



# City of Fresno

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

## Meeting Minutes - Final City Council

**President - Clinton J. Olivier**

**Vice President - Esmeralda Z. Soria**

**Councilmembers:**

**Oliver L. Baines, III, Steve Brandau, Garry Bredefeld,**

**Paul Caprioglio, Luis Chavez**

**City Manager - Wilma Quan-Schechter**

**City Attorney - Douglas T. Sloan**

**City Clerk - Yvonne Spence, CMC**

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**Thursday, July 20, 2017**

**8:30 AM**

**Council Chambers**

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### **Regular Meeting**

8:38 A.M. ROLL CALL

*Council President Olivier announced that the July 27, 2017 meeting was cancelled and the next meeting is scheduled for August 3, 2017.*

**Present:** 6 - President Clinton Olivier

Vice President Esmeralda Soria

Councilmember Oliver L. Baines III

Councilmember Steve Brandau

Councilmember Garry Bredefeld

Councilmember Luis Chavez

**Absent:** 1 - Councilmember Paul Caprioglio

Invocation by Senior Pastor Steve Williams from NorthPointe Church

Pledge of Allegiance to the Flag

### **APPROVE AGENDA**

*City Clerk Spence announced the following changes to the agenda:*

*File ID 17-865 (1-A) should be listed as a Resolution for adoption for item 1.*

*File ID 17-833 (3-C) removed from agenda by staff.*

**On motion of Councilmember Brandau, seconded by Vice President Soria, the above item was adopted as amended. The motion carried by the following vote:**

**Aye:** 6 - Olivier, Soria, Baines III, Brandau, Bredefeld and Chavez

**Absent:** 1 - Caprioglio

## **CEREMONIAL PRESENTATIONS**

[ID17-993](#) Presentation of Certificates to the Employees of the Summer Quarter 2017

*PRESENTED*

## **APPROVE MINUTES**

[ID17-105](#) Approval of minutes from May 30, 2017 Joint Meeting with the Board of Supervisors, June 8, 2017, June 22, 2017 and June 26, 2017 City Council Meetings

**On motion of Councilmember Brandau, seconded by Vice President Soria, that the above Minutes be approved. The motion carried by the following vote:**

**Aye:** 6 - Olivier, Soria, Baines III, Brandau, Bredefeld and Chavez

**Absent:** 1 - Caprioglio

## **COUNCILMEMBER REPORTS AND COMMENTS**

*Councilmembers congratulated the new City Manager Wilma Quan-Schechter and Assistant City Manager Scott Mozier, on their new positions.*

*City Manager Quan-Schechter and Assistant City Manager Mozier gave thanks to Councilmembers for their support, looking forward to their teamwork and partnership.*

*Councilmember Bredefeld recognized Ronald Stoutemire, in Wastewater division as well as Aaron Aguirre in Public Works department for all the work they have done in District 6.*

*Councilmember Baines III announced he will not be in attendance at the August 3, 2017 Council meeting.*

*Councilmember Soria gave thanks to Aaron Aguirre and Brian Russell for all the work they have done in District 1, also thanked Chief Dyer and Mayor Brand on the grand opening for the new Tower Police satellite station. Councilmember Soria also announced she will be launching a participatory budget where residence will have an opportunity to provide input as to how*

*infrastructure dollars are spent and what types of projects the money will be going towards.*

*Councilmember Chavez thanks Aaron Aguirre and Brian Russell for all the work they have done in District 5.*

## **1. CONSENT CALENDAR**

*Councilmember Bredefeld moved the following Consent Calendar items 1-G (17-987) and 1-Q (17-946) to the Contested Consent Calendar for further discussion.*

### APPROVAL OF THE CONSENT CALENDAR

**On motion of Councilmember Baines III, seconded by President Olivier, the remainder of the CONSENT CALENDAR was hereby adopted by the following vote:**

