

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.

Present:	Andreas Borgeas	Councilmember
	Lee Brand	Councilmember
	Paul Caprioglio	Acting Council President
	Mike Dages	Councilmember
	Henry Perea	Councilmember
	Blong Xiong	Councilmember
	Cynthia Sterling	Council President

Andy Souza, City Manager  
 Bruce Rudd, Assistant City Manager  
 Jim Sanchez, City Attorney  
 Becky Klisch, City Clerk  
 Yolanda Salazar, Assistant City Clerk

Superintendent Larry Powell of the Fresno County Office of Education gave the invocation and President Sterling led the Pledge of Allegiance.

**COMMENDATION TO EDISON HIGH SCHOOL STUDENTS FOR NATIONAL SIGNING DAY - PRESIDENT STERLING**

Removed from the agenda.

**PRESENTATION OF THE SPCA PET OF THE MONTH - PRESIDENT STERLING**

The pet of the month available for adoption, a 3-month old male Doxie-Terrier mix, was presented.

**ADOPTION OF CITY COUNCIL RESOLUTION NO. 2009-31 RENAMING THE CITY HALL COPY CENTER TO THE "JIM LENNON COPY CENTER"**

The Resolution was adopted, read, and presented to the family of GSD employee Jim Lennon who passed away January 6<sup>th</sup>.

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**APPROVE MINUTES OF JANUARY 27, 2009:**

City Clerk Klisch advised corrections were made to the last paragraph on Page 153-30, Item 3:15 p.m., which corrections had been red-tagged to Council yesterday and provided again this date.

On motion of Councilmember Borgeas, seconded by Acting President Caprioglio, duly carried, RESOLVED, the minutes of January 27, 2009, approved as corrected.

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**COUNCIL MEMBER REPORTS AND COMMENTS:**

Councilmember Perea questioned if the City was now charging fees for the mobile science lab, with ACM Rudd stating there might be a rental fee for private parties but he would look into the matter and report back. Councilmember Perea requested staff provide a list of fees that were previously approved and are now being charged.

community; (2) Mayor Swearingin and the RDA on the downtown Heroes Restaurant ribbon-cutting; and (3) the United Way for their EITC kickoff event at Heald College.

President Sterling advised she would be in Washington D.C. next week with the 'One Voice Tour' and Acting President Caprioglio would chair the meeting with Councilmember Dages acting as vice chair.

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**APPROVE AGENDA:**

**(11:00 A.M.) HEARING ON REZONE APPLICATION NO. R-05-107 AND ENVIRONMENTAL FINDINGS FILED BY RICHARD AND DONNA STOECKEL, PROPERTY LOCATED ON THE NORTH SIDE OF E. AUSTIN WAY TERMINUS, WEST OF N. CHESTNUT AVENUE (4701 E. AUSTIN WAY) (Continue to February 10, 2009, at 10:15 a.m.)**

Continued as noted.

On motion of Acting President Caprioglio, seconded by Councilmember Borgeas, duly carried, RESOLVED, the **AGENDA** approved as submitted, by the following vote:

Ayes : Borgeas, Brand, Caprioglio, Dages, Perea, Xiong, Sterling  
Noes : None  
Absent : None

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**ADOPT CONSENT CALENDAR:**

Councilmember Perea pulled item **1-F** from the Consent Calendar for separate discussion/action.

**(1-A) AUTHORIZE THE DIRECTOR OF AVIATION TO EXECUTE AMENDMENTS TO THE USE AND LEASE AGREEMENTS OF THE PASSENGER AIRLINES OPERATING SCHEDULED SERVICES AT FYI AIRPORT TO REFLECT CHANGES TO THEIR LEASEHOLDS AND COMMON USE AREAS RESULTING FROM THE TERMINAL RENOVATION/EXPANSION PROJECT**

- 1. APPROVE AMENDING US AIRWAYS' USE AND LEASE AGREEMENT TO EXCHANGE THEIR CURRENT MANAGEMENT OFFICE FOR TWO OFFICES THAT WERE FORMERLY LEASED BY EXPRESS-JET**
- 2. ADD A BAGGAGE SERVICE OFFICE IN THE BAGGAGE CLAIM AREA LAST USED BY DOLLAR RENT-A-CAR**

