

City of Fresno

2600 Fresno Street
Fresno, CA 93721
www.fresno.gov



Meeting Agenda – Final

Thursday, July 29, 2021

9:00 AM

Regular Meeting

Electronic Participation Available

City Council

President – Luis Chavez

Vice President – Nelson Esparza

Councilmembers:

Esmeralda Z. Soria, Mike Karbassi, Miguel Angel Arias, Tyler Maxwell, Garry Bredefeld

City Manager – Thomas Esqueda

City Attorney – Douglas T. Sloan

Interim City Clerk – Briana Parra, CMC

PUBLIC ADVISORY

**THE FRESNO CITY COUNCIL WELCOMES YOU TO CITY COUNCIL CHAMBERS,
LOCATED IN CITY HALL, 2ND FLOOR, 2600 FRESNO STREET, FRESNO,
CALIFORNIA 93721**

To observe the meeting on our City's website, click the URL <https://fresno.primegov.com/public/portal?fromiframe=1> and click on the "In progress" link under "video" for the corresponding meeting. The Council meeting can also be viewed live at 9:00 A.M. on Comcast Channel 96 and AT&T channel 99.

Members of the public are encouraged to participate electronically.

PUBLIC COMMENT: The following options are available for members of the public who want to address City Council:

1. To make a comment electronically go to:

<https://fresno.primegov.com/public/portal?fromiframe=1>. Under options, click on the chat icon on the far right side of the page next to the meeting agenda you wish to comment on.

a) eComments will be a maximum of 450 words.

OR

2. You are invited to a Zoom webinar.

When: July 29, 2021 9:00 AM Pacific Time (US and Canada)

Topic: July 29, 2021 Regular Meeting

a) Register in advance for this webinar:

https://zoom.us/webinar/register/WN_Sg78fqHDQgGejNuTuCVzHw

After registering, you will receive a confirmation email containing information about joining the webinar.

b) If you do not wish for your name to appear on the screen, then use the drop down menu and click on "rename" to rename yourself.

c) If you wish to address Council during the public comment portion of the agenda, click on the icon labeled "Participants" at the bottom center of your PC or Mac screen. At the bottom of the window on the right side of the screen, click the icon labeled "RaiseHand". Your digital hand will now be raised.

- d) Those addressing Council must state their name for the record.**
- e) To facilitate electronic access, no person shall speak until recognized by the Presiding Officer.**

OR

3. Email: to clerk@fresno.gov

- a) Residents may also email comments to be read during the meeting. Please include the agenda date and item number you wish to speak on in the subject line of your email.**
- b) Emails will be a maximum of 450 words.**
- c) All comments received will be distributed to Council prior and during the meeting and will be a part of the official record.**

All participants will be on mute until they are called upon at which point they will be unmuted. To prevent participants from having their video on, we will remove the option to show their video.

The City of Fresno's goal is to comply with the Americans with Disabilities Act, If you need additional accommodations such as interpreters, sign language signers, or the services of a translator, please contact the office of the City Clerk at (559) 621-7650 or clerk@fresno.gov. To ensure availability, you are advised to make your request at least three business days prior to the meeting.

The City of Fresno thanks you in advance for taking all precautions to prevent spreading COVID-19 virus.

9:00 A.M. ROLL CALL

Invocation by Pastor Jason Spencer of Image Church

Pledge of Allegiance to the Flag

APPROVE AGENDA

CEREMONIAL PRESENTATIONS

ID 21-22794 Proclamation for “Cambodia’s Day of Remembrance”

Sponsors: Councilmember Karbassi

ID 21-23085 Announcement of Summer Employee of the Quarter (EOQ) recipients

Sponsors: Office of the City Clerk

COUNCILMEMBER REPORTS AND COMMENTS

MAYOR/MANAGER REPORTS AND COMMENTS

UNSCHEDULED COMMUNICATION

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

1. CONSENT CALENDAR

1-A **ID 21-0251** Approval of minutes for July 15, 2021 Regular Meeting.
Sponsors: Office of the City Clerk

