



City of Fresno

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

Meeting Minutes - Final City Council

President - Esmeralda Z. Soria

Vice President - Steve Brandau

Councilmembers:

Oliver L. Baines, III, Paul Caprioglio, Luis Chavez,

Garry Bredefeld, Clinton J. Olivier

City Manager - Wilma Quan-Schechter

City Attorney - Douglas T. Sloan

City Clerk - Yvonne Spence, MMC

Thursday, February 15, 2018

9:00 AM

Council Chambers

Regular Meeting

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

9:05 A.M. ROLL CALL

Present: 6 - President Esmeralda Z. Soria
Vice President Steve Brandau
Councilmember Paul Caprioglio
Councilmember Luis Chavez
Councilmember Garry Bredefeld
Councilmember Clinton Olivier

Absent: 1 - Councilmember Oliver L. Baines III

Invocation by Senior Pastor Will Stoll of the Northwest Church.

Pledge of Allegiance to the Flag

APPROVE AGENDA

City Clerk Spence announced the following changes to the agenda: File ID 18-0169 #2 Staff Report should read Quigley and Jaswant Singh Khaira Park and File ID 18-0251 (3-B) continued to March 1, 2018 per staff.

On motion of Councilmember Caprioglio, seconded by Councilmember Chavez, the above item was adopted as amended.

The motion carried by the following vote:

Aye: 6 - Soria, Brandau, Caprioglio, Chavez, Bredefeld and Olivier

Absent: 1 - Baines III

1. CONSENT CALENDAR

On motion of Councilmember Caprioglio, seconded by Councilmember Chavez, the CONSENT CALENDAR below was approved. The motion carried by the following vote:

Aye: 6 - Soria, Brandau, Caprioglio, Chavez, Bredefeld and Olivier

Absent: 1 - Baines III

- 1-A** [ID18-0201](#) Actions pertaining to the Crisis Intervention Team services:
1. Authorize the Chief of Police to enter into an agreement with the County of Fresno Department of Behavioral Health to augment current capabilities of the Crisis Intervention Team (CIT) for co-location and co-response services for mental health related calls for service for individuals in crisis. This agreement will provide funding to the Fresno Police Department for Crisis Intervention Team (CIT) services within the City of Fresno.
 2. ***RESOLUTION - 54th amendment to the Annual Appropriation Resolution (AAR) No. 2017-165 appropriating \$247,600 for the Police Department's Crisis Intervention Team. (Requires 5 affirmative votes) (Subject to Mayoral veto)

Sponsors: Police Department

The above item was pulled from Consent Calendar and moved to Contested Consent by Councilmember Bredefeld for further discussion.

- 1-B** [ID18-0130](#) Authorize the Director of the Development and Resource Management Department to execute a Contract Work Authorization Agreement between the City of Fresno and Pacific Gas and Electric Company

Sponsors: Development and Resource Management Department

The above item was pulled from Consent Calendar and moved to Contested Consent by Councilmember Bredefeld for further discussion.

- 1-C** [ID18-0223](#) ***RESOLUTION - Authorize Development and Resource Management Department (DARM) to Initiate Historic

Preservation Mitigation Program (Subject to Mayor's veto)

Sponsors: Development and Resource Management Department

RESOLUTION 2018-38 ADOPTED

- 1-D [ID18-0176](#) Actions pertaining to the Street Lighting Improvements at Bulldog Lane and Millbrook Avenue - Bid File 3589 (Council District 4):
1. Adopt a finding of Categorical Exemption per staff determination, pursuant to Section 15301(c) of the California Environmental Quality Act Guidelines (CEQA)
 2. Award a Construction Contract with Madco Electric Inc., of Selma, California, in the amount of \$141,500 and authorize the Public Works Director or designee to sign a contract on behalf of the City

Sponsors: Public Works Department

- 1-E [ID18-0202](#) RESOLUTION - Authorizing the Submission of Grant Applications to the California Department of Transportation for the 2018-19 Sustainable Transportation Planning Grant Program Call for Projects and Authorizing the Execution of Documents by the Public Works Director or Designee (Citywide)

Sponsors: Public Works Department

RESOLUTION 2018-39 ADOPTED

- 1-F [ID18-0218](#) RESOLUTION - Authorizing the Submission of Grant Applications to the Fresno Council of Governments for the 2018 Measure C Transit Oriented Infrastructure for In-Fill Development Grant Program Call for Projects and Authorizing the Execution of Documents by the Public Works Director or Designee (Council Districts 1 and 3)

Sponsors: Public Works Department

The above item was pulled from Consent Calendar and moved to Contested Consent by Council President Soria for further discussion.