**Aye:** 6 - Olivier, Soria, Baines III, Brandau, Bredefeld and Chavez

**Absent:** 1 - Caprioglio

- 1-A**    [ID17-865](#)    Actions pertaining to the 2017/2018 Alcoholic Beverage Control (ABC) grant
1. RESOLUTION - Authorizing the Chief of Police to accept \$100,000 in grant funding for the 2017/2018 ABC grant awarded to the Fresno Police Department from the State of California Alcoholic Beverage Control
  2. Authorize the Chief of Police to execute the agreement and all related documents applicable to the 2017/2018 ABC grant

**RESOLUTION 2017-182 APPROVED**

**This Action Item was approved on the Consent Calendar.**

- 1-B**    [ID17-881](#)    Approve the acquisition of 16,223 square feet for an easement on property owned by JoAnn DiRedo, as Successor of Trustee of the DiRedo Family Trust in the amount of \$48,700.00 (APN 505-060-43) for the Veterans Boulevard project. (Council District 2)

**This Action item was approved on the Consent Calendar.**

- 1-C**    [ID17-917](#)    Actions pertaining to the Orange Avenue Street Reconstruction from Lowe to Alta Avenue - Bid File 3549 (Council District 5)
1. Adopt a finding of Categorical Exemption per staff determination, pursuant to Section 15301(c) Class 1 of the California Environmental Quality Act Guidelines (CEQA) for the Orange Avenue Street Reconstruction from Lowe to Alta Avenue

2. Award a Construction Contract with Avison Construction, Inc., in the amount of \$280,435 for the Orange Avenue Street Reconstruction from Lowe to Alta Avenue and authorize the Public Works Director or designee to sign a contract on behalf of the City

**This Action Item was approved on the Consent Calendar.**

- 1-D**     [ID17-927](#)     Authorize the Public Works Director to execute an Eighth Amendment to a Reimbursement Agreement with the California High-Speed Rail Authority (CHSRA) for the purposes of extending the contract end date by 24 months to December 31, 2019. (Council Districts 1, 2 & 3)

**This Action Item was approved on the Consent Calendar.**

- 1-E**     [ID17-976](#)     Actions Pertaining to Community Facilities District No. 9:
1. **RESOLUTION** - Of Intention to amend the City of Fresno Community Facilities District No. 9 Boundary Map for Final Tract Map No. 5717 (southeast corner of North Fowler and East Shields Avenues) (Council District 4)
  2. **RESOLUTION** - Of Consideration to change the types of Services, change the rate and method of apportioning the special tax, and establishing a new maximum special tax for the amended boundaries of Final Tract Map No. 5717 of the City of Fresno Community Facilities District No. 9 (southeast corner of North Fowler and East Shields Avenues) (Council District 4)

*RESOLUTION 2017-183 APPROVED*

*RESOLUTION 2017-184 APPROVED*

**This Action Item was approved on the Consent Calendar.**

- 1-F**     [ID17-977](#)     **RESOLUTION** - Of Intention to annex Final Tract Map No. 6110, Annexation No. 81, to the City of Fresno Community Facilities District No. 11 (southeast corner of North Bliss and East Shields Avenue) (Council District 4)

*RESOLUTION 2017-185 APPROVED*

**This Action Item was approved on the Consent Calendar.**

- 1-G**     [ID17-987](#)     Approve a Memorandum of Understanding (MOU) between the City of Fresno and the State of California, San Joaquin River Conservancy, for Additional Environmental Impact Analysis on the River West Eaton Trail Extension (Council District 2)

*The above item was moved to the Contested Consent Calendar by*

*Councilmember Bredefeld for further discussion.*

- 1-H [ID17-897](#) Actions pertaining to awarding a sole source agreement to E.J. Ward, Inc., for a fuel management system upgrade
1. RESOLUTION - Award a sole source purchase contract in the amount of \$270,000 to E.J. Ward, Inc., of San Antonio, TX, for the purchase of a fuel management system hardware upgrade
  2. \*\*\*RESOLUTION - 2nd amendment to the Annual Appropriation Resolution (AAR) No. 2017-165 appropriating \$270,000 into the Department of Transportation budget (Requires 5 affirmative votes)

