 468-282-23T).
  2. Approve a Disposition and Development Agreement between the City of Fresno, the City as the Housing / Successor Agency to the City of Fresno, and Noyan Frazier Capital, LLC.

*President Caprioglio reminded council that part one of this item, concerning the purchase and sale agreement, had been removed from the agenda.*

*Governmental Affairs Manager Danielle Bergstrom presented the above item to the Fresno City Council and Successor Agency Board.*

*The following member(s) of the public spoke on this item: Derek Franks of the Fresno Grizzlies, Craig Scharton of the Fresno Downtown Partnership*

*and Downtown Property Owners Association, project developer Mehmet Noyan and project developer Terance Frazier.*

*Councilmember Brandau clarified with Manager Bergstrom, for the record, that the City of Fresno "would not be on the hook for anything" if something tragic were to happen and this project did not work out. Manager Bergstrom stated the protections included: project escrow would not close until after all the financing was in place and building permits were being pulled and they were ready to break ground and; if state financing was lost, the property would revert back to the City.*

**APPROVED**

**CITY COUNCIL VOTE**

**On motion of Councilmember Baines III, seconded by Councilmember Brandau, the above item was approved. The motion carried by the following vote:**

**Aye:** 6 – Caprioglio, Quintero, Baines III, Brand, Brandau and Olivier  
**Absent:** 1 – Soria

**SUCCESSOR AGENCY VOTE:**

**On motion of Chair Baines, seconded by Member Brandau, the above item was approved. The motion carried by the following vote:**

**Aye:** 6 – Caprioglio, Quintero, Baines III, Brand, Brandau and Olivier  
**Absent:** 1 – Soria

**ID#16-225** Approval of a Purchase and Sale Agreement between the City of Fresno and APEC International, LLC, for the Sale of a portion of an abandoned street right-of-way on the east side of "H" Street at the Broadway Street alignment in Downtown Fresno (Council action)

*Successor Agency Executive Director Murphey introduced the above item to the Fresno City Council.*

**CITY COUNCIL VOTE ONLY:**

**On motion of Councilmember Baines III, seconded by President Caprioglio, the above item was approved. The motion carried by the following vote:**

**Aye:** 6 – Caprioglio, Quintero, Baines III, Brand, Brandau and Olivier  
**Absent:** 1 – Soria

**ADJOURN AGENCY**

The joint meeting was adjourned at 10:15 A.M.

***Approved*** on the \_\_\_\_\_ day of \_\_\_\_\_, 2016.

\_\_\_\_\_  
Oliver Baines, Chair

ATTEST:\_\_\_\_\_

Todd Stermer, Assistant City Clerk