

# 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, 2<sup>nd</sup> Floor, 2600 Fresno Street, Fresno CA 93721.

**April 3, 2014**

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

Invocation

Pledge of Allegiance to the Flag

**Ceremonial Presentations:**

Presentation of the SPCA Pet of the Month – Councilmember Caprioglio

Proclamation of “MAKER MONTH” to the Fresno Art Museum – Councilmember Olivier

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 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 March 27, 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. [Actions pertaining to the traffic signal installation at Audubon and Cole Avenues – Bid File 3274 \(Council District 6\) – Public Works Department](#)

1. Adopt findings of a Categorical Exemption pursuant to Class 1 Section 15301(c) (Existing Facilities) of the CEQA Guidelines for the traffic signal installation at Audubon and Cole Avenues

**Action Taken:**

2. Award a construction contract with Kertel Communications, Inc. dba Sebastian of Fresno, California in the amount of \$287,465.50 for the traffic signal installation at Audubon and Cole Avenues

**Action Taken:**

B. [Adopt Categorical Exemption per Staff Determination pursuant to Section 15301\(c\) and approve acquisition of one parcel located at 6780 N. Lafayette Avenue for the amount of \\$290,000 from Seller: Marilyn R. Weaver to construct a new water supply well \(County island within Council District 2\) - Department of Public Utilities](#)

**Action Taken:**

C. [Affirm appointment of Justin Vechhiarelli to District 6 Plan Implementation Committee – Councilmember Brand](#)

**Action Taken:**

## **CONTESTED CONSENT CALENDAR**

### 2. **GENERAL ADMINISTRATION**

### 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:**

#### B. **CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION** - Government Code Section 54956.9, Subdivision (d)(1)

1. Jesse Maldonado, et al. v. City of Fresno, et al.; Fresno Superior Court Case No. 12CECG03742JH

**Action Taken:**

## **SCHEDULED COUNCIL HEARINGS AND MATTERS**

**10:00 A.M. HEARING** to consider Rezone Application No. R-14-001 and Environmental Assessment No. R-14-001/V-14-001, filed by Michael Henebury of Bulldog Recycling, pertaining to approximately .79 acres of property located on the east side of N. Clark Street between E. Floradora and E. McKinley Avenues (1454 N. Clark Street; APN: 451-151-13) (**Council District 7**) – Development and Resource Management Department

**Action Taken:**

1. Consider the environmental finding of Environmental Assessment No. R-14-001/V-14-001, a Finding of Conformity, dated January 17, 2014
2. **BILL** – Amending the Official Zone Map to reclassify ± .79 acres from the C-M (Commercial and Light Manufacturing) zone district to the M-1/CZ (Light Manufacturing/Conditions of Zoning) zone district

**Action Taken:**

## SCHEDULED COMMUNICATION –

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

**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**

Apr. 10 - 8:30 A.M.	MEETING
Apr. 17 -	NO MEETING - EASTER
Apr. 24 - 10:00 A.M.	HEARING to adopt resolutions and ordinance to annex territory and levy a special tax regarding Community Facilities District No. 9, Annexation No. 6
May 1 - 8:30 A.M.	MEETING
May 8 -	NO MEETING - RECESS
May 15 - 1:30 P.M.	MEETING
May 22 - 8:30 A.M.	MEETING
May 28 -	NO MEETING- MEMORIAL DAY
June 5 - 8:30 A.M.	MEETING
June 12 - 8:30 A.M.	MEETING
June 19 - 1:30 P.M.	MEETING
June 26 - 8:30 A.M.	MEETING

### **UPCOMING EMPLOYEE CEREMONIES**

Apr. 9 - (Weds) 2:00 p.m.	Presentation of Employee Service Awards ( <i>Reception immediately following – 2<sup>nd</sup> floor foyer</i> )
Apr. 24 - 8:30 a.m.	Employee of the Spring Quarter ( <i>Reception immediately following – 2<sup>nd</sup> floor foyer</i> )
July 31 - 8:30 a.m.	Employee of the Summer Quarter ( <i>Reception immediately following – 2<sup>nd</sup> floor foyer</i> )
Oct. 2 - 8:30 a.m.	Employee of the Fall Quarter ( <i>Reception immediately following – 2<sup>nd</sup> floor foyer</i> )
Oct. 22 - (Weds) 2:00 p.m.	Presentation of Employee Service Awards ( <i>Reception immediately following – 2<sup>nd</sup> floor foyer</i> )