*RESOLUTION 2017-186 APPROVED*

*RESOLUTION 2017-187 APPROVED*

**This Action Item was approved on the Consent Calendar.**

- 1-I [ID17-912](#) Items related to applying for and accepting state funding for Department of Transportation projects:
1. \*\*\*RESOLUTION - Authorizing the execution of certifications and assurances, and the annual filing of applications for, acceptance of, and execution of all documents and instruments related to state transportation assistance authorized and administered by the California Office of Emergency Services, the California State Transportation Agency, or the California Department of Transportation
  2. \*\*\*RESOLUTION - Authorizing the application for and execution of documents related to the Low Carbon Transit Operations Program Project: Operating Support for FAX Extended Night Service (Citywide)

*RESOLUTION 2017-188 APPROVED*

*RESOLUTION 2017-189 APPROVED*

**This Action Item was approved on the Consent Calendar.**

- 1-J [ID17-979](#) Actions pertaining to awarding a purchase contract to Quinn Company for backhoe loader:
1. Award a purchase contract in the amount of \$162,165.54 to Quinn Company for the purchase of one Caterpillar Inc. Model 430F2 Backhoe Loader
  2. \*\*\*RESOLUTION - 7th amendment to the Annual Appropriation Resolution (AAR) No. 2017-165 appropriating \$162,200 in the Fleet Replacement fund (Requires 5 affirmative votes)

*RESOLUTION 2017-190 APPROVED*

**This Action Item was approved on the Consent Calendar.**

**1-K**     [ID17-898](#)

Approve the First Amendment to the Professional Consultant Services Agreement with Provost and Pritchard Engineering Group, Inc., in the amount of \$65,946 for the design of well head treatment improvements at Pump Stations 117 and 284. (County Island within Council District 2)

**This Action Item was approved on the Consent Calendar.**

**1-L**     [ID17-903](#)

Actions pertaining to a Waterless Fire Suppression System for the Data Recovery Room at the Fresno/Clovis Wastewater Reclamation Facility (Council District 3)

1. Adopt a finding of Categorical Exemption of Class 1, pursuant to Section 15301(b) (Existing facilities) of the California Environmental Quality Act (CEQA) Guidelines
2. \*\*\*RESOLUTION - 4th amendment to the Annual Appropriation Resolution (AAR) No. 2017-165 appropriating \$200,000 to install a Waterless Fire Suppression System for the Data Recovery Room at the Fresno/Clovis Wastewater Reclamation Facility (Requires 5 affirmative votes)
3. Award a Design-Build contract for \$187,500 to Fire System Solutions of Fresno, California - Bid File 3541

*RESOLUTION 2017-191 APPROVED*

**This Action Item was approved on the Consent Calendar.**

**1-M**     [ID17-904](#)

Reject sole bid received for the Fresno Sanitary Landfill Phase 3 Groundwater Remedial Design/Remedial Action Operable Unit 2 (Bid File No. 3546) (Council District 3)

**This Action Item was approved on the Consent Calendar.**

**1-N**     [ID17-914](#)

Approve a consultant services agreement with CSHQA, Inc., to provide professional architectural and engineering consulting services for a new Terminal Concourse Passenger Boarding Bridge and rehabilitation of the Gate 6 & 8 Hold Room at Fresno Yosemite International Airport in an amount not to exceed \$110,017.79 (Council District 4)

**This Action Item was approved on the Consent Calendar.**

**1-O**     [ID17-921](#)

Approval of a consulting services agreement with John C. Martin Associates, LLC, to conduct an Economic Impact Study for Fresno Yosemite International Airport in the amount of \$82,000 (Council District 4)

**This Action Item was approved on the Consent Calendar.**

**1-P**     [ID17-922](#)

\*\*\***RESOLUTION** - 536th amendment to Master Fee Schedule (MFS)  
Resolution No. 80-420 to apply a Consumer Price Index adjustment to  
Green Fees at Airways Golf Course (Council District 4)

*RESOLUTION 2017-192 APPROVED*

**This Action Item was approved on the Consent Calendar.**

**1-Q**     [ID17-946](#)

Approve Workforce Innovation and Opportunity Act Four (4) Year  
Regional and Local Plans for Program Years 2017-2020

