

City Council Agenda

Council President
Steve Brandau

Councilmembers

Oliver L. Baines III – Acting President
Lee Brand
Paul Caprioglio

Clinton J. Olivier
Sal Quintero
Blong Xiong

City Manager
Bruce Rudd

City Clerk
Yvonne Spence, CMC

City Attorney
Douglas T. Sloan

The meeting room is accessible to the physically disabled. If you require special assistance to participate in the meeting, notify the Office of the City Clerk at 559-621-7650 at least three business days prior to the meeting. Please keep the doorways, aisles and wheelchair seating areas open and accessible. If you need assistance with seating because of a disability, contact Security.

The City Council welcomes you to the Council Chambers, located in City Hall, 2nd Floor, 2600 Fresno Street, Fresno CA 93721.

May 22, 2014

FISCAL YEAR 2014-2015 BUDGET HEARINGS – TO BE HELD IN THE COUNCIL CHAMBERS (SUBJECT TO CHANGE)

Please Note: Department budgets will generally be considered as listed below starting with the initial public hearing and continuing until council adopts the budget. Members of the public will be allowed to address the Council regarding the budget and will be allowed two (2) minutes. Please be advised consideration of some departments may be continued to the next scheduled hearing date if discussions run long, and other departments may be considered in advance of the date and time listed.

June 5-	1:00 P.M.	General Fund Overview; BMSD, City Attorney, City Clerk, FAX, Information Services
June 9-	9:00 A.M.	FYI, Convention Center, General City Purpose, PARCS, Police
June 10-	9:00 A.M.	Finance, Personnel, Fire, Public Works, City Council
June 11-	9:00 A.M.	Public Utilities, DARM, CDBG, HOME, NSP, ESG, Mayor/City Manager's Office
June 12-	8:30 A.M.	Council Meeting- Final Motions made
June 16-	9:00 A.M.	Budget Overflow; Council vote on motions
June 19-	1:30 P.M.	Council Meeting - Council vote on Budget Documents
June 30-		Budget Adoption Required by Charter

8:30 A.M. ROLL CALL

Invocation by Reverend Kenneth Wilson, Retired

Pledge of Allegiance to the Flag

Ceremonial Presentations:

Proclamation of “NATIONAL PUBLIC WORKS WEEK” – Council President Brandau

Proclamation of “LATINA ACTION DAY” – Councilmember Olivier

Proclamation of “BUD ELLIOTT DAY” – Councilmember Olivier

Proclamation of “MARITIME DAY” – Mayor’s Office

The agenda and related staff reports are available on (www.fresno.gov) as well as in the Office of the City Clerk. The Council meeting can also be heard live at the same web site address, and viewed live on Comcast Channel 96 and AT&T Channel 99 from 8:30 a.m. and re-played beginning at 8:00 p.m.

PROCESS: For each matter considered by the Council there will first be a staff presentation followed by a presentation from the involved individuals, if present. Testimony from those in attendance will then be taken. All testimony will be limited to three minutes per person. If you would like to speak fill out a Speaker Request Form available from the City Clerk’s Office and in the Council Chambers. The three lights on the podium next to the microphone will indicate the amount of time remaining for the speaker.

The green light on the podium will be turned on when the speaker begins. The yellow light will come on with one minute remaining. The speaker should be completing the testimony by the time the red light comes on and tones sound, indicating that time has expired. A countdown of time remaining to speak is also displayed on the large screen behind the Council dais.

No documents shall be accepted for Council review unless they are submitted to the City Clerk at least 24 hours prior to the Council Agenda item being heard.

Following is a general schedule of items for Council consideration and action. The City Council may consider and act on an agenda item in any order it deems appropriate. Actual timed items may be heard later but not before the time set on agenda. Persons interested in an item listed on the agenda are advised to be present throughout the meeting to ensure their presence when the item is called.

Approve Council minutes of May 15, 2014

Action Taken:

Councilmember Reports and Comments

Action Taken:

Approve Agenda

Action Taken:

Adopt Consent Calendar

Action Taken:

1. **CONSENT CALENDAR**

All Consent Calendar items are considered to be routine and will be treated as one agenda item. The Consent Calendar will be enacted by one motion. Public comment on the Consent Calendar is limited to three (3) minutes per speaker. There will be no separate discussion of these items unless requested by a Councilmember, in which event the item will be removed from the Consent Calendar and will be considered as time allows.