- 1-G [ID18-0233](#) Actions pertaining to the West Side of Hughes Avenue Reconstruction at Floradora Avenue - Bid File 3584 (Council District 3)
1. Adopt a finding of Categorical Exemption per staff

determination, pursuant to Section 15301(c) 1 of the California Environmental Quality Act Guidelines (CEQA)

2. Award a Construction Contract with Witbro Inc., dba Seal Rite Paving and Grading in the amount of \$277,547

Sponsors: Public Works Department

- 1-H [ID18-0169](#) Actions pertaining to an Agreement with Social Vocational Services, Inc. (SVS)
1. Approve the First Amendment to Agreement with Social Vocational Services, Inc. (SVS) in the amount of \$18,600.00 a year to provide monthly landscape maintenance services along four City of Fresno trails located throughout the City.
 2. Approve the First Amendment to Agreement with Social Vocational Services, Inc. in the amount of \$18,600.00 a year to provide custodial services at two City of Fresno parks, Quigley and Jaswant Singh Khalra.
 3. Approve the First Amendment to Agreement with Social Vocational Services, Inc. in the amount of \$18,600.00 a year to provide Daily FAX Transit Bus Cleaning at the FAX Maintenance Facility.
 4. Approve the First Amendment to Agreement with Social Vocational Services, Inc. in the amount of \$18,600.00 a year to provide Daily Fleet Management Building/Wash Bay Cleaning located at the Municipal Service Center.

Sponsors: Public Works Department, Parks, After School, Recreation and Community Services Department and Department of Transportation

The above item was pulled from Consent Calendar and moved to Contested Consent by Councilmember Brandau for further discussion.

- 1-I [ID18-0196](#) Approve the Second Amendment to the City's service contract with ShotSpotter, Inc., to expand ShotSpotter Flex coverage by 2.26 square miles for three years, for the amount of \$440,700

Sponsors: Department of Transportation

The above item was pulled from Consent Calendar and moved to Contested Consent by Councilmember Bredefeld for further discussion.

- 1-J [ID18-0197](#) Approve Sixth Amendment to the Professional Engineering

Consulting Services Agreement with Carollo Engineers, Inc., in the amount of \$76,500 to provide additional design services for the City of Fresno's Kings River Pipeline project (Council District 5 & Fresno County)

Sponsors: Department of Public Utilities

- 1-K [ID18-0209](#) Approve a consultant services contract in the amount of \$156,998 with Carollo Engineers, Inc., to design the expansion of a carbon dioxide injection system at the Northeast Surface Water Treatment Facility (Council District 6)

Sponsors: Department of Public Utilities

- 1-L [ID18-0252](#) Approve the reappointment of Steven Bedrosian to the Fresno Housing Authority Board

Sponsors: Mayor's Office

CEREMONIAL PRESENTATIONS

[ID18-0240](#) Presentation of the SPCA Pet of the Month

Sponsors: City Councilmember Bredefeld

PRESENTED

[ID18-0155](#) Proclamation to the "Mediterranean Grill and Café"

Sponsors: City Councilmember Baines III and City Councilmember Olivier

PRESENTED

[ID18-0208](#) Proclamation of "Samantha Krikorian Day"

Sponsors: City Councilmember Bredefeld

PRESENTED

[ID18-0246](#) Proclamation of "Rare Disease Day"

Sponsors: Council President Soria

PRESENTED

[ID18-0247](#) Proclamation honoring United Way of Fresno and Madera Counties

Sponsors: City Councilmember Chavez

PRESENTED

APPROVE MINUTES

[18-0019](#) Approval of minutes from February 8, 2018.
Approval of the corrected minutes for December 7, 2017 File ID 17- 1561 Successor Agency, adding Resolution No. SA 39 and January 11, 2018 File ID 18-0095-Successor Agency, adding Resolution No. SA 40.

Sponsors: City Clerk's Office

On motion of Councilmember Caprioglio, seconded by Councilmember Chavez, that the above Minutes be approved. The motion carried by the following vote:

Aye: 5 - Soria, Brandau, Caprioglio, Chavez and Bredefeld

Absent: 2 - Baines III and Olivier

COUNCILMEMBER REPORTS AND COMMENTS

Councilmember Caprioglio thanked the PARCs Department, Fresno Unified and the Administration for adding more green space at Vinland Park and stated the kick off of the recreation and fitness program was a great turn out; he thanked the Fresno Police Officers Association (FPOA) for providing lunch to that event; Congratulated Jim Pardini for the 2018 Leon S. Peter Award, Scott Miller and Natalie Clark received a Community Champion of the year award for Gazabo Gardens, Harold Zinkin Entrepreneur of the year award for Producers Dairy and Daniel Malcolm Student Entrepreneur of the year award for Sparkle Ties. Councilmember Caprioglio handed out Valentines cards at the Veteran's Hospital, completed the Project of Love memorial at the Irwin O. Addicott Elementary School and requested a moment of silence for those victims at the Marjory Stoneman Douglas High School in Parkland, Florida and asked that the meeting be adjourned in their memory.