**(1-B) AUTHORIZE ACCEPTANCE OF A BULLETPROOF VEST PARTNERSHIP GRANT AWARD OF \$14,416 AND EXECUTION OF PROGRAM DOCUMENTS**

- 1. RESOLUTION NO. 2009-32 - 69<sup>TH</sup> AMENDMENT TO AAR 2008-162 APPROPRIATING \$14,400 IN THE POLICE DEPARTMENT'S FY 2009 BUDGET FOR THE BULLETPROOF VEST PROGRAM**

**(1-C) RECEIVE ANNUAL UPDATE OF PRIORITY RANKING LISTS FOR NEW TRAFFIC SIGNAL INSTALLATIONS, TRAFFIC SIGNAL LEFT TURN PHASING, AND INTERSECTION TRAFFIC FLOW IMPROVEMENTS**

**(1-D) APPROVE A REIMBURSEMENT AGREEMENT WITH THE FRESNO METROPOLITAN FLOOD CONTROL DISTRICT IN THE AMOUNT OF \$94,895 FOR CONSTRUCTION OF STREET IMPROVEMENTS IN FLORENCE AVENUE FROM CEDAR TO JACKSON AVENUES, AND AUTHORIZE THE PUBLIC WORKS DIRECTOR OR DESIGNEE TO SIGN THE AGREEMENT ON BEHALF OF THE CITY**

**(1-E) APPROVE THE THIRD AMENDMENT TO THE AGREEMENT WITH CAMP DRESSER & MCKEE (CDM) IN THE AMOUNT OF \$260,000 FOR GROUNDWATER REMEDIAL ACTION SERVICES FOR CALENDAR YEAR 2009 AT THE CLOSED FRESNO SANITARY LANDFILL**

**(1-G) RESOLUTION NO. 2009-33 - 68<sup>TH</sup> AMENDMENT TO AAR 2008-162 APPROPRIATING \$71,300 OF CDBG FUNDS**

FOR THE REBUDGET OF THE FRESNO EOC YOUTH TRANSITIONAL LIVING CENTER REHABILITATION PROJECT, PREVIOUSLY APPROVED BY COUNCIL

**(1-H)** AWARD A CONTRACT IN THE AMOUNT OF \$131,478 TO FRESNO PLUMBING AND HEATING TO REMOVE AND REPLACE THE DOMESTIC HOT WATER AND WATER SOFTENER SYSTEM AT THE FRESNO CONVENTION AND ENTERTAINMENT CENTER (FCEC)

On motion of Councilmember Perea, seconded by Councilmember Brand, duly carried, RESOLVED, the above entitled **CONSENT CALENDAR** hereby adopted, by the following vote:

Ayes : Borgeas, Brand, Caprioglio, Dages, Perea, Xiong, Sterling  
Noes : None  
Absent : None

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**CONTESTED CONSENT CALENDAR:**

**(1-F)** AWARD A CONTRACT IN THE AMOUNT OF \$781,330 TO VULCAN CONSTRUCTION & MAINTENANCE, INC., FOR THE REQUIREMENTS CONTRACT TO INSTALL WATER METER BOXES WITHIN THE CITY

Assistant PUD Director Andersen responded to questions and/or comments of Councilmembers Perea, Brand and President Sterling and/or clarified issues relative to whether employees would be local, if prevailing wage would be paid, the current economy and need to hire locally, number of additional installation projects forthcoming, the incremental installation process and if those who have meters installed will be system-billed immediately, drought/water consumption and water conservation with meters, if the City was on schedule to meet the 2013 deadline, public outreach plans, and if staff will be available to attend district meetings to further educate the public.

On motion of Councilmember Xiong, seconded by Councilmember Dages, duly carried, RESOLVED, the above entitled contract awarded as recommended to Vulcan Construction & Maintenance, Inc., by the following vote:

Ayes : Borgeas, Brand, Caprioglio, Dages, Perea, Xiong, Sterling  
Noes : None  
Absent : None

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**RECESS - 8:58 A.M. - 9:00 A.M.**

**(9:00 A.M.) PUBLIC COMMENT PERIOD:**

**(A) SCHEDULED COMMUNICATIONS:**

APPEARANCE BY KENNETH FICK TO DISCUSS THE USE OF BIKE LANES IN FRESNO

Not present when called.

**(B) UNSCHEDULED COMMUNICATIONS:**

Paul Hurlbut spoke to the fire department's performance to service level goals and submitted written material on the issue.

