



# City Council Agenda

Council President  
**Blong Xiong**

Councilmembers

**Brian Calhoun, Ph.D.**  
**Mike Dages**  
**Jerry Duncan**

**Henry T. Perea**  
**Cynthia A. Sterling** – Acting President  
**Larry Westerlund**

City Manager  
**Andrew T. Souza**

City Clerk  
**Rebecca E. Klisch, CMC**

City Attorney  
**James C. Sanchez**

The meeting room is accessible to the physically disabled, and the services of a translator can be made available. Requests for additional accommodations for the disabled, signers, assistive listening devices, or translators should be made one week prior to the meeting. Please call City Clerk's Office at 621-7650.

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

## April 8, 2008

### 8:30 A.M. ROLL CALL

Invocation

Pledge of Allegiance to the Flag

### **Ceremonial Presentation:**

1st Quarter "Make a Promotion a Commotion" Ceremony (*Reception immediately following – 2nd floor foyer*) – Held

The agenda and related staff reports are available on ([www.fresno.gov](http://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 Cable Channel 96 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.

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 minutes of April 1, 2008

**Action Taken:** Approved

Councilmember Reports and Comments

**Action Taken:** Made

Approve Agenda

**Action Taken:** Approved, as amended

Adopt Consent Calendar

**Action Taken:** Adopted

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 immediately following.

- A. \* Award a requirements contract in the amount of \$2,331,180.25 to Clean Energy of Seal Beach, CA for liquid natural gas (LNG) fuel – General Services Department/Fleet Management  
**Action Taken:** Awarded
- B. \* Award a requirements contract in the amount of \$96,756.72 to Pittsburgh Paints in the amount of \$96,756.72 to provide paint for graffiti abatement – Police Department  
**Action Taken:** Awarded
- C. \* Approve a new service agreement between the City of Fresno and Glorybound World Outreach/MSS to provide weekly graffiti abatement under the Mayor's Neighborhood Quality of Life Initiative (NQLI) – Police Department  
**Action Taken:** Approved
- D. \* Approve a new service agreement between the City of Fresno and Fresno County Economic Opportunities Commission to provide graffiti abatement under the Mayor's Neighborhood Quality of Life Initiative (NQLI) – Police Department  
**Action Taken:** Approved
- E. \* Approve a new 2008 service agreement, and ratify the 2007 service agreement, between the City of Fresno and Bridge the Barriers to provide graffiti abatement under the Mayor's Neighborhood Quality of Life Initiative (NQLI) – Police Department  
**Action Taken:** Approved
- F. Adopt Resolution of Intention No. 1064-D to vacate the "N" - "O" alley and the northeasterly half of "N" Street between Ventura Street and Inyo Street and Mono Street between "N" Street and "O" Street and setting the public hearing for April 29, 2008, at 10:00 a.m. **(Property located in District No. 3)** – Public Works Department  
**Action Taken:** Adopted
- G. **RESOLUTION** - Of Intention to annex Final Tract No. 5358 as Annexation No. 31 to City of Fresno Community Facilities District No. 11 and setting the public hearing for April 29, 2008, at 10:30 a.m. **(Property located in District 2)** – Public Works Department  
**Action Taken:** Resolution No. 2008-76 adopted
- H. **RESOLUTION** - Of Intention to Annex Final Tract No. 5436 as Annexation No. 28 to City of Fresno Community Facilities District No. 11 and setting the public hearing for April 29, 2008, at 10:35 a.m. **(Property located in District 5)** – Public Works Department  
**Action Taken:** Resolution No. 2008-77 adopted

1. **CONSENT CALENDAR**

I. **RESOLUTION** - Approving the Final Map of Tract No. 5717, Phase 1 of Vesting Tentative Map No. 5717, accepting dedicated public uses therein; authorize the Public Works Director, the Public Utilities Director, and the Planning and Development Director to execute the necessary documents – Planning and Development Dept.

