

# FRESNO COUNTY ZOO AUTHORITY

# MEETING

# 9:00 AM, Wednesday, March 12, 2014

Fresno County Employees' Retirement Association

1111 H Street, Fresno, CA 93721

(559) 457-0681

## ACTION SUMMARY MINUTES

### 1. Call to Order

### CHAIRMAN HERZOG CALLED THE MEETING TO ORDER AT 9:00 AM. A QUORUM OF MEMBERS OLIVER BAINES, JOHN GRAY, GERALD LYLES, KENT STRATFORD, PAUL TOSTE, RALPH WATERHOUSE, AND THE CHAIRMAN WERE PRESENT.

### 2. Public Comments

This time is made available to receive comments from the public on matters within the Board's jurisdiction that are not on the Agenda. Attention is called to the fact that the Board is prohibited from taking any action on matters that are not on the Agenda. Members of the public are limited to three minutes to speak during Public Comments as well as for each item on the agenda. In order to accurately record the minutes, members of the public are asked to speak only from the podium. Before beginning comments, please state for the record your name and affiliation, if any.

# COMMENTS WERE RECEIVED FROM MEMBERS OF THE PUBLIC JOAN LEROUX AND RICHARD HARRIMAN.

### 3. Consent Agenda

These matters are routine in nature and are usually approved by a single vote. Prior to action by the Board, the public will be given the opportunity to remove any item from the Consent Calendar. Items removed from the Consent Calendar may be heard immediately following approval of the Consent Calendar.

- A. Review and approve minutes of February 26, 2014
- B. Review and approve payment of County of Fresno invoice for Professional and Specialized Services in the amount of \$2,793.95 for January 2014

C. Receive Treasurer's Report

#### APPROVED – PT/GL

4. Receive Fresno Chaffee Zoo Director's Report

DIRECTOR BARTON REPORTED ON THE TIGER CUBS' FIRST DAY OUTSIDE; THE SOLD-OUT FROGS AND FAIRYTALES EVENT LAST WEEKEND; THE TIMELINE FOR THE MEASURE Z EXTENSION BALLOT MEASURE IN NOVEMBER; AND FUTURE PROJECTS WITH CURRENT TAX FUNDS, INCLUDING CHILDREN'S WATER PLAY AREA, EXPANSION OF ASIA AREA AND TIGER EXHIBIT, KOMODO DRAGON, ORANGUTAN, AND PARKING. HE AND ZOO COUNSEL LARSON RESPONDED QUESTIONS FROM MR. HARRIMAN REGARDING THE LOCATION OF THE BUST OF ROEDING AND PENDING LITIGATION.

5. Receive Fresno Chaffee Zoo Finance Director's Report FINANCE DIRECTOR BRIAN GOLDMAN PRESENTED THE REPORT FOR FEBRUARY. AMONG OTHER POSITIVE STATISTICS, YEAR-TO-DATE ATTENDANCE WAS UP 14% FROM LAST YEAR.

- 6. Extension of Measure Z Sales Tax Ordinance
  - Hold first hearing on ordinance to extend the current countywide transactions and use tax (known as Measure Z) for the support of zoos, zoological facilities and related zoological purposes to be administered by the State Board of Equalization, and amending Section 1.010 of Fresno County Zoo Authority Ordinance No. 2004-1; waive reading of the ordinance in its entirety (2/3 vote required); and

DIRECTOR BARTON DISCUSSED THE EXTENSION TIMELINE. MEMBER GRAY ASKED ABOUT HOW THE EXTENSION FUNDS WOULD BE USED. DIRECTOR BARTON SAID PLANS FOR FUTURE PROJECTS INCLUDED HIPPOS IN PHASE II OF AFRICAN ADVENTURE, CONTINUING TO BRING BACK LARGE ANIMALS SUCH AS GORILLAS, A NEW EDUCATION BUILDING. AND A NEW ENTRANCE COMBINED WITH AN EXHIBIT-PERHAPS PENGUINS. MAINTENANCE OF ROEDING PARK WOULD NOT BE INCLUDED, AND NO FURTHER EXPANSION OF THE ZOO IS PLANNED. MEMBERS WATERHOUSE. LYLES AND HERZOG COMMENTED ON THE BROAD LANGUAGE OF THE DRAFT BALLOT MEASURE. MEMBER WATERHOUSE SUGGESTED DELETING THE WORDS "...WITH A USEFUL LIFE OF FIVE YEARS OR MORE" FROM THE LAST SENTENCE ON PAGE 3 OF THE ORDINANCE. MEMBER TOSTE MADE A MOTION TO ADOPT THE ORDINANCE WITH THAT TEXT DELETED. UPON THE RECOMMENDATION OF COUNSEL WILLE, PRIOR TO THE BOARD'S ACTION, THE BOARD RECESSED TO MAKE COPIES OF THE ORDINANCE FOR ALL PRESENT WITH THE TEXT STRICKEN. MR. HERZOG CALLED A FIVE-MINUTE RECESS AT 9:55 AM. MEMBER BAINES LEFT THE MEETING AT 10:00 AM. AT 10:07 AM THE MEETING WAS CALLED BACK TO ORDER BY THE CHAIRMAN, WHO THEN CALLED FOR THE MOTION ON THE REVISED ORDINANCE LANGUAGE. APPROVED UNANIMOUSLY BY ROLL CALL VOTE OF MEMBERS PRESENT -- PT/RW – MEMBER BAINES ABSENT