1-B **ID 21-22973** Actions related to the Third Amendment to the Airport Lease Agreement with Federal Express Corporation:
1. Adopt a finding of Categorical Exemption pursuant to Section 15301 (Existing Facilities) of the California Environmental Quality Act Guidelines.
2. Approve the Third Amendment to Airport Lease Agreement between the City of Fresno and Federal Express Corporation, at Fresno Yosemite International Airport, extending the term of the lease by five years. Amount of revenue generated by agreement extension is \$443,524.80, plus annual CPI adjustments. (Council District 4)
Sponsors: Airports Department

1-C **ID 21-22974** Actions pertaining to the Parking Lot Solar project at Fresno Yosemite International Airport (Council District 4):

1. Adopt finding of a Categorical Exemption pursuant to Sections 15303 and 15311 of the California Environmental Quality Act Guidelines
2. Award cooperative purchase Energy Services Agreements-Solar with FFP BTM Solar, LLC, for the design, financing, construction, installation, operation, and maintenance of a 2,970 kW (DC) solar photovoltaic system
3. Award cooperative purchase Energy Services Agreements-Energy Storage with FFP BTM Solar, LLC, for the design, financing, construction, installation, operation, and maintenance of a 2,000 kW/3,828 kWh energy storage system

Sponsors: Airports Department

1-D **ID 21-22977** Actions related to the Third Amendment to the Food and Beverage Concession Agreement with Fresno, AAI, Inc.:

1. Adopt a finding of Categorical Exemption pursuant to Section 15301 (Existing Facilities) of the California Environmental Quality Act Guidelines.
2. Approve the Third Amendment to the Food and Beverage Concession Agreement between the City of Fresno and Fresno, AAI, Inc., at Fresno Yosemite International Airport, extending the term of the lease by eight months. Amount of revenue generated by agreement extension is \$70,563.04, not including monthly percentage fees.(Council District 4)

Sponsors: Airports Department

1-E **ID 21-23008** Actions pertaining to construction of a new production well at Pump Station 36A:

1. Adopt a finding of Categorical Exemption pursuant to Sections 15301/Class 1 and 15303/Class 3 of the California Environmental Quality Act guidelines
2. Award a Construction Contract to Nor-Cal Pump & Well Drilling, Inc., of Yuba City, California, in the amount of \$537,155 to drill and construct a new production well at Pump Station 36A, located at 3632 East Church Avenue (Bid File 3763) (County Island near Council District 5)

Sponsors: Department of Public Utilities

1-F **ID 21-22792-02 ***BILL No. 31 (Re-Intro 7/15/2021) (For Adoption) – Amending Section 9-1609 of the Fresno Municipal Code relating to suspension and revocation of massage business registration certificates. (Subject to Mayor's veto)**

Sponsors: Office of Mayor & City Manager

1-G **ID 21-23005** Actions pertaining to Commercial Cannabis Activity:

1. Approve a one-year consultant services agreement with Make Green Go LLC for the Provision of Technical Assistance for Qualified Social Equity Businesses, in the amount of \$100,000.00

Sponsors: Office of Mayor & City Manager

1-H **ID 21-23079** Accept an award of \$4,000,000 from the Department of Health and

Human services (HHS), Office of the Assistant Secretary for Health/ Office of Minority Health in response to announcement MP-CP-21-006 and authorize the City Manager or designee to execute all agreements with HHS including Memoranda of Understanding with any and all community based organizations identified in the grant as sub-recipients to implement the grant retroactively to July 1, 2021 running through June 30, 2023

Sponsors: Office of Mayor & City Manager

1-I **ID 21-23113 ***RESOLUTION-** Authorize the dissolution of the Capital Project Oversight Board and rescission of Resolution Nos. 2015-34 and 2015-82. (Subject to Mayor's Veto).
Sponsors: Office of Mayor & City Manager