Sherry Smith, 4724 W. Swift, spoke to Veterans Boulevard and the need to construct the boulevard from Shaw south to Freeway 180.

Paula Savino spoke to animal abuse.

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**(9:15 A.M.) WORKSHOP BY THE FINANCE DEPARTMENT ON BONDING ISSUES**

Councilmember Brand stated before being sworn in as council member he invested considerable time investigating the city's finances due to rumors of excessive bond debt and advised after his investigation and a written response from staff he wanted staff to present this workshop to put to rest the misinformation regarding the city's bonding capacity and debt structure, all as contained in his report to Council as submitted.

Interim City Controller Bradley gave an in-depth PowerPoint presentation on the issue which consisted of Debt Service Backed by the General Fund, General Fund Debt (**2 - 0**), Debt Service Backed by Enterprises, Debt Service Backed by Other Funds, City Assets Securing Debt, Bond Ratings, City of Fresno Bond Ratings, Debt Per Capita Comparisons with Peer Cities, FY 2010 Debt Service on General Fund Debt, and Recent Bond Rating Agency Comments.

Ms. Bradley and ACM Rudd responded to questions, comments and/or requests of Councilmembers Perea, Borgeas and Brand and/or clarified issues relative to work required/firms hired by the department/number of minority or small businesses that have been hired, request for a breakdown/tray memo on overall bond debt and amount of debt issued by minority-owned firms, bonding capacity, pledgeable assets, collateralization of assets, if there was an asset cap/ratio to guide the city, number of collateralized assets that have not been pledged, request for a list of pledgeable assets yet to be pledged, how the current bond debt compares to last year, and what the debt service percentage was of the general fund. Council commended staff on the presentation and there was no further discussion.

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**(9:30 A.M. "A") STATUS UPDATE ON THE FY 2009 AND 2010 BUDGETS**

City Manager Souza advised staff would presenting a mid-year status report next week as part of the normal process, spoke briefly to the difficult economic times of not only the region but also the state and nation and briefed Council on where the city was at currently, what the status was, and what the city was looking at, concluded stating Fresno had challenges like all other cities but was attacking those challenges now, and along with Fire Chief Bruegman responded to questions, comments and/or requests of Councilmembers Dages, Brand, Perea, Xiong and President Sterling relative to how public safety was being looked at, if there were plans to close any fire stations, if labor was working with the administration, if delivery of city services (i.e. street maintenance), enterprise departments or FAX would be impacted/interrupted, if any fire stations currently on the books to open would not be opening, how services were being prioritized, if prioritization of programs/services will be brought to Council for Council's input, if prioritization information will be shared with labor before bringing it to Council, if next week's mid-year report will include options, request the administration share the information with labor so Council can have a more productive discussion next Tuesday, if information on savings from elimination of temporary positions will be included in the upcoming report, if Fire Station 19 will be fully staffed when opened and if another fire station will close, and permanent/temporary lay offs. Councilmember Dages requested his district budget be included in the consideration of department's 4% and 8% budget cuts.

City Attorney Sanchez clarified the Charter delegated the city manager authority to move forward and administratively attempt to maximize efficiencies of the Council-adopted budget and the city manager would have to return to Council to make any material changes and/or decreases/elimination in services/programs of the adopted budget.

President Sterling thanked Mr. Souza for his report and requested Council be kept informed so they can help do their part in balancing the budget. There was no further discussion.

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COG Executive Director Boren spoke to the background of the RTMF, to the (3 - 0) the model ordinance the 16 member cities are currently in receipt of, and to the challenges of agreement on the ordinance by the member cities and on implementation of the RTMF. ACM Rudd added this item was being presented as a prelude to the ordinance staff planned to bring forth for introduction in two weeks and expanded further on the Tier 1 Regional projects, the dollars needed to deliver those projects being predicated on adoption of this fee, and administration/implementation of the fee. Mr. Boren stated it might be a practical/better approach for COG to take on the responsibility for this program along with the challenges that go with it as opposed to each of the 16 cities having to deal with it and COG having working with each of them.

