

City Council Minutes

May 22, 2014

The City Council met in regular session at the hour of 8:30 A.M. in the Council Chamber, City Hall, on the day above written.

8:36 A.M. ROLL CALL

Present:	Oliver Baines III	Acting Council President
	Lee Brand	Councilmember - arrived shortly thereafter
	Paul Caprioglio	Councilmember - arrived shortly thereafter
	Clinton Olivier	Councilmember
	Sal Quintero	Councilmember
	Blong Xiong	Councilmember
	Steve Brandau	Council President
Also Present:	Bruce Rudd	City Manager
	Renena Smith	Assistant City Manager
	Doug Sloan	City Attorney
	Yvonne Spence	City Clerk
	Todd Stermer	Assistant City Clerk

Invocation by Reverend Kenneth Wilson, Retired

Pledge of Allegiance to the Flag

Ceremonial Presentations:

Proclamation of "NATIONAL PUBLIC WORKS WEEK" – Council President Brandau – **Read and presented.**

Proclamation of "LATINA ACTION DAY" – Councilmember Olivier – **Read and presented.**

Acting President Baines exited the Council Chambers at 8:50 A.M.

Proclamation of "BUD ELLIOTT DAY" – Councilmember Olivier – **Read and presented.**

Proclamation of "MARITIME DAY" – Mayor's Office – **Read and presented.**

Approve Council minutes of May 15, 2014

Action Taken: APPROVED AS SUBMITTED

Motion / Second: Councilmember Quintero / Councilmember Olivier

Ayes: Olivier, Quintero, Xiong, Brandau

Noes: None

Absent: Baines, Brand, Caprioglio

Councilmember Reports and Comments

Action Taken: MADE

Councilmember Quintero reported on the Southeast Fresno Neighborhood Watch annual fundraiser last week and thanked the police officers that attended and the Southeast Division Police Officers that sponsored the event and made it a success.

Councilmember Olivier requested the council meeting be adjourned in the memory of Joyce Robbins, a concerned citizen of district seven that took an active roll in her neighborhood.

Approve Agenda

Action Taken: APPROVED AS AMENDED

City Clerk Spence announced that the following items had been removed from the agenda: Consent Calendar item 1-D regarding automatic and mutual aid agreements between the City of Fresno and Fresno County Fire Protection District and California Department of Forestry and Fire Protection; General Administration Item 2-E regarding the Bullard Avenue traffic synchronization project from Marks Avenue to Willow Avenue rebid - Bid File 3320, and; General Administration item 2-G regarding the McKinley Avenue traffic synchronization project from Highway 99 to Clovis Avenue rebid – Bid File 3338.

Motion / Second: Councilmember Xiong / Councilmember Quintero

Ayes: Olivier, Quintero, Xiong, Brandau

Noes: None

Absent: Baines, Brand, Caprioglio

Adopt Consent Calendar

Action Taken: ADOPTED

Motion / Second: Councilmember Olivier / Councilmember Quintero

Ayes: Olivier, Quintero, Xiong, Brandau

Noes: None

Absent: Baines, Brand, Caprioglio

1. **CONSENT CALENDAR**

- A. Authorize the Chief of Police to accept the 2014 Edward Byrne Memorial Justice Assistance Grant (JAG) program award for \$300,250, from the U.S. Department of Justice, Bureau of Justice Assistance for the City and the County of Fresno, to execute a joint agreement between the City of Fresno and the County of Fresno regarding same, and authorize the execution of all related documents – Police Department

Action Taken: AUTHORIZED

- B. **RESOLUTION** - Authorizing the Chief of Police to enter into a four (4) year lease purchase agreement with Kansas State Bank of Manhattan to acquire new portable police radios – Police Department
Action Taken: RESOLUTION 2014-83 ADOPTED
- C. Approve an agreement with Unison in the amount of \$203,073 to purchase a defined easement for the cell site at Fire Station 13 - Fire Department
Action Taken: APPROVED
- E. Affirm the appointment of H. Steele to the Housing and Community Development Commission – Mayor’s Office
Action Taken: AFFIRMED
- F. **BILL NO. B-22 - (Intro. 5/15/2014) (For adoption)** – Adopt annual amendment to Subsection (a) of Sections 7-504 and 7-505 of the Fresno Municipal Code relating to local Sales and Use Taxes, pursuant to the Memorandum of Understanding with Fresno County (MOU) – Finance Department
Action Taken: ORDINANCE 2014-26 ADOPTED

2. **GENERAL ADMINISTRATION**

- C. Award an agreement to Provost and Pritchard in the amount of \$325,811 for the plan check services on the construction documents for the Bus Rapid Transit (BRT) project – Public Works Department
Action Taken: AWARDED