1-J **ID 21-23064** Approve a two-year Amended Agreement to extend to September 1, 2021 through August 31, 2023, with an option of a three year extension for Employee Assistance Program Services between the City of Fresno and Halcyon Behavioral Employee Assistance with a Fiscal Year expense in 2022 of \$61,430 which is an increased expense of \$8,149, and a Fiscal Year expense in 2023 of \$67,362, which is an increased expense of \$14,081 for a total contract amount of \$128,792 and authorize the Personnel Services Director to execute the agreement on behalf of the City
Sponsors: Personnel Services Department

1-K **ID 21-22871-01 (CONTINUED FROM JULY 15, 2021)**
***RESOLUTION – Adopting submission of Substantial Amendment 2020-01 to the Fiscal Year (FY) 2020-2021 Annual Action Plan and authorizing submission to the U.S. Department of Housing and Urban Development (HUD) to reprogram \$1,649,409.94 in Community Development Block Grant (CDBG) funds from prior year CDBG project savings and program \$1,159,704.42 in program income from the HOME Investment Partnership Program (HOME) (Subject to Mayor's Veto)
Sponsors: Planning & Development Department

1-L **ID 21-22923** Actions pertaining to the Vehicle Miles Traveled (VMT) Mitigation Program:
1. ***RESOLUTION – Adopting the 3rd Amendment to the Annual Appropriation Resolution No. 2021-178 Appropriating \$150,000 for the City of Fresno Vehicle Miles Traveled (VMT) Mitigation Program (Requires 5 affirmative votes) (Subject to Mayor's Veto)
2. Approve a consultant services agreement with LSA Associates, Inc., for professional environmental planning and fiscal analysis services related to the development of a Vehicle Miles Traveled Mitigation Program in the amount of \$269,157.73 with a contingency in the amount of \$29,472.38.
Sponsors: Planning & Development Department

1-M **ID 21-23099** Actions pertaining to the City of Fresno Local Housing Trust Fund:

1. ***RESOLUTION - Establishing the City of Fresno Local Housing Trust Fund (Subject to Mayor's veto)
2. ***RESOLUTION - Authorizing and directing submission of an application for funding under the State of California Local Housing Trust Fund Grant program to provide matching funds to the City of Fresno Local Housing Trust Fund (Subject to Mayor's veto)

Sponsors: Planning & Development Department

1-N **ID 21-23016** Reject all bids for the Central Avenue Improvements – Bid File 3796 (Council District 3)

Sponsors: Public Works Department

1-O **ID 21-23017** Actions pertaining to the traffic signal installation at Polk Avenue and Ashlan Avenue, a condition of approval for Vesting Tentative Map No. 6215 (Council District 1):

1. ***RESOLUTION - 4th Amendment to the Annual Appropriation Resolution No. 2021-178 appropriating \$44,700.00 for the traffic signal installation at Polk Avenue and Ashlan Avenue (Requires 5 affirmative votes) (Subject to Mayor's veto)
2. Approve the Agreement for Purchase and Sale of a 6,628 square foot permanent easement from a portion of 5550 West Ashlan Avenue (APN: 510-210-05), owned by Valentine L. Molina and Valentina J. Bandoni, as Co-Trustees of the Molina Family Trust for \$44,700 in compensation

Sponsors: Public Works Department

1-P **ID 21-23018** Approve Contract Change Order No. 2 for interior surface coating in the amount of \$153,501 to Euro Style Management for the rehabilitation of digester 8 at the Fresno/Clovis Regional Wastewater Reclamation Facility for a total contract value of \$846,356 (Council District 3)

Sponsors: Public Works Department

1-Q **ID 21-23031** Approve Contract Change Order No. 3 for additional cubic feet of skirt seal installation in the amount of \$189,040 to Euro Style Management for the rehabilitation of Digester 8 at the Fresno/Clovis Regional Wastewater Reclamation Facility for a total contract value of \$1,035,396 (Council District 3)