Mr. Rudd, Mr. Boren and City Attorney Sanchez responded to questions and/or comments of Councilmembers Dages, Borgeas and Xiong relative to whether there was any advantage for the city of Fresno to collect the fee, feeling that each member city should collect its own fee, if projects such as SR 180 and Veterans Boulevard will not be completed if the fee is not collected, if one uniform ordinance will be adopted by the member cities for fee collection, collection by COG and if the city would relinquish standing to form its own arguments if a suit was brought against the collection, if a suit would apply to all cities or just Fresno, support for exploring COG taking over the administrative responsibilities/oversight, if the only issue of concern was liability/indemnifying the city, and if the city's Measure C priority projects have been adopted by COG. President Sterling thanked Mr. Boren and Mr. Rudd for the presentation stating it was very informative and recommended things be kept as simple as possible to get to the same goal and to not compromise Measure C dollars. There was no further discussion.

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**(9:30 A.M. "C") CONSIDER AND ADOPT AMENDMENT TO THE MASTER FEE SCHEDULE TO INCREASE PARKING VIOLATION PENALTIES IN ACCORDANCE WITH CALIFORNIA SENATE BILL 1407**  
**1. RESOLUTION NO. 2009-34 - 479<sup>TH</sup> AMENDMENT TO MFS RES. 80-420 INCREASING VARIOUS PARKING VIOLATION PENALTIES IN THE PUBLIC WORKS SECTION**

Parking Manager Estabrooke reviewed the issue, all as contained in the staff report as submitted.

Sonny Barger, 2230 W. Dayton, spoke to the need for resources to address problems such as graffiti.

Mr. Estabrooke and City Attorney Sanchez responded to questions and/or comments of Councilmembers Dages, Brand, Perea and President Sterling relative to the January 1 effective date, if the additional \$3 per citation was taken out of the parking budget for the month of January, why the fee does not automatically go into effect when the State mandates the surcharge, if the city did not necessarily have to increase the citation fee to pay the state-imposed amount, collection issues including amount to be collected, the collection process and outsourcing, if the city had the choice to either raise the citation fee or pay the additional amount within existing resources, and these being hard times but cities having no option but to pay the additional \$3.

On motion of Councilmember Brand, seconded by Councilmember Xiong, duly carried, RESOLVED, the above entitled Resolution No. 2009-34 hereby adopted, by the following vote:

Ayes : Borgeas, Brand, Caprioglio, Xiong, Sterling  
Noes : Dages, Perea  
Absent : None

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**(10:00 A.M.) HEARING ON TEXT AMENDMENT NO. TA-08-02 AND ENVIRONMENTAL FINDINGS, INITIATED BY THE PLANNING & DEVELOPMENT DIRECTOR, AMENDING THE TEXT OF THE ZONING ORDINANCE RELATED TO THE DEFINITION OF A DRIVE-THROUGH CAR WASH**  
**1. BILL NO. B-4 - BILL FOR INTRODUCTION ADOPTING TA-08-02 RELATED TO THE DEFINITION OF A DRIVE-THROUGH CAR WASH**

President Sterling announced the time had arrived to consider the issue and opened the hearing.

Planning Manager Unruh gave an in-depth review of the issue, all as contained in the staff report as submitted, and recommended the Bill be introduced.

Speaking to the issue were: Dirk Poeschel, on behalf of David Bowie who initiated this matter with the City, who expanded further on the issue and requested Council support the amendment; and Sonny Barger, 2230 W. Dayton.

Upon call, no one else wished to be heard and President Sterling closed public testimony.

Mr. Unruh and City Attorney Sanchez responded to questions/comments/concerns of Councilmember Dages and/or clarified issues relative to why this amendment was being brought forth when the system was working fine and stand alone car washes were operating already, if this change was to satisfy a developer, code violations being allowed, concern with changing the code for someone who wants to build car washes all over town and use a precious commodity -- water, (4 - 0) opposition to having car washes throughout District 5 on prime corners, and this being an inappropriate use. ACM Rudd stated this was a Council policy question due to a shift in the market place and further explained. Council discussion continued with Mr. Unruh, Mr. Poeschel and Project Manager Stiglich responding to questions and/or comments of Councilmembers Borgeas, Brand and Xiong relative to the current ordinance and the three categories, how the market place has changed over time, if certain zones could be stipulated for the different categories, the current definition being outdated, desire to revisit this code as it was way past its relevance, support for the amendment as the planning will be subject to a CUP, this matter being driven by market forces and demand, disagreement that there will be a proliferation of car washes, support for the change as there will be safeguards and the CUP process will set the standard, car washes now having water-saving technologies, if this amendment will be an addition to the code or elimination of a section, if this project was time sensitive, amount of staff time spent on this amendment, if the applicant initiated this, what the scope of analysis was, if staff's finding after analysis was this was an appropriate change, if this change will meet the need of this applicant and future applicants, the proliferation concern and if this change will make it easier for construction of car washes or make it more stringent, and the position of the Tower District Design Review Committee and staff's response to their position. President Sterling thanked staff, spoke briefly to review by her district committees, and expressed her support and thanked Mr. Bowie for initiating this.