Council President Soria spoke regarding the Tower District Mardi Gras Parade, thanked the Fresno Police Department for their participation, congratulated Jim Pardini and Gazabo Gardens for their achievements,

reminded the community of the Woman of the Year award that is due March 1, 2018 and gave a shout out to the Fresno Bee for recognizing FAX Bus driver Socorro Pelayo for her intervention and heroism on February 13, 2018.

Councilmember Bredefeld also acknowledged Socorro Pelayo for her heroism and thanked Del Estabrooke and Jessica Hernandez with Code Enforcement for being responsive to District 6 and the community needs.

CONTESTED CONSENT CALENDAR

- 1-A [ID18-0201](#) Actions pertaining to the Crisis Intervention Team services:
1. Authorize the Chief of Police to enter into an agreement with the County of Fresno Department of Behavioral Health to augment current capabilities of the Crisis Intervention Team (CIT) for co-location and co-response services for mental health related calls for service for individuals in crisis. This agreement will provide funding to the Fresno Police Department for Crisis Intervention Team (CIT) services within the City of Fresno.
 2. ***RESOLUTION - 54th amendment to the Annual Appropriation Resolution (AAR) No. 2017-165 appropriating \$247,600 for the Police Department's Crisis Intervention Team. (Requires 5 affirmative votes) (Subject to Mayoral veto)

Sponsors: Police Department

The above item was introduced to Council by Chief Dyer, Fresno Police Department.

Councilmember Bredefeld asked staff to talk a little bit about the program and why the sergeant and four police officers will not be in uniform.

Councilmember Chavez asked staff if it's the same group of individuals who are repeated offenders, which individuals have housing and what would be the link for those who are homeless to have housing.

Upon call, there was no public comment.

RESOLUTION 2018-40 ADOPTED

On motion of Councilmember Bredefeld, seconded by

Councilmember Chavez, that the above Resolution be adopted. The motion carried by the following vote:

Aye: 6 - Soria, Brandau, Caprioglio, Chavez, Bredefeld and Olivier

Absent: 1 - Baines III

- 1-B** [ID18-0130](#) Authorize the Director of the Development and Resource Management Department to execute a Contract Work Authorization Agreement between the City of Fresno and Pacific Gas and Electric Company

Sponsors: Development and Resource Management Department

Councilmember Caprioglio left the meeting at 9:52AM

The above item was introduced to Council by Division Manager Gonzalez, DARM Department.

Councilmember Bredefeld asked staff to explain the program, reduction in services and the assessment process.

Upon call, there was no public comment.

APPROVED.

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

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

Absent: 2 - Baines III and Caprioglio

Councilmember Caprioglio returned to the meeting at 9:55AM

- 1-F** [ID18-0218](#) RESOLUTION - Authorizing the Submission of Grant Applications to the Fresno Council of Governments for the 2018 Measure C Transit Oriented Infrastructure for In-Fill Development Grant Program Call for Projects and Authorizing the Execution of Documents by the Public Works Director or Designee (Council Districts 1 and 3)

Sponsors: Public Works Department

The above item was introduced to Council by Director Mozier, Public Works Department.

Council President Soria asked staff for clarification and what is included for the application process for this round. Director Mozier clarified only Blackstone and McKinley projects will be authorized. Council President Soria asked if that can be included in the staff report.

Upon call, there was no public comment.

RESOLUTION 2018-41 ADOPTED.

