



City of Fresno

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

Meeting Minutes - Final City of Fresno Capital Projects Oversight Board

BOARDMEMBERS

Chair Joe Garcia, Vice Chair Michael Lopez, Board Member Ann Kloose; Board Member Sal Gonzales; Board Member Al Solis; Board Member Alan Davis; Board Member Brian Whelan; Board Member Nathan Alonzo; Non-voting Member Luis Chavez

Monday, May 7, 2018

5:30 PM

City Hall Meeting Room A
(2165)
2600 Fresno Street, 2nd
Floor

Regular Meeting

The purpose of this meeting of the City of Fresno Capital Project Oversight Board is to meet and consider the following:

1. CALL TO ORDER/ROLL CALL

Chair Garcia called the meeting to order at 5:34 P.M. Assistant City Clerk Parra called the roll.

Boardmember Alonzo was sworn in and present for items 5-10.

Present 6 - Board Member Alan Davis, Vice Chair Michael Lopez, Chair Joe Garcia, Board Member Sal Gonzales, Board Member Brian Whelan, and Board Member Nathan Alonzo

Absent 2 - Board Member Al Solis, and Board Member Ann Kloose

2. APPROVAL OF THE AGENDA

Assistant City Clerk Parra announced the following changes to the agenda: Boardmember Speake has withdrawn her application and will not be sitting on the Board. There were no other changes to the agenda

On motion of Board Member Gonzales, seconded by Vice Chair Lopez, the above item was adopted as amended. The motion carried by the following vote:

Aye: 5 - Board Member Davis, Vice Chair Lopez, Chair Garcia, Board Member Gonzales and Board Member Whelan

Absent: 3 - Board Member Solis, Board Member Kloose and Board Member Alonzo

3. OATH OF OFFICE

[ID18-0497](#) Administer the Oath of Office to Nathan Alonzo and Anne Speake

Assistant City Clerk Parra administered the Oath of Office to Nathan Alonzo

4. APPROVAL OF THE MINUTES

[ID18-0498](#) Approval of the minutes of February 26, 2018

On motion of Vice Chair Lopez, seconded by Board Member Whelan, that the above Action Item be approved. The motion carried by the following vote:

Aye: 6 - Board Member Davis, Vice Chair Lopez, Chair Garcia, Board Member Gonzales, Board Member Whelan and Board Member Alonzo

Absent: 2 - Board Member Solis and Board Member Kloose

5. APPROVAL OF ORDINANCE

[ID18-0490](#) Approve proposed Ordinance replacing Section 4-104 of the Fresno Municipal Code and Rescinding Resolution No. 2003-130, Relating to Debarment

The above item was introduced to the Board by Director Mozier, Public Works Department. Projects Administrator Barr, Transportation Department spoke regarding his support for the approval of the proposed ordinance.

Boardmember Whelan asked staff what contractors failed to meet deadlines and what were the issues that caused this proposed ordinance to come forward. Boardmember Whelan also asked staff who were the groups opposed if any and why.

Senior Deputy City Attorney Collet stated the names of the contractors will not be made public but suggested to the Boardmembers a closed session

item to discuss further.

Chair Garcia asked staff if the ordinance refers to the debarment hearing board, would that be a separate board than the oversight board or would we act in AD HOC. Senior Deputy City Attorney Collet responded certain members of the board would comprise of a debarment hearing board, not the full board, but the full board could participate if they chose to. There would be a certain number of Boardmembers that come from the Oversight Board that would ultimately make up the debarment hearing board. Chair Garcia continued to ask staff if this board has the authority level in order to participate on a debarment board. Senior Deputy City Attorney Collet replied that this is a little different and the oversight board does not have the authority; however what the ordinance is doing is drawing from this board as people who have experience in the construction industry in order to be on that board.

Boardmemeber Gonzales asked staff is there a current debarment process and does it allow for council to enact it. Senior Deputy City Attorney Collet stated that was not correct that the current debarment process is a longer process. The process would be to first give them a hearing and then the City will decide if they want to pursue debarment.

Boardmember Davis asked staff if you can initiate before going out. Director Mozier stated that was correct but only based upon the criteria.

Boardmember Alonzo asked staff about the cost saving and if this is an issue that might be coming up more often.

Upon call, there was no public comment.

APPROVED

On motion of Board Member Gonzales, seconded by Board Member Alonzo, that the above Action Item be approved. The motion carried by the following vote:

Aye: 6 - Board Member Davis, Vice Chair Lopez, Chair Garcia, Board Member Gonzales, Board Member Whelan and Board Member Alonzo

Absent: 2 - Board Member Solis and Board Member Kloose

6. WORKSHOPS

[ID18-0602](#) a) CRS - DPU Large Construction Contracts

The above workshop was presented to the Boardmembers by Interim Director Carbajal, Public Utilities Department.

Chair Garcia asked staff what the dollar value was on the claim. Interim Director Carbajal responded the amount of claim C was \$300,000 for a change condition and 1-B is over a million.

7. CHANGE ORDERS

[ID18-0600](#) a) Approve Friant Kern Canal Pipeline Project, Change Order #7
b) Approve Kings River Pipeline Project, Change Order #5
c) Approve Southeast Surface Water Treatment Facility, Change Order #14
d) Approve Regional Transmission Main Segment A1, Change Order #5
e) Approve Regional Transmission Main Segment A2, Change Order #5
f) Approve Recycled Water Transmission Main Segment SW1C2, Change Order #1

The above item was introduced by Interim Director Carbajal, Public Utilities Department.

Senior Deputy City Attorney Collet announced that on item B Boardmember Whelan would need to recuse himself from the proceedings and on item E Boardmember Gonzales would need to recuse himself from the proceedings.

Chair Garcia called item B to order.

Upon call, there was no public comment.

Boardmember Alonzo motioned to approve the item as presented.

Boardmember Lopez seconded the motion. Motion PASSED 5-0, with Boardmember Whelan recused and Boardmember Kloose and Solis absent.

Chair Garcia called item E to order.

Upon call, there was no public comment.

Boardmember Davis motioned to approve the item as presented. Boardmember Lopez seconded the motion. Motion PASSED 5-0, with Boardmember Gonzales recused and Boardmember Kloose and Solis absent.

Chair Garcia called items A, C, D and F to order.

Item 7-A. Boardmember Lopez asked staff if the pipe was originally inspected and if it was inspected at the time of the project. Staff replied yes. Boardmember Whelan asked if these issues were addressed back in February.

Upon call, there was no public comment.

APPROVED

On motion of Board Member Alonzo, seconded by Board Member Gonzales, that the above Action Items A, C, D and F be approved. The motion carried by the following vote:

Aye: 6 - Board Member Davis, Vice Chair Lopez, Chair Garcia, Board Member Gonzales, Board Member Whelan and Board Member Alonzo

Absent: 2 - Board Member Solis and Board Member Kloose

8. UNSCHEDULED COMMUNICATION

NONE

9. MEMBER COMMENTS

Boardmember Davis mentioned he toured the Southeast Treatment Plant and suggested the rest of the Boardmembers do the same.

10. ADJOURN

The Board adjourned at 6:52 P.M.

The above minutes were approved at the June 4, 2018 meeting on a motion by Boardmember Alonzo and a second by Vice Chair Lopez. The motion passed on a vote of 5-0 with Boardmembers Kloose, Gonzales, and Whelan absent.