Sponsors: Public Works Department

1-R **ID 21-23028** RESOLUTION - Of Intention to Annex Final Tract Map No. 6272 as Annexation No. 126 to the CITY OF FRESNO COMMUNITY FACILITIES DISTRICT NO. 11 and to Authorize the Levy of Special Taxes; and setting the public hearing for Thursday, September 2, 2021, at 10:00 am (Phase 4 of Vesting Tentative Tract Map No. 6258, area on the west side of North Hayes Avenue, north of West Ashlan Avenue) (Council District 1)

Sponsors: Public Works Department

1-S **ID 21-23032** Award a Requirements Contract for Custodial Services at Fresno City Hall in the amount of \$1,216,800 for three years with an option of two one-year extensions for a total contract value of \$2,028,000 to ScrubCan Inc., of Fresno, CA, Bid File No. 9550 (District 3)
Sponsors: Public Works Department

1-T **ID 21-23089** Approve an agreement with Wallace, Roberts and Todd, Inc., in the amount of \$552,090 with a \$50,000 contingency for Planning Services related to Measure P Implementation, including an update of the Parks Master Plan.
Sponsors: Public Works Department, Parks, After School and Recreation, and Community Services Department

1-U **ID 21-23110** Approve the award of a purchase contract to Ruckstell Sales of Fresno, California, for the purchase of three 520 Peterbilt rear loading refuse trucks and three T370 Kenworth rear loading refuse trucks in the amount of \$1,745,408 using a cooperative purchase agreement with Sourcewell, for the Department of Public Utilities, Solid Waste Management Division
Sponsors: Department of Transportation

1-V **ID 21-23098** Approval of appointments of Janay Conley and Michael Birdsong to the Tower District Specific Plan Implementation Committee.
Sponsors: Councilmember Soria

1-W **ID 21-23081** RESOLUTION – Supporting increasing broadband access to underserved communities throughout the City.
Sponsors: Council President Chavez, Councilmember Soria

CONTESTED CONSENT CALENDAR

2. SCHEDULED COUNCIL HEARINGS AND MATTERS

2-A 10:00 A.M.

ID 21-23065 Actions pertaining to Club One Casino, Inc. Card Room Permit Application:

1. CONTINUED HEARING to consider the Club One Casino, Inc. Card Room Permit Application on July 29, 2021, at 10:00 a.m.
2. RESOLUTION – Granting a Card Room Permit to Club One Casino, Inc pursuant to the City of Fresno Card Room Ordinance

Sponsors: Office of Mayor & City Manager

2-B 11:00 A.M.

ID 21-23082 HEARING to receive input from the community regarding the redrawing of the election district boundaries (fourth update).

Sponsors: Councilmember Arias, Council Vice President Esparza, Councilmember Maxwell

3. GENERAL ADMINISTRATION

3-A **ID 21-22917-01** BILL - (For Introduction) - Modifying Sections 1901 and 1905 of Chapter 14 of the Fresno Municipal Code relating to taxiing aircraft and parking of aircraft and other vehicles on public streets in Sierra Sky Park (District 2)

Sponsors: Public Works Department

3-B **ID 21-22953-01** Actions pertaining to Resolution of Intention No. 1142-D to vacate a portion of West Spaatz Avenue and North Doolittle Drive between North Blythe Avenue and West Herndon Avenue (Council District 2):

1. Adopt a finding of Negative Declaration per staff determination, pursuant to Public Resources Code § 21157.1 and California Environmental Quality Act (CEQA) Guidelines §15177, Master Environmental Impact Report (SCH # 2012111015)

2. RESOLUTION - Adopt Resolution of Intention No. 1142-D to vacate a portion of West Spaatz Avenue and North Doolittle Drive between North Blythe Avenue and West Herndon Avenue

Sponsors: Public Works Department

4. CITY COUNCIL

4-A **ID 21-23107** Vote to Support Farm Workforce Modernization Act of 2021.

Sponsors: Councilmember Karbassi

5. CLOSED SESSION

5-A **ID 21-23086** CONFERENCE WITH REAL PROPERTY NEGOTIATOR –

Government Code Section 54956.8

Property: Grizzlies Stadium;

Negotiating Parties: City Manager, Fresno Sports and Events, LLC.;

Under Negotiations: Price and terms of lease.