*The above item was moved to the Contested Consent Calendar by  
Councilmember Bredefeld for further discussion.*

**1-R**     [ID17-871](#)

Actions pertaining to the Environmental Protection Agency's Brownfields  
Area-Wide Planning Grant:

1. \*\*\***RESOLUTION** - 5th Amendment to the Annual Appropriation  
Resolution (AAR) No. 2017-165 appropriating \$175,000 for the  
Environmental Protection Agency Brownfields Area-Wide  
Planning Grant (Requires 5 affirmative votes).
2. Approve a consultant services agreement with Wallace, Roberts  
and Todd, LLC., in the amount of \$134,915, and a contingency of  
\$10,085, to prepare the Elm Avenue Area-Wide Brownfields Plan  
and Implementation Strategy (Council District 3).
3. Authorize the City Manager, or designee, to sign the agreement  
on behalf of the City of Fresno.

*RESOLUTION 2017-193 APPROVED*

**This Action Item was approved on the Consent Calendar.**

**1-S**     [ID17-991](#)

Approve the appointments of Debra McKenzie and Raj K. Sodhi-Layne  
to the Planning Commission; and the reappointment of Brad Hardie to  
the Housing and Community Development Commission

**This Appointment was approved on the Consent Calendar.**

**1-T**     [ID17-963](#)

Action relating to marijuana cultivation within the City of Fresno  
1. Adopt a finding of No Possibility pursuant to Section 15061(b)(3) of  
the California Environmental Quality Act (CEQA) Guidelines  
2. \*\*\***BILL NO. B-35** - (Intro. 6/22/2017) (For adoption) - The adoption of  
an amendment to sections 12-2104 and 12-2105 of the Fresno  
Municipal Code relating to the cultivation of marijuana.

*Council President Olivier, Vice President Soria and Councilmember Baines  
III voted, no. Councilmember Chavez, Bredefeld and Brandau voted, yes.  
Councilmember Caprioglio, absent.*



*The motion FAILED 3/3 with Councilmember Caprioglio absent*

**The motion FAILED**

## **CONTESTED CONSENT CALENDAR**

### **1-G**     [ID17-987](#)

Approve a Memorandum of Understanding (MOU) between the City of Fresno and the State of California, San Joaquin River Conservancy, for Additional Environmental Impact Analysis on the River West Eaton Trail Extension (Council District 2)

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

**Aye:** 6 - Olivier, Soria, Baines III, Brandau, Bredefeld and Chavez

**Absent:** 1 - Caprioglio

### **1-Q**     [ID17-946](#)

Approve Workforce Innovation and Opportunity Act Four (4) Year Regional and Local Plans for Program Years 2017-2020

**On motion of Councilmember Bredefeld, seconded by Vice President Soria, that the above Action Item be approved. The motion carried by the following vote:**

**Aye:** 5 - Olivier, Soria, Brandau, Bredefeld and Chavez

**Absent:** 2 - Baines III and Caprioglio

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

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

[ID17-992](#)     Discuss ordinance changes to strengthen penalties for illegal fireworks and negligent discharge of firearms, and enforcement efforts

*The above item was called for discussion. The item was introduced to Council by Councilmember Bredefeld.*

*Short video was presented.*

*Councilmember Bredefeld spoke regarding his concerns for illegal fireworks and the suspension of medical services. Councilmember Bredefeld proposed first offense fine to be \$5,000, second offense \$25,000, third offense \$50,000 and put liens on residents property if they cant afford the*



*fines.*

*City Manager Quan-Schechter spoke regarding the Administrations plans for illegal fireworks, to campaign a service announcement starting mid-June past July 4th, using social media, robo calls, hotline and FresGo app. Administration will also work with Police Chief Dyer to enforce \$1,000 fine according to the MuniCode.*

*Chief Dyer spoke regarding community awareness and enforcing illegal fireworks throughout the City of Fresno through more resources and officers in the field whom will be working on July 4th, hotline service outside of dispatch for residence to call, text or email.*

