



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 this meeting.

February 5, 2008

8:30 A.M. ROLL CALL

Invocation by Pastor Natalie Chamberlain of the United Christian Church-Disciples of Christ

Pledge of Allegiance to the Flag

Ceremonial Presentation:

Presentation of SPCA Pet of the Month – Council President Xiong - **Presented**

Proclamation of "LITERACY AWARENESS MONTH" – Council President Xiong – **Read and presented**

Proclamation of "THE YMCA 120th ANNIVERSARY" – Councilmember Sterling – **Read and presented**

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 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 January 29, 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 at 3:00 p.m.

- A. Approve professional services agreement with Electrical Power Systems, Inc. for planning and engineering design services for the installation of ten (10) emergency power supply units at water division pump stations – Dept. of Public Utilities
Action Taken: Approved
- B. * Approve an agreement with Cornerstone Structural Engineering Group for the design of the Willow Avenue bridge widening, north of Jensen Avenue (***Property located in District 5***) – Public Works Dept.
Action Taken: Approved
- C. * Approve an agreement with RRM Design Group in the amount \$179,995 for the preparation of plans, specifications, and cost estimates for the Vagabond Skate Park (***Property located in District 3***) – Public Works Dept.
Action Taken: Contested and laid over one week
- D. * Approve an agreement with Shane's Inspiration (Inc.) in the amount \$79,725 for the preparation of plans, specifications, and cost estimates for portions of the Universally Accessible Park (***Property located in District 1***) – Public Works Dept.
Action Taken: Contested and laid over one week
- E. * **RESOLUTION** – 69th Amendment to AAR No. 2007-214 appropriating \$1,376,700 in Federal and State grant funds and to reallocate previously approved capital funding in the Public Works Department to construct site improvements at the Santa Fe Depot (***Requires 5 affirmative votes***) (***Property located in District 3***) – Public Works Dept.
Action Taken: Resolution No. 2008-16 adopted
- F. **RESOLUTION** – Initiating rezoning (pre-zoning) on 1 parcel totaling 1.34 acres within the City of Fresno's Sphere of Influence, property located on the west side of S. Clovis Avenue between E. Jensen and E. Church Avenues (Jensen-Clovis No. 4 Reorganization) (***Property located in District 5***) – Planning and Development Dept.
Action Taken: Resolution No. 2008-17 adopted

SCHEDULED COUNCIL HEARINGS AND MATTERS CONTINUED

9:30 A.M.

GENERAL ADMINISTRATION

- A. Update on Kern Street Sports Town project – **Updated given**
1. * **RESOLUTION** - 70th amendment to AAR No. 2007-214 appropriating \$80,000 to fund Sports Town Project improvements (**Requires 5 affirmative votes**) – Economic Development Department
Action Taken: Resolution No. 2008-20 adopted
- B. Approve actions required to accommodate Mexicana Airlines' increase from five to seven (i.e., daily) international flights per week at the Fresno Yosemite International Airport effective March 18, 2008 – Airports Department
1. Approve the December 28, 2007 letter agreement with Mexicana Airlines covering Mexicana's proposed year-round schedule increase from five to seven international flights per week (i.e. increase to daily service) at the Fresno Yosemite International Airport (FYI) starting on March 18, 2008
Action Taken: Approved
 2. * **RESOLUTION** – 68th amendment to AAR No. 2007-214 appropriating \$122,900 to pay for extra customs and border protection costs associated with Mexicana Airlines increase from five to seven international flights per week at the Fresno Yosemite International Airport effective March 18, 2008 (**Requires 5 affirmative votes**)
Action Taken: Resolution No. 2008-21 adopted
 3. Authorize the Director of Aviation to negotiate and execute on behalf of the City all agreements, or modifications to current agreements, required to accommodate Mexicana's proposed schedule increase including, without limitation thereto, any new or amended agreement with Customs and Border Protection Agency (CBP)
Action Taken: Authorized
 4. Authorize the Director of Aviation to take such additional actions as he may deem necessary and prudent to accommodate Mexicana's proposed schedule increase
Action Taken: Authorized
- C. * Award a contract for construction to Roebbelen Contracting Inc. of El Dorado Hills, California for the Fresno Yosemite International Airport expansion and remodel in the amount of \$9,192,000; and
Action Taken: Awarded
1. * **RESOLUTION** - 67th amendment to AAR No. 2007-214 appropriating \$1,762,400 to fund the construction contract (**Requires 5 affirmative votes**) – Airports Department
Action Taken: Resolution No. 2008-22 adopted

10:30 A.M.#1

CONTINUED HEARING to consider Rezone Application No. R-07-70, and related appeal of the Planning Commission's action approving Vesting Tentative Tract Map No. 5911/UGM and environmental findings, filed by Envision Homes on behalf of FCF-Built LLC, pertaining to approximately 9.3 acres of property located on the east side of North Marks between West Floradora and West McKinley Avenues Avenues – (**Property located in District 3**) – Planning and Development Department