Sponsors: Councilmember Arias

5-B **ID 21-23114** CONFERENCE WITH REAL PROPERTY NEGOTIATOR –

Government Code Section 54956.8

Property: APN 466-214-17T

Negotiating Parties: City Manager, Broadway Plaza Family Apartments, LP

Under Negotiation: Terms of lease and/or sale

Sponsors: Councilmember Arias

5-C ID 21-23111 CONFERENCE WITH REAL PROPERTY NEGOTIATOR –
Government Code Section 54956.8
Property: APN 438-022-21
Negotiating Parties: City Manager, Won K. Lee and Sang D. Lee
Under Negotiations: Price and terms of payment.
Sponsors: Councilmember Maxwell

ADJOURNMENT

UPCOMING SCHEDULED COUNCIL HEARINGS AND MATTERS

August 19, 2021

10:00 AM #1 - HFARING to adopt resolutions and ordinance to annex territory and levy a special tax regarding CITY OF FRESNO COMMUNITY FACILITIES DISTRICT NO. 11, Annexation No. 124 (Final Tract Map No. 6271) (Phase 3 of Vesting Tentative Tract Map No. 6258, area on the west side of North Hayes Avenue, north of West Ashlan Avenue) (Council District 1)

August 19, 2021

10:00 AM. #2 - HEARING to adopt resolutions and ordinance to annex territory and levy a special tax regarding CITY OF FRESNO COMMUNITY FACILITIES DISTRICT NO. 11, Annexation No. 113 (Final Tract Map No. 6159) (east side of North Fowler Avenue and along the south side of Fancher Creek) (Council District 5)

August 19, 2021

10:00 AM. #3 - HEARING for the consideration of the General Plan Recirculated Program EIR

August 19, 2021

10:05 AM. - HEARING Resolution - to vacate a portion of west Spaatz Avenue and North Doolittle Drive between North Blythe Avenue and West Herndon Avenue

August 19, 2021

6:00 P.M. -HEARING regarding redistricting.

September 2, 2021

10:00 AM. - HEARING to adopt resolutions and ordinance to annex territory and levy a special tax regarding CITY OF FRESNO COMMUNITY FACILITIES DISTRICT NO. 11, Annexation No. 126 (Final Tract Map No. 6272) (Phase 4 of Vesting Tentative Tract Map No. 6258, area on the west side of North Hayes Avenue, north of West Ashlan Avenue) (Council District 1)

September 30, 2021

10:00 AM. #1- HEARING to adopt resolutions and ordinance to annex territory and levy a special tax regarding CITY OF FRESNO COMMUNITY FACILITIES DISTRICT NO. 11, Annexation No. 125 (Final Tract Map No. 6295) (northeast corner of South Armstrong and East Butler Avenues) (Council District 5)

September 30, 2021

10:00 AM. #2- HEARING to adopt resolutions and ordinance to annex territory and levy a special tax regarding CITY OF FRESNO COMMUNITY FACILITIES DISTRICT NO. 11, Annexation No 127 (Final Tract Map No. 6335)(southeast corner of North Armstrong and East Floradora Avenue)(Council District 4)

October 16, 2021

10:00 AM- HEARING regarding redistricting.

October 16, 2021

2:00 P.M.- HEARING regarding redistricting.

October 16, 2021

6:00 P.M.- HEARING regarding redistricting.

UPCOMING EMPLOYEE CEREMONIES

October 20, 2021 (Wednesday - 2:00 P.M.) - Employee of the Fall Quarter

November 17, 2021 (Wednesday - 2:00 P.M.) - Employee Service Awards

2021 CITY COUNCIL MEETING SCHEDULE

AUGUST 5, 2021 – NO MEETING

AUGUST 12, 2021 – NO MEETING

AUGUST 19, 2021 – 9:00 A.M. MEETING

AUGUST 26, 2021 – NO MEETING