*Chief Donis spoke regarding increase in grass and fire calls, she stated 4 medical calls were suspended and Chief Donis supports the City Manager's process on Public Service Announcement.*

*Blake Gunderson, Assistant District Attorney spoke regarding District Attorney's support for public service announcement and will take legal action if necessary.*

*Upon call the following members of the public addressed Council.*

*James Bill, spoke regarding his concerns about illegal fireworks on July 4th celebration near Manchester and was unable to get through 911 call center.*

*Councilmember Chavez spoke regarding his support for the discharge of firearm ordinance and addressed his concerns about the proposed penalties and suggested Community Service in leu of the fines. Chavez asked the District Attorney how offenders are charged and if minors would be charged.*

*Dennis Revell, TNT Fireworks spoke regarding his support for stronger penalties for illegal fireworks and offers pro bono for legal services.*

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

[ID17-989](#)

**HEARING** to consider the proposed Annual Assessment for the City of Fresno Landscaping and Lighting Maintenance District No. 1 (Citywide)

**1. RESOLUTION** - Confirming the diagram and assessment and levy of annual assessment, 2017-2018, for Landscaping and Lighting District No. 1

*The above item was called to order at 11:00 A.M. The item was introduced*

*to Council by Aaron Aguirre, Public Works Department.*

*Upon call there was no public comment*

**RESOLUTION 2017-195 APPROVED**

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

**Aye:** 4 - Olivier, Soria, Baines III and Chavez

**Absent:** 3 - Brandau, Bredefeld and Caprioglio

**10:10 A.M.**

**ID17-937**

Actions pertaining to the City of Fresno 2017-2018 Annual Action Plan:

1. CONTINUED HEARING to obtain public comments regarding implementation of the City's proposed activities with federal grant funding; and
2. RESOLUTION - Adopting the 2017-2018 Annual Action Plan; approving submission to the U.S. Department of Housing and Urban Development (HUD) for application of Community Development Block Grant (CDBG), Home Investment Partnerships (HOME), Emergency Solutions Grant (ESG), and Housing Opportunities for Persons With Aids/HIV (HOPWA) Program Funds; and providing for sub recipient agreements.
3. \*\*\*RESOLUTION - 8th amendment to the Annual Appropriation Resolution (AAR) No. 2017-165 appropriating \$162,700 in additional funding consistent with the FY 2017-2018 HUD allocation (Requires 5 affirmative votes)

*The above hearing was called to order at 11:03 A.M. The item was introduced to Council by Assistant Director Kelli Furtado, DARM Department.*

*Councilmember Caprioglio joined the meeting via conference call from Conoco Gas Station, 90 Lone Mountain Trail, Big Sky, MT 59716 at 11:03 A.M.*

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

*Kim Contreras and Melanie Espinoza from the Hidalgo and Leavenworth neighborhoods gave thanks to Council for including the lights and sidewalk issues in their community. Shawn Jenkins, Senior Vice President for West Care California spoke regarding the HCDC recommendation for WestCare*

and his support instead for the original review committee proposal of \$360,000 indicating that a reduction in the WestCare award would negatively impact Turning Point by 60% specifically for bridge housing. Police Chief Dyer spoke regarding the Marjaree Mason Center and the domestic violence in the city of Fresno and requested the Council to reconsider their loss of funds. Jody Ketcheside, Executive Director of Turning Point of Central California spoke regarding all things housing and Bridge Point, stating the importance of funding the WestCare application, Bridge Point served 328 chronically homeless individuals last year and is part of the HUD required coordinated entry system. Michelle DiBuduo, Valley Caregiver Resource Center spoke regarding family caregivers and the recommended grant. Linda Espinosa a family caregiver spoke regarding her husband whom she is caring for and how Valley Caregivers helped her and her family. Luciana Ventresca Marjaree Mason Center, spoke regarding emergency safe housing program, and the unfortunate growth of domestic violence in Fresno, indicating that domestic violence victims are provided unique services at the Marjaree Mason Center safe house. Mary Esther Correa spoke regarding her friend who is experiencing domestic violence.