 Motion / Second: Councilmember Olivier / Councilmember Xiong
 Ayes: Olivier, Quintero, Xiong
 Noes: Brandau
 Absent: Baines, Brand, Caprioglio
- F. Actions pertaining to the Ashlan Avenue traffic synchronization project from Blackstone Avenue to Peach Avenue rebid-Bid File 3322 (***Council Districts 4 and 7***) – Public Works Department
 - 1. Adopt finding of a Categorical Exemption per staff determination, pursuant to Section 15301(c) of the CEQA Guidelines, for the Ashlan Avenue wireless ITS project from Blackstone Avenue to Peach Avenue
Action Taken: ADOPTED
 - 2. Award a construction contract with Kertel Communications Inc., dba Sebastian of Fresno in the amount of \$533,792 for the base bid and all add alternates for the Ashlan Avenue wireless ITS project from Blackstone Avenue to Peach Avenue
Action Taken: AWARDED

 Motion / Second: Councilmember Olivier / Councilmember Xiong
 Ayes: Olivier, Quintero, Xiong, Brandau
 Noes: None
 Absent: Baines, Brand, Caprioglio

UNSCHEDULED COMMUNICATION

The following member of the public spoke to Council regarding items not on the Agenda:

Cesar Casamayor – discussed consistency with police in Fresno neighborhoods; understaffed park facilities with broken amenities and; youth development.

Michael Williams – discussed creative and positive outlets, such as dance, for the youth of Fresno.

Sabina González-Eraña – discussed short and long term investments in youth as a core city service that also serves as an investment in crime prevention.

Councilmember Brand entered the Council Chamber at 9:18 A.M.

2. GENERAL ADMINISTRATION CONTINUED

- B.** Approve contract amendment for the Blackstone/Kings Canyon Bus Rapid Transit (BRT) Design Services contract with Kimley-Horn Associates – Transportation Department

Action Taken: APPROVED

Motion / Second: Councilmember Olivier / Councilmember Brand

Ayes: Brand, Olivier, Quintero, Xiong

Noes: Brandau

Absent: Baines, Caprioglio

- D. RESOLUTION** - 42nd amendment to the Annual Appropriation Resolution (AAR) No. 2013-98 to recognize \$1,349,400 in unbudgeted revenues and increase appropriations for the Fire Department (***Requires 5 affirmative votes***) - Fire Department

Action Taken: RESOLUTION 2014-84 ADOPTED

Motion / Second: Councilmember Brand / Councilmember Olivier

Ayes: Brand, Olivier, Quintero, Xiong, Brandau

Noes: None

Absent: Baines, Caprioglio

RECESSED 9:24 A.M. to 9:37:P.M.

Acting President Baines was in attendance following the recess.

Councilmember Caprioglio entered the Council Chamber at 9:40 A.M.

SCHEDULED COUNCIL HEARINGS AND MATTERS

9:30 A.M. Presentation to the fiscal year 2015 Mayor's proposed budget
PRESENTED

2. **GENERAL ADMINISTRATION CONTINUED**

A. **WORKSHOP - Public Transportation Planning and Policy – Transportation Department HELD**

3. **CITY COUNCIL**

4. **CLOSED SESSION**

The City Council met in closed session in Room 2125 from 12:08 P.M. to 12:15 P.M. to discuss the following:

A. **CONFERENCE WITH LABOR NEGOTIATOR – Government Code Section 54957.6**

City Negotiator(s): Jeffrey Cardell, Ken Phillips

Employee Organization(s):

1. City of Fresno Management Employees Association (CFMEA)
2. City of Fresno Professional Employees Association (CFPEA)
3. IUOE, Stationary Engineers, Local 39 (L39)
4. Fresno City Employees Association (FCEA)
5. Fresno Police Officers Association (FPOA Basic)
6. International Association of Firefighters, Local 753 (Fire Basic)
7. Amalgamated Transit Union, Local 1027 (ATU)
8. International Brotherhood of Electrical Workers, Local 100 (IBEW)
9. Fresno Police Officers Association (FPOA Management)
10. International Association of Firefighters, Local 753 (Fire Mgmt.)
11. Fresno Airport Public Safety Supervisors (FAPSS)

Action Taken: HELD

The following member of the public spoke on this item: Barbara Hunt.

No announcement was made.

ADJOURNED IN THE MEMORY OF JOYCE ROBBINS – 12:15 P.M.

Approved on the 5th day of June, 2014.


Steve Brandau, Council President

ATTEST: 
Todd Stermer, Assistant City Clerk