On motion of Councilmember Borgeas, seconded by Councilmember Brand, duly carried, RESOLVED, the above entitled Bill No. B-4 introduced before the City Council and laid over, by the following vote:

Ayes : Borgeas, Brand, Caprioglio, Perea, Xiong, Sterling  
Noes : Dages  
Absent : None

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(10:15 A.M.) HEARING ON PLAN AMENDMENT NO. A-08-29 AND ENVIRONMENTAL FINDINGS FILED BY MEHMET NOYAN, MODIFYING FRESNO COUNTY OPL FOR CLINTON AVENUE WEST TO FREEWAY 99 AND YALE WEST OF WEBER AVENUE, BY REPEALING A PORTION OF THE OPL

- 1. ADOPT FINDING OF A MITIGATED NEGATIVE DECLARATION FOR E.A. NO. A-08-29 DATED 1/6/09
- 2. **BILL NO. B-5** - BILL FOR INTRODUCTION AMENDING THE 2025 FRESNO GENERAL PLAN AND MODIFYING FRESNO COUNTY OPL FOR CLINTON AVENUE WEST TO FREEWAY 99 AND YALE WEST OF WEBER AVENUE BY REPEALING A PORTION OF THE OPL

President Sterling announced the time had arrived to consider the issue and opened the hearing.

Planner Pagoulatos reviewed the issue, all as contained in the staff report as submitted. Councilmember Borgeas briefly left the meeting at 11:21 a.m.

Tom McGlothlin with Precision Civil Engineering, representing Noyan-Frazier LLC, stated he agreed with the staff report and mitigation measures and requested approval.

Upon call, no one else wished to be heard and President Sterling closed the public hearing.

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2/3/09

On motion of Councilmember Xiong, seconded by Acting President Caprioglio, duly carried, RESOLVED, the above entitled Bill No. B-5 introduced before the City Council and laid over, by the following vote:

Ayes : Brand, Caprioglio, Dages, Perea, Xiong, Sterling  
Noes : None  
Absent : Borgeas

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City Attorney Sanchez advised he had a conflict with the upcoming item as his wife worked for Community Hospital and left the meeting at 11:25 a.m., with Assistant City Attorney Sloan in attendance.

**(10:30 A.M.) TEFRA HEARING AS REQUIRED BY THE INTERNAL REVENUE CODE TO HEAR AND CONSIDER INFORMATION CONCERNING THE PROPOSED ISSUANCE OF TAX-EXEMPT REVENUE OBLIGATIONS BY THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY (CMFA) FOR THE BENEFIT OF COMMUNITY HOSPITALS OF CENTRAL CALIFORNIA (CHCC) AND RELATED ENTITIES**

**1. RESOLUTION NO. 2009-35 - APPROVING THE ISSUANCE OF TAX-EXEMPT OBLIGATIONS BY THE CMFA IN AN AGGREGATE PRINCIPAL AMOUNT NTE \$25 MILLION FOR THE BENEFIT OF CHCC AND RELATED ENTITIES**

President Sterling announced the time had arrived to consider the issue and opened the hearing. Councilmember Borgeas returned to the meeting at 11:25 a.m.

Interim City Controller Bradley reviewed the issue, all as contained in the staff report as submitted, and along with Steve Walter, Chief Financial Officer of Community Hospital, and Assistant City Attorney Sloan, responded to questions and comments of Councilmember Perea relative to whether this had been done before or if this was a new issuance, what projects were planned, purpose of this action, if local contractors will be hired, importance of -- and need to -- hire locally if the City, as a government body, allows an entity to use its' tax-exempt status to benefit them, request staff provide information on local contractors hired and number of jobs generated, and if a private entity with tax exempt status triggers requirement for local hire.