On motion of Council President Soria, seconded by Councilmember Chavez, that the above Resoluiton be adopted. The motion carried by the following vote:

Aye: 6 - Soria, Brandau, Caprioglio, Chavez, Bredefeld and Olivier

Absent: 1 - Baines III

- 1-H** [ID18-0169](#) Actions pertaining to an Agreement with Social Vocational Services, Inc. (SVS)
1. Approve the First Amendment to Agreement with Social Vocational Services, Inc. (SVS) in the amount of \$18,600.00 a year to provide monthly landscape maintenance services along four City of Fresno trails located throughout the City.
 2. Approve the First Amendment to Agreement with Social Vocational Services, Inc. in the amount of \$18,600.00 a year to provide custodial services at two City of Fresno parks, Quigley and Jaswant Singh Khalra.
 3. Approve the First Amendment to Agreement with Social Vocational Services, Inc. in the amount of \$18,600.00 a year to provide Daily FAX Transit Bus Cleaning at the FAX Maintenance Facility.
 4. Approve the First Amendment to Agreement with Social Vocational Services, Inc. in the amount of \$18,600.00 a year to provide Daily Fleet Management Building/Wash Bay Cleaning located at the Municipal Service Center.

Sponsors: Public Works Department, Parks, After School, Recreation and Community Services Department and Department of

Transportation

Councilmember Olivier left the meeting at 9:59AM.

The above item was introduced to Council by Public Works Manager Aguirre, Public Works Department.

Council Vice President Brandau asked staff if this agreement can be expanded to include other City amenities such as parks and CSD's.

Council President Soria suggested looking into a program where we put some homeless to work to help clean up some areas.

Upon call, there was no public comment.

APPROVED

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

Aye: 5 - Soria, Brandau, Caprioglio, Chavez and Bredefeld

Absent: 2 - Baines III and Olivier

Councilmember Olivier returned to the meeting at 10:02AM

- 1-I [ID18-0196](#) Approve the Second Amendment to the City's service contract with ShotSpotter, Inc., to expand ShotSpotter Flex coverage by 2.26 square miles for three years, for the amount of \$440,700

Sponsors: Department of Transportation

The above item was introduced to Council by Director Schaad, Transportation Department.

Councilmember Bredefeld asked staff how many miles do we have since using ShotSpotter, what is the benefits of expanding ShotSpotter and has ShotSpotter helped with the recent shootings.

Councilmember Chavez asked staff if ShotSpotter can tell you what kind of caliber of the weapon that is being used and can the system be upgraded to

include cameras.

Upon call, there was no public comment.

APPROVED.

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

Aye: 6 - Soria, Brandau, Caprioglio, Chavez, Bredefeld and Olivier

Absent: 1 - Baines III

2. SCHEDULED COUNCIL HEARINGS AND MATTERS

10:10 A.M.

- [ID18-0183](#) HEARING to Consider Plan Amendment Application No. A-17-011, Rezone Application No. R-17-016, Development Permit Application No. D-17-128, and related Environmental Assessment No. A-17-011/R-17-016/D-17-128, filed by Terra Mortensen of Galloway & Company, Inc. These applications pertain to approximately 1.38 acres of property located on the northeast corner of North Glenn and West Nees Avenues. (Council District 2 - Brandau)
- a. Adopt the Mitigated Negative Declaration prepared for Environmental Assessment No. A-17-011/R-17-016/D-17-128 dated December 1, 2017.
 - b. RESOLUTION - Approving Plan Amendment Application No. A-17-011 proposing to amend the planned land use designation of the Fresno General Plan and Bullard Community Plan from Community Commercial to the Business Park land use designation.
 - c. BILL - (For introduction and adoption) - Approving Rezone Application No. R-17-016 to reclassify the subject property from the CC/UGM/cz (Community Commercial/Urban Growth Management/conditions of zoning) to BP/UGM (Business Park/Urban Growth Management) zone district.
 - d. Approve Development Permit Application No. D-17-128 requesting authorization to construct an 11,878-square-foot tire center under the use classification Automobile/Vehicle Repairs,

Major on the subject property.

Sponsors: Development and Resource Management Department

The above item was called to order at 10:11 AM

The item was introduced to Council by Planner III Lerwill, DARM Department.

Council Vice President Brandau asked staff if there was any debate on the Planning Commission for this item and if the project needed to be modified. Council Vice President Brandau asked Applicant Mortinson, to work with staff to make sure there is a robust landscape buffer.

Upon call, there was no public comment.

RESOLUTION 2018-42 ADOPTED.

BILL B-7 AND ORDINANCE 2018-9 ADOPTED.