**Action Taken:** Resolution No. 2008-78 adopted

J. \* Award a requirements contract to John Deere Landscapes of Fresno, CA. for irrigation equipment and supplies - PARCS

**Action Taken:** Awarded

**CONTESTED CONSENT ITEMS (IF ANY)**

**SCHEDULED COUNCIL HEARINGS AND MATTERS**

9:00 A.M. A. **SCHEDULED COMMUNICATION:**

9:00 A.M. B. **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 Department 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

9:15 A.M. **CITY COUNCIL**

A. ITEM REMOVED FROM THE AGENDA

B. Discussion/direction regarding enforcement issues involving signs and banners/flags – Councilmember Dages

**Action Taken:** Discussed

1. **RESOLUTION** - To temporarily suspend enforcement of the code pending amendment of the Fresno Municipal Code

**Action Taken:** Resolution No. 2008-79 adopted

C. **RESOLUTION** - Opposing AB 2716 mandating paid sick leave on small business - Councilmember Duncan

**Action Taken:** Resolution No. 2008-80 adopted

9:30 A.M. **GENERAL ADMINISTRATION**

A. Request from Convention and Visitors' Bureau:

**Action Taken:** Request made

1. \* **RESOLUTION** – 83rd amendment to AAR No. 2007-214 appropriating \$100,000 for an advance to the Convention and Visitors' Bureau for a spring marketing campaign (Requires 5 affirmative votes)

**Action Taken:** Resolution No. 2008-81 adopted

10:00 A.M. Presentation by Quad Knopf Consulting on the Draft 2008-2013 City of Fresno Housing Element of the General Plan and open public comment period on the Draft until June 1, 2008 – Planning and Development Department

**Action Taken:** Rescheduled for 5/6/2008

**SCHEDULED COUNCIL HEARINGS AND MATTERS CONTINUED**

**10:45 A.M. JOINT MEETING WITH THE REDEVELOPMENT AGENCY**

Approve Agency minutes of April 1, 2008

**Action Taken:** Approved, as submitted

- A. Authorize the Executive Director and City Manager to enter into an exclusive negotiation Agreement (ENA) between the Redevelopment Agency, City of Fresno and Fresno Convention Center Hotel Properties, LP, a California Limited Partnership, for the property located at 800 – 808 “M” Street, Fresno CA - (*Subject to City Attorney approval to form*) – City Manager’s Office  
**Action Taken:** Authorized
  
- B. Consider adoption of Agency resolution certifying Subsequent Environmental Impact Report (SEIR) SCH # 2003051046 for the Old Armenian Town Project-relocation of historical resources (*Continue to May 13, 2008 at 3:00 p.m.*)  
**Action Taken:** Continued as noted

**ADJOURN AGENCY**

**SCHEDULED COUNCIL HEARINGS AND MATTERS**

- Apr. 15 - 8:30 A.M. Presentation of P.R.I.D.E. Team Certificates for the Spring Quarter (**Reception immediately following – 2<sup>nd</sup> floor foyer**)
- Apr. 15 - 10:00 A.M. **HEARING** re: General Plan Amendment No. A-08-02, Rezone Application No. R-08-02, filed by LREG, Inc. on behalf of the City of Fresno (Legacy Project)
- Apr. 15 - 10:15 A.M. Consider and provide direction on proposed Blueprint scenarios – Barbara Goodwin, Executive Director of COG
  
- Apr. 15 - 2:30 P.M. Wastewater Bond – Finance Dept.
- Apr. 15 - 2:45 P.M. Parks Bond – Finance Dept.
- Apr. 15 - 4:00 P.M. Selection of temporary replacement for Council District 4 – President Xiong
  
- Apr. 22 - **NO MEETING – COUNCIL RECESS**
  
- Apr. 29 - 10:00 A.M. **HEARING** re: vacation of “N”-“O” Street alley
- Apr. 29 - 10:15 A.M. **HEARING** re: Application No. TA-07-03
- Apr. 29 - 10:30 A.M. **HEARING** re: Tract No. 5358, Annexation No. 31
- Apr. 29 - 10:35 A.M. **HEARING** re: Tract No. 5436, Annexation No. 28
  
- Apr. 30 - 2:00 P.M. (**WEDNESDAY**) Presentation of Employee Service Awards (Council Chambers) – (**Reception immediately following – 2<sup>nd</sup> floor foyer**)
- May 13 - 3:00 P.M. Consider adoption of Agency resolution certifying Subsequent Environmental Impact Report (SEIR) SCH # 2003051046 for the Old Armenian Town Project-relocation of historical resources