Public Hearing was closed at 11:27 am.

Councilmember Chavez spoke regarding the prioritization of \$715,000 in CDBG public facilities and improvements for safe routes to school projects and identified some of the priority Elementary Schools such as Addams, Hidalgo, Lane and Calwa.

Councilmember Brandau asked Assistant Director Furtado how long is the plan good for and does the five year plan have an impact to each action plan. He also asked about the Kerri Park \$400,000 expenditure, Furtado responded is it a lighting project. Councilmember Brandau continued to ask about the BMX Park and where the location was, Councilmember Baines III mentioned the community is in the process of selecting a site for the best location. He continued to ask Furtado about how the choices/recommendation of these projects are made and asked if the Department is comfortable with the decision that was before Council. Nicole Linder, Executive Director with Marjaree Mason Center asked the City Council to approve the HCDC recommendations. Brandau further asked if West Care has other sources of funding and if Valley Caregiver gets funding from the County of Fresno or any other funding and asked for examples of last grant that was awarded.

*PARCs Assistant Director Chamberlin spoke regarding the impact of after school programs and senior hotmeals in the General Fund and the CDBG Grant for the disadvantage areas.*

*Councilmember Bredefeld asked Executive Director, Linder with Marjaree Mason Center what was funded last year and if the extra \$90,000 address' their needs.*

*Councilmember Baines III spoke regarding West Care money from the County for ESG and spoke about providers for victims of domestic violence. Baines also spoke about public safety and providing sidewalks and lights around school sites.*

*Council recessed for lunch at 12:05 P.M.  
Council returned from lunch at 1:41 P.M.*

*Councilmember Soria is in support of the existing allocation for parks and infrastructure. Soria spoke regarding lead abatement program and the decrease of \$263,000, senior paint program additional funds that were added, how non profits were selected, how applications are accepted and the process of the selection, wait list on the senior paint program and her concerns about the parks in District 1.*

*Councilmember Caprioglio asked about West Care and the allocation from Fresno County, the amount of HOPWA allocation, thanked Michelle DiBuduo for her comments and spoke regarding his experience with homecare givers.*

*Councilmember Brandau motioned to double the amount to the Proverallo House from \$10,000 to \$20,000 and to take \$90,000 into the Marjaree Masons defecate and take the money from the West Care budget. Councilmember Baines III seconded the motion. This item PASSED by unanimous vote.*

*Councilmember Caprioglio motioned to approve the HCDC recommendation to fund Valley Caregivers \$27,000 without taking money from parks, senior meals and afterschool programs by reducing each individual item by 12%. Councilmember Chavez seconded the motion. This item FAILED by 2/5 vote. Councilmembers Baines, Brandau, Bredefeld, Soria and Olivier vote no.*

*Councilmember Brandau motioned to approve the item as amended. Councilmember Baines III seconded the motion. This item PASSED by unanimous vote. After the vote, Councilmember Caprioglio left the meeting.*

*APPROVED*

*RESOLUTION 2017-196 ADOPTED*

*RESOLUTION 2017-197 APPROVED*

### **10:30 A.M.**

[ID17-918](#)      *\*\*\*RESOLUTION - 535th amendment to the Master Fee Schedule (MFS) Resolution No. 80-420 increasing certain entrance fees and adding a discounted student rate to the Shinzen Japanese Garden fees*

*The above item was called to order at 2:25 P.M. The item was introduced to Council by Assistant Director Kristina Chamberlin, PARCs Department.*

*Presentation given.*

*Upon call there was no public comment.*

*Councilmember Chavez discussed the yearly cost of the Garden and total cost of the whole operation, what the fees were for photography, to keep the senior fee amount at \$1 and to eliminate fees for local photography.*

*Councilmember Bredefeld asked if Shinzen Garden is profitable and what the comparable analysis is with underground gardens.*

*Councilmember Soria asked about the adult fee, school group tour fees and group rates.*

*Council President Olivier discussed Central Community Valley fund, parking fees, asked City Manager Quan-Schechter to look into the MOU to see if a volunteer can operate the gate instead of a City Employee.*