On motion of Council Vice President Brandau, seconded by Councilmember Olivier, that the above Action Item be adopted. The motion carried by the following vote:

Aye: 6 - Soria, Brandau, Caprioglio, Chavez, Bredefeld and Olivier

Absent: 1 - Baines III

3. GENERAL ADMINISTRATION

- 3-A** [ID18-0210](#) Actions pertaining to Water Main Replacement and Service Transfer in the Sierra Sky Park Neighborhood - Bid File No. 3573 (Council District 2 and County)
1. Adopt a finding of Class 2, Class 3 and Class 4, Categorical Exemptions, pursuant to sections 15302, 15303 and 15304, of the CEQA guidelines, for the Water Main Replacement and Service Transfer project in the Sierra Sky Park Neighborhood
 2. Award a construction contract to Dawson-Mauldin Construction, Inc., in the amount of \$2,137,962 for Water Main Replacement and Service Transfer in the Sierra Sky Park Neighborhood
 3. Authorize the Director of Public Utilities or designee to sign the contract on behalf of the City

Sponsors: Department of Public Utilities

Councilmember Chavez left the meeting at 10:14AM.

The above item was introduced to Council by Planning Manager Carbajal, Public Utilities Department.

Upon call, there was no public comment.

APPROVED.

On motion of Council Vice President Brandau, seconded by Councilmember Caprioglio, that the above Action Item be approved. The motion carried by the following vote:

Aye: 5 - Soria, Brandau, Caprioglio, Bredefeld and Olivier

Absent: 2 - Baines III and Chavez

Councilmember Chavez returned to the meeting at 10:15AM.

- 3-B** [ID18-0251](#) Actions Pertaining to the FY 2018 Budget Update for the General Fund.
1. ***RESOLUTION - 47th amendment to the Annual Appropriation Resolution (AAR) No. 2017-165 to appropriate \$8,094,300 for operating programs and capital improvement projects citywide (Requires 5 affirmative votes) (Subject to Mayor's veto)
 2. ***RESOLUTION - 3rd amendment to the Position Authorization Resolution (PAR) No. 2017-166 Entitled "A Resolution of the Council of the City Of Fresno establishing the number of positions authorized in the various departments and offices of the City for Fiscal Year 2018," to add one position to the Mayor and City Manager's Office and one position to the Parks, After School, Recreation and Community Services Department. (Subject to Mayor's veto)

Sponsors: City Manager's Office

THE ABOVE ITEM WAS CONTINUED TO MARCH 1, 2018.

- 3-C** [ID18-0274](#) ***BILL NO. B-6 - (Intro. 2/8/2018) (For adoption) - Amending

Sections 5-302, 5-303, 5-304, 5-305, 5-307, 5-308, and adding Sections 5-309 and 5-310 to Article 3 of Chapter 5 of the Fresno Municipal Code, relating to fare evasion and enforcement
(Subject to Mayor's veto)

Sponsors: Department of Transportation

The above item was introduced to Council by Director Schaad, Transportation Department.

Upon all, there was no public comment.

Council President Brandau motioned to approve the item as presented. Councilmember Caprioglio seconded the motion. Motion Passed 6-0, Councilmember Baines Absent.

After item 4A was conducted Councilmember Bredefeld asked if item 3-C could be reconsidered. Councilmember Bredefeld stated he wants to register his vote as a no vote.

Councilmember Bredefeld motioned to reconsider the main motion. Councilmember Chavez seconded the motion. Motion Passed 6-0, Councilmember Baines Absent.

ORDINANCE 2018-10 ADOPTED.

On motion of Council Vice President Brandau, seconded by Councilmember Caprioglio, that the above Ordinance be adopted. The motion carried by the following vote:

Aye: 5 - Soria, Brandau, Caprioglio, Chavez and Olivier

No: 1 - Bredefeld

Absent: 1 - Baines III

4. CITY COUNCIL

4-A [ID18-0253](#) Legal Workshop

Sponsors: City Attorney's Office

The above item was presented to Council by City Attorney Sloan, City Attorney's Office.

City Council recessed to Closed Session at 11:01AM

5. CLOSED SESSION

City Council returned from Closed Session at 11:56AM

There was no announcements after Closed Session.

- 5-A** [ID18-0212](#) CONFERENCE WITH LABOR NEGOTIATOR - Government Code Section 54957.6
City Negotiator(s): Jeffrey Cardell, Ken Phillips
Employee Organizations:
1. Fresno City Employees Association (FCEA)
 2. International Association of Firefighters, Local 753, Unit 5 (Fire Basic)
 3. Amalgamated Transit Union, Local 1027 (ATU)
 4. International Association of Firefighters, Local 753, Unit 10 (Fire Management)
 5. City of Fresno Professional Employees Association (CFPEA)
 6. Operating Engineers, Local Union No. 3, Fresno Airport Public Safety Supervisors (FAPSS)

Sponsors: Personnel Services Department

DISCUSSED

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 Unscheduled Communication

ADJOURNMENT

City Council ajourned in memory of the victims of Marjory Stoneman Douglas High School in Parkland, Florida.