• Set second hearing for April 30, 2014. APPROVED UNANIMOUSLY BY ROLL CALL VOTE OF MEMBERS PRESENT -- PT/JG --MEMBER BAINES ABSENT. PUBLIC COMMENTS WERE RECEIVED FROM MS. FLORES, MS. LEROUX AND MR. HARRIMAN.

• Discuss proposed ballot language and provide direction to staff. MEMBERS DISCUSSED BALLOT LANGUAGE AND SECOND DRAFT PROVIDED BY THE ZOO CORPORATION. CHAIRMAN HERZOG READ INTO THE RECORD THE MEMBERS' PREFERRED LANGUAGE CHANGES AND DIRECTED STAFF TO RETURN AT THE NEXT MEETING WITH THE ORIGINAL 2004 BALLOT LANGUAGE, AND THE RESOLUTION TO EXTEND MEASURE Z THAT WILL INCORPORATE THE PREFERRED BALLOT LANGUAGE.

PUBLIC COMMENT RECEIVED FROM MR. HARRIMAN, MS LEROUX AND MS FLORES.

7. Receive report on options and estimated cost to publish notices of the Measure Z extension ordinance and approve publication.

COSTS AND PUBLISHING OPTIONS WERE PRESENTED AND DISCUSSED. STAFF MENTIONED THAT IT COULD BE MAILED TO ANYONE WHO REQUESTED IT. MEMBERS LYLES AND GRAY SUGGESTED THAT THE ORDINANCE COULD BE POSTED WITHIN THE ZOO. DIRECTION WAS GIVEN TO POST THE FULL TEXT OF THE ORDINANCE ON THE AUTHORITY'S WEBSITE. MEMBERS VOTED TO PUBLISH ONLY THE NOTICE AND ORDINANCE SUMMARY IN THE FRESNO BEE IN ENGLISH, AND ONLY IN SPANISH IN VIDA EN EL VALLE. APPROVED -- JG/RW -- MEMBER BAINES ABSENT

#### COMMENTS WERE RECEIVED FROM MS. FLORES AND MR. HARRIMAN.

8. Reaffirm next meeting date(s) Adopted meeting dates include:

April 30, 2014 May 28, 2014 June 25, 2014

AFTER DISCUSSION, THE CONSENSUS OF MEMBERS WAS TO REAFFIRM MEETING NEXT ON THE PREVIOUSLY ADOPTED MEETING DATE OF APRIL 30, 2014, AND TO CONSIDER FUTURE MEETING DATES AT THAT TIME.

COMMENTS WERE RECEIVED FROM MS. FLORES.

9. Chair's comments

HELD; THE CHAIRMAN THANKED EVERYONE FOR THEIR PARTICIPATION, AND FOR THEIR INDULGENCE FOR HIS FIRST TIME SITTING AS CHAIRMAN.

10. Board Member comments HELD, NO COMMENTS WERE RECEIVED.

11. Adjourn

THERE BEING NO FURTHER BUSINESS BEFORE THE BOARD, THE CHAIRMAN ADJOURNED THE MEETING AT 10:40 AM.

All supporting documentation is available for public review in the office of the Fresno County Zoo Authority, 2220 Tulare Street, 6<sup>th</sup> Floor, Fresno, 93721, during regular business hours.

For further information, please contact Catherine Crosby, Zoo Authority Coordinator, at 600-4305, email <u>zooauthority@co.fresno.ca.us</u>, or visit <u>www.zooauthority.org</u>.

Requests for disability-related modification or accommodation needed in order to participate in the meeting must be made to the Zoo Authority Coordinator no later than 9:00 a.m. on the day prior to the meeting.