*FAILED ON 2-3 VOTE with Councilmember Brandau and Caprioglio absent*

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

**Aye: 2 - Baines III and Chavez**

**No:** 3 - Olivier, Soria and Bredefeld

**Absent:** 2 - Brandau and Caprioglio

**10:45 A.M.**

### **SCHEDULED COMMUNICATION**

[ID17-943](#) Appearance by Mary Esther Correa to express the importance of helping the homeless and veterans with Post Traumatic Stress Disorder (P.T.S.D.) (Speaker resides in District 7)

*DID NOT APPEAR*

[ID17-965](#) Appearance by John Fino to express concern with the dust created by City workers and the water waste when irrigating City islands (Speaker resides in District 2)

*Mr. Fino appeared and addressed Council regarding his concern with the dust created by City workers and the water waste when irrigating City islands*

[ID17-1015](#) Appearance by Zoyer Zyndel to extend an invitation to a ceremony to bring awareness to the 2 year anniversary of Casey Haggard, a transwoman who was murdered. (Speaker resides in Clovis CA)

*Mr. Zyndel appeared and addressed Council regarding a vigil to bring awareness to and honor the memory of Casey Haggard, a transgender woman who was murdered. The vigil will be on Saturday, July 22, 2017 at 9pm on Blackstone and Michigan. Her murderer has not yet been apprehended and this will be the two year anniversary of the murder.*

*Council President Olivier announced that he would pledge to raising the reward money in hopes of getting more leads in the case.*

### **3. GENERAL ADMINISTRATION**

**3-A** [ID17-900](#) Actions related to purchasing six Elgin CNG Broom Bear street sweepers:

1. Approve purchase contract in the amount of \$1,104,705.63 to Haaker Equipment Co Inc. for the purchase of three new Elgin CNG Broom Bear street sweepers for FY2017
2. Approve purchase contract in the amount of \$1,104,705.63 to Haaker Equipment Co Inc. for the future purchase of three new Elgin CNG Broom Bear street sweepers in FY2018
3. \*\*\*RESOLUTION - 6th amendment to the Annual Appropriation Resolution (AAR) 2017-165 appropriating \$1,104,800 in the Fleet

Replacement fund (Requires 5 affirmative votes)

*The above item was introduced to Council by Assistant Director, Jim Schaad with Transportation.*

*Upon call, there was no public comment.*

*Councilmember Chavez asked about the percentage of street sweepers are not Compressed Natural Gas (CNG), Assistant Director Schaad answered they were all 100 percent.*

**APPROVED**

**RESOLUTION NO. 2017-194 APPROVED**

**On motion of Councilmember Chavez, seconded by President Olivier, that the above Action Item be approved. The motion carried by the following vote:**

**Aye:** 6 - Olivier, Soria, Baines III, Brandau, Bredefeld and Chavez

**Absent:** 1 - Caprioglio

- 3-B**     [ID17-950](#)     Actions pertaining to the Clovis Avenue overlay from Jensen Avenue to the Union Pacific Railroad (California Avenue Alignment) - Bid File No. 3547 (Council District 5)
1. Adopt a finding of Categorical Exemption per staff determination, pursuant to Section 15301(c) Class 1 of the CEQA guidelines for the Clovis Avenue overlay from Jensen Avenue to the Union Pacific Railroad (California Avenue Alignment)
  2. Award a construction contract in the amount of \$989,878 to Cal Valley Construction of Fresno, California for the Clovis Avenue overlay from Jensen Avenue to the Union Pacific Railroad (California Avenue Alignment)

*The above item was introduced to Council by Assistant Director, Morrison with Public Works Department*

*Upon call, there was no public comment*

**ADOPTED.**

**On motion of Councilmember Chavez, seconded by Councilmember Bredefeld, that the above Action Item be adopted. The motion carried by the following vote:**

**Aye:** 5 - Olivier, Baines III, Brandau, Bredefeld and Chavez



**Absent:** 2 - Soria and Caprioglio

- 3-C**     [ID17-833](#)     BILL - (For introduction) Adding Article 32 to Chapter 9 of the Fresno Municipal Code, relating to Pedicabs which allow alcohol to be consumed onboard.