Councilmember Brand spoke briefly in support of the issue and to the important part Community Hospital has played in helping to revitalize downtown and made a motion to approve staff's recommendation, which motion was seconded by Acting President Caprioglio. President Sterling expressed her support and commended Community Hospital and added she agreed with the need for local hire.

On motion of Councilmember Brand, seconded by Councilmember Caprioglio, duly carried, RESOLVED, the above entitled Resolution No. 2009-35 hereby adopted, by the following vote:

Ayes	:	Borgeas, Brand, Caprioglio, Dages, Perea, Xiong, Sterling
Noes	:	None
Absent	:	None

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City Attorney Sanchez returned to the meeting.

**(10:45 A.M.) CONTINUED HEARING TO CONSIDER THE "MAROA VILLAGE" CONDOMINIUM CONVERSION APPLICATION AND VESTING TENTATIVE TRACT MAP NO. 5938 FILED BY FINAMORE AND BATTAGLIA, PROPERTY LOCATED ON THE EAST SIDE OF N. MAROA NORTH OF THE N/E CORNER OF N. MAROA AND W. BARSTOW AVENUES**

**1. CONSIDER AND ADOPT CATEGORICAL EXEMPTION FOR E.A. NO. T-5938**

**2. RESOLUTION NO. 2009-36 - APPROVING (1) VESTING T.T. MAP NO. 5938 PROPOSING THE CREATION OF A ONE COMMON LOT CONDOMINIUM MAP THAT WILL ALLOW FOR THE SALE OF 13 UNITS FOR INDIVIDUAL AIRSPACE OWNERSHIP, AND (2) THE CONVERSION OF THE "MAROA VILLAGE" MULTIPLE FAMILY RESIDENTIAL DEVELOPMENT INTO A CONDOMINIUM OWNER-OCCUPIED COMPLEX**

President Sterling announced the time had arrived to consider the issue and opened the hearing.

Planner Braun gave a brief overview of the issue and recommended approval, all as contained in the staff report as submitted. Acting President Caprioglio left at 11:35 a.m. and was absent for the remainder of the meeting.

Dirk Poeschel, 923 Van Ness, representing the applicant, spoke further to the conversion project and requested support.

Upon call, no one else wished to be heard and President Sterling closed the hearing.

On motion of Councilmember Perea, seconded by Councilmember Brand, duly carried, RESOLVED, the subject Categorical Exemption and above entitled Resolution No. 2009-36 hereby adopted, by the following vote:

Ayes : Borgeas, Brand, Dages, Perea, Xiong, Sterling  
Noes : None  
Absent : Caprioglio

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**(10:50 A.M.) HEARING TO CONSIDER ADOPTION OF A RESOLUTION OF PUBLIC USE AND NECESSITY FOR THE PARTIAL ACQUISITION FOR AN EASEMENT ON PROPERTY LOCATED AT THE SOUTHWEST CORNER OF N. PALM AND E. DAKOTA AVENUES**

**1. RESOLUTION - DETERMINING THAT PUBLIC INTEREST AND NECESSITY REQUIRE THE PARTIAL ACQUISITION FOR AN EASEMENT (APN 435-062-19) OWNED BY ARMANDO M. CORREA AS AGRICOR DEVELOPMENT CORPORATION**

President Sterling announced the time had arrived to consider the issue and opened the hearing.

Supervising Real Estate Agent Hansen requested the hearing be continued to February 24<sup>th</sup> and a motion and second was made to continue.

Upon call, no one wished to be heard and President Sterling closed the hearing.

On motion of Councilmember Perea, seconded by Councilmember Xiong, duly carried, RESOLVED, the above entitled **10:50 a.m. Hearing** continued to February 24, 2009, at 10:50 a.m., by the following vote:

Ayes : Borgeas, Brand, Dages, Perea, Xiong, Sterling  
Noes : None  
Absent : Caprioglio

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**ADJOURNMENT**

There being no further business to bring before the City Council, the hour of 11:38 a.m. having arrived and hearing no objection, President Sterling declared the meeting adjourned.

*Approved* on the \_\_\_10th\_\_\_ day of \_\_\_February\_\_\_, 2009.

\_\_\_\_\_/s/\_\_\_\_\_  
ATTEST \_\_\_\_\_/s/\_\_\_\_\_

Cynthia Sterling, Council President

Yolanda Salazar, Assistant City Clerk