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:

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:

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:

D. Approve automatic and mutual aid agreements between the City of Fresno and Fresno County Fire Protection District and California Department of Forestry and Fire Protection Fresno-Kings Unit - Fire Department

Action Taken:

E. Affirm the appointment of H. Steele to the Housing and Community Development Commission – Mayor's Office

Action Taken:

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:

CONTESTED CONSENT CALENDAR

2. **GENERAL ADMINISTRATION**

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

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

Action Taken:

2. **GENERAL ADMINISTRATION CONTINUED**

- 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:
- 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:
- E. Actions pertaining to the Bullard Avenue traffic synchronization project from Marks Avenue to Willow Avenue rebid - Bid File 3320 (**Council Districts 2 ,4 ,6 and Fresno County**) – Public Works Department
1. Adopt finding of a Categorical Exemption per staff determination, pursuant to Section 15301(c) of the CEQA Guidelines, for the Bullard Avenue wireless ITS project from Marks Avenue to Willow Avenue
Action Taken:
 2. Award a construction contract with Crosstown Electrical & Data, Inc. of Irwindale, California in the amount of \$755,808.00 for the base bid and add Alternate 1 for the Bullard Avenue wireless ITS project from Marks Avenue to Willow Avenue
Action Taken:
- 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:
 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:
- G. Actions pertaining to the McKinley Avenue traffic synchronization project from Highway 99 to Clovis Avenue rebid – Bid File 3338 (**Council Districts 1, 3, 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 McKinley Avenue wireless ITS project from Highway 99 to Clovis Avenue
Action Taken:
 2. Award a construction contract with Crosstown Electrical & Data, Inc. of Irwindale, California in the amount of \$833,370 for the base bid and all add alternates for the McKinley Avenue wireless ITS project from Highway 99 to Clovis Avenue rebid
Action Taken:

3. **CITY COUNCIL**

4. **CLOSED SESSION**

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:

SCHEDULED COUNCIL HEARINGS AND MATTERS

9:30 A.M. [Presentation to the fiscal year 2015 Mayor's proposed budget](#)

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

SCHEDULED COMMUNICATION –

UNSCHEDULED COMMUNICATION – Members of the public may address the Council regarding items that are not listed on the agenda and within the subject matter jurisdiction of the Council. Each person is limited to a three (3) minute presentation. Anyone wishing to be placed on an agenda for a specified topic should contact the City Clerk's Office at least ten (10) days prior to the desired date. Council action on unscheduled items, if any, shall be limited to referring the item to staff for a report and possible scheduling on a future Council agenda.

UPCOMING SCHEDULED COUNCIL HEARINGS AND MATTERS

- May 28 - NO MEETING- MEMORIAL DAY**
- June 5 - 9:00 A.M.** Business Friendly Fresno Final Report and Workshop
June 5 - 10:00 A.M. **WORKSHOP** - Update from the San Joaquin Valley Air Pollution Control District on the efforts of the District to address our Air Quality – Acting President Baines
- June 12 - 8:30 A.M. MEETING**
- June 19 - 1:00 P.M. HEARING** determining that public interest and necessity require acquisition of easement and right-of-way for public purposes over, under, through and across real property owned by J & M Avila Properties, LLC (APN 505-08017s) for the construction of Veterans Boulevard, a six lane expressway connecting Herndon avenue to Shaw Avenue
- June 19 - 1:15 P.M. HEARING** determining that public interest and necessity require acquisition of easement and right-of-way for public purposes over, under, through and across real property owned by George Dakovich and Son, Inc (APN 505-080-31s) for the construction of Veterans Boulevard, a six lane expressway connecting Herndon avenue to Shaw Avenue
- June 26 - 8:30 A.M. MEETING**
- June 3 – COUNCIL VACATION**
June 10 – COUNCIL VACATION
- July 17 - 10:00 A.M. HEARING** re: UUD No. FRE-93 on the north side of Nees Avenue from Maple Avenue to Hayston Avenue
- July 17 - 10:15 A.M. HEARING** re: Final Tract Map No. 5531 annexed to CFD No. 11 to provide funding for the operation and reserves for maintenance (“Services”) pertaining to the landscaping, trees and irrigation systems within the street rights-of-way and landscape easements in and along S. Armstrong and E. California Avenues

UPCOMING EMPLOYEE CEREMONIES

- July 31 - 8:30 a.m.** Employee of the Summer Quarter (*Reception immediately following – 2nd floor foyer*)
Oct. 2 - 8:30 a.m. Employee of the Fall Quarter (*Reception immediately following – 2nd floor foyer*)
Oct. 22 - (Weds) 2:00 p.m. Presentation of Employee Service Awards (*Reception immediately following – 2nd floor foyer*)