*The above item was removed by staff*

#### **4. CITY COUNCIL**

- 4-A**     [ID17-935](#)     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 - **Baines**
  4. Fresno County Transportation Authority (FCTA) - **Mayor Brand-Ex-Officio, (Brandau-Alternate)**
  5. Fresno Regional Workforce Development Board - **Baines**
  6. Fresno County Zoo Authority - **Mayor Brand-Ex-Officio, (Baines-Alternate)**
  7. Fresno Madera Area Agency on Aging Board - **Olivier**
  8. Joint Powers Financing Authority - **Baines, Brandau, Mayor Brand**
  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, Georgeanne White and Thomas Esqueda - Alternates)**
  12. Economic Development Corporation Serving Fresno County - **Brandau-Ex-Officio, City Manager Bruce Rudd and (Baines - Alternate)**
  13. League of California Cities (Annual Meeting) - **Mayor Brand, (Olivier-Alternate)**
  14. San Joaquin Valley Air Pollution Control District - **Baines**
  15. Litigation Exposure Reduction Ad Hoc Committee - **Brandau, Caprioglio**
  16. Convention Center Oversight Advisory Board - **Baines, (Vacant-Alternate), City Manager, SMG General Manager and one representative from each of SMG's organizations**
  17. Sub-Committee on Transportation - **Baines, Caprioglio, Soria**
  18. Code Enforcement Sub-Committee - **Baines, Caprioglio, Soria**
  19. Enterprise and Construction Management Oversight Board - **Councilmember Soria**

20. School Liaison Sub-Committee - **Soria - Chair, Olivier, Baines**

21. North Kings Groundwater Sustainability Agency (GSA) Joint Powers Authority - **Mayor Brand (Thomas Esqueda, Georgeanne White - Alternates)**

*NO UPDATES*

- 4-B [ID17-974](#) Approve designation of Council President Olivier as a voting delegate, and Councilmember Caprioglio and Vice President Soria as voting alternates for the League of California Cities annual business meeting on Friday, September 15, 12:30 P.M.

*Upon call, there was no public comment*

*APPROVED*

**On motion of President Olivier, seconded by Councilmember Chavez, that the above Action Item be approved. The motion carried by the following vote:**

**Aye:** 5 - Olivier, Baines III, Brandau, Bredefeld and Chavez

**Absent:** 2 - Soria and Caprioglio

## **5. CLOSED SESSION**

- 5-A [ID17-854](#)

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

1. Tellalian vs. City of Fresno; Fresno Superior Court Case No.: 17CECG00275.

*The above item was discussed during closed session. No open session announcements were made regarding this item.*

- 5-B [ID17-1019](#)

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

1. April Stillwell v. City of Fresno, et al.; Superior Court Case #16CECG00388.

*The above item was discussed during closed session. No open session announcements were made regarding this item.*

- 5-C [ID17-942](#)

**CONFERENCE WITH LABOR NEGOTIATOR** - Government Code Section 54957.6

**City Negotiator(s):** Jeffrey Cardell, Ken Phillips

**Employee Organizations:**

1. Fresno Police Officers Association (FPOA Basic)
2. Fresno Police Officers Association (FPOA Management)
3. City of Fresno Management Employees Association (CFMEA)

*The above item was discussed during closed session. No open session announcements were made regarding this item.*

**PLEASE NOTE: UNSCHEDULED COMMUNICATION IS NOT SCHEDULED FOR A SPECIFIC TIME AND MAY BE HEARD ANY TIME DURING THE MEETING**

**UNSCHEDULED COMMUNICATION**

*Upon call, there was no public comment*

**ADJOURNMENT**

*City Council adjourned at 3:57 P.M.*

*The above minutes were approved at the August 3, 2017 meeting with a motion from Council Vice President Soria and a second from Councilmember Brandau, the motion passed on a 5-0 vote with Councilmembers Baines and Caprioglio absent.*