Action Taken: Held – appeal withdrawn

- a. Consider and adopt Environmental Assessment No. R-07-70/T-5911/C-07-342, determination of initial study to file a Finding of Conformity to MEIR 10130 for the 2025 Fresno General Plan
Action Taken: Adopted
- b. **RESOLUTION** - Approving Vesting Tentative Tract Map No. 5911/UGM subject to Conditions of Approval dated January 16, 2008.
Action Taken: Resolution No. 2008-25 adopted
- c. **BILL** - Amending the Official Zone Map to rezone the subject property from the R 1/UGM (Single Family Residential/Urban Growth Management) zone district to the R 2/UGM (Low Density Multiple Family Residential/Urban Growth Management) zone district
Action Taken: Bill No. B-5/Ordinance No. 2008-5 adopted

February 5, 2008

***SUBJECT TO MAYOR'S VETO OR RECONSIDERATION**

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AND MAY BE AMENDED AT ANYTIME

SCHEDULED COUNCIL HEARINGS AND MATTERS CONTINUED

10:30 A.M.#2 **WORKSHOP** relating to funding for sewer enterprise capital projects – Department of Public Utilities - Held

3:30 P.M. #1 **CONTESTED CONSENT ITEMS (IF ANY)**

3:30 P.M. #2 **JOINT MEETING WITH THE REDEVELOPMENT AGENCY**

Approve Agency minutes of January 29, 2008

Action Taken: Laid over to next meeting

A. 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 February 12, 2008 @ 3:00 p.m.)***

Action Taken: Continued as noted

B. Receive status report on South Stadium Project and to consider taking the following actions:

1. Establish the South Stadium Project as a priority for appropriate City and Agency funding sources such as CDBG, Section 108 funds, Capital Improvement Program funds, and tax-increment revenues
2. Authorize Executive Director, in cooperation with the City, to establish a financing team to develop financing options for Merger 1 Redevelopment Area's Tax Increment, current Conference Center COP funding commitments, and other Agency and City funding sources that may be appropriate for bridging the project's financial feasibility
3. Direct Executive Director to apply for grants and other third-party funding sources that may be appropriate for bridging the project's financial feasibility
4. Authorize Executive Director to consider acquisition of key opportunity sites
5. Direct Agency to continue working with Forest City relative to project costs and financial feasibility

Action Taken: Laid over to 2/26/2008

ADJOURN AGENCY

3:30 P.M.#3 **CONTINUED HEARING** to consider Rezone Application No. R-06-39, and environmental findings, filed by Harbour and Associates on behalf of Riverfront Ventures, LLC. pertaining to approximately 9.40 net acres of property located on the northwest corner of the intersection of W. Herndon and N. Bryan Avenues ***(Property located in District 2)*** – Planning and Development Department ***(Continue to February 12, 2008 @ 11:00 A.M.)***

Action Taken: Continued as noted

SCHEDULED COUNCIL HEARINGS AND MATTERS

- Feb. 12 - 10:00 A.M. **CONTINUED HEARING** to consider the "El Cazador" Condominium Conversion Application and Vesting Tentative Tract Map No. 5793, filed by United Development Group
- Feb. 12 - 10:30 A.M. **WORKSHOP** regarding parking – Public Works Dept.
- Feb. 12 - 10:45 A.M.#1 Consider approval of Stand-Alone Tax Sharing Agreement between the County of Fresno and the City of Fresno for annexation of certain territory known as the McKinley-Hayes No. 3 Reorganization (new urban strategies property and adjacent parcels)
- Feb. 12 - 10:45 A.M.#2 **HEARING** re: Rezone Application No. R-07-76 filed by the City of Fresno
- Feb. 12 - 11:00 A.M. **CONTINUED HEARING** to consider Rezone Application No. R-06-39, filed by Harbour and Associates on behalf of Riverfront Ventures, LLC.

- Feb. 12 - 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

- Feb. 26 - 10:00 A.M. Presentation by TreeTOPS Group – (Trails and open space)
- Feb. 26 - 10:15 A.M. **HEARING** re: Rezone Application No. R-07-72, filed by the City of Fresno
- Feb. 26 - 10:30 A.M. **HEARING** to consider of Zoning Ordinance Text Amendment No. TA-07-02 and Environmental Finding related to the "ANX" Annexed Rural Residential Transitional Overlay District
- Feb. 26 - 10:45 A.M. Asset Map/Drill Down Analysis project for the Economic Development Dept.

- Mar. 4 - 10:00 A.M. **HEARING** re: the annual weed abatement ordinance – Code Enforcement Division

- Mar. 18 - **NO MEETING – EASTER BREAK**

- Mar. 25 - 10:00 A.M. **HEARING** for the vacation of Fulton Lane between Broadway and Fulton Streets and the Broadway-Fulton/Broadway-Divisadero Alley between Fulton Lane and Yosemite Avenue - RI No. 1063D