

City of Fresno

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



Meeting Agenda - Final

Thursday, February 23, 2023

9:00 AM

Regular Meeting

Council Chambers (In Person and/or Electronic)

City Council

President - Tyler Maxwell

Vice President - Annalisa Perea

Councilmembers:

Mike Karbassi, Miguel Angel Arias, Luis Chavez,

Garry Bredefeld, Nelson Esparza

City Manager - Georgeanne A. White

City Attorney - Andrew Janz

City Clerk - Todd Stermer, CMC

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

PUBLIC PARTICIPATION – Public participation during Fresno City Council meetings is always encouraged and can occur in one of the two following ways:

1) **Participate In Person:** Council Chambers, City Hall, 2nd Floor, 2600 Fresno Street, Fresno, CA 93721

a. To speak during a City Council meeting in person: fill out a speaker card (available in the Council Chamber) and place it in the speaker card collection basket at the front of the Council Chamber. You may also approach the speaker podium upon the Council President’s call for public comment.

2) **P a r t i c i p a t e R e m o t e l y v i a Z o o m :**
https://zoom.us/webinar/register/WN_YdIJ-1G8Q_el-9wJiia_GQ

a. The above link will allow you to register in advance for remote participation in the meeting via the Zoom platform. After registering, you will receive a confirmation email containing additional details about joining the meeting.

b. To speak during a City Council meeting while attending remotely: while in the Zoom application, click on the icon labeled “Participants” at the bottom of the screen. Then select “RaiseHand” at the bottom of the Participants window. Your digital hand will now be raised. You will be asked to “unmute” when your name is called to speak. You will not be visible via video and there will be no opportunity to share your screen.

All public speakers will have up to 3 minutes to address Council pursuant to Rule No. 10 of the Rules of Procedure for the City Council of the City of Fresno (available in the City Clerk’s Office).

SUBMIT DOCUMENTS / WRITTEN COMMENTS - Pursuant to Rule 11(c) of the Rules of Procedure, no documents shall be accepted for Council review unless submitted to the City Clerk at least 24 hours prior to the Council Agenda item be heard. Documents / written comments related to an agenda item can be submitted by one of the following methods:

1) **eComment** – eComment allows the public to submit agenda related comments through a website prior to the meeting. Submitted comments are limited to 700 characters and will be a part of the official record.

a. Submit an e-Comment by visiting <https://fresno.legistar.com/Calendar.aspx> and selecting the “eComment” link.

b. eComment is available for use upon publication of the agenda and closes 24 hours prior to the meeting start time [pursuant to Rule 11(c)].

c. eComments shall not be permitted for Land use or CEQA items

d. The User Agreement for eComment can be accessed on the City Clerk's website at <https://www.fresno.gov/cityclerk/wp-content/uploads/sites/9/2019/03/eComment-User-Agreement.pdf>

2) E-mail – Agenda related documents and comments can be e-mailed to the Office of the City Clerk at least 24 hours prior to the agenda item being heard, pursuant to Rule 11(c).

a. E-mail the Clerk's Office at clerk@fresno.gov

b. E-mails should include the agenda date, and the related agenda item number.

VIEWING CITY COUNCIL MEETINGS (non-participatory) - For your convenience, there are several ways to view Fresno City Council meetings live:

1) City of Fresno website: <https://fresno.legistar.com/Calendar.aspx> (click "In Progress" to view the live meeting).

2) Community Media Access Collaborative website: <https://cmac.tv/>

3) YouTube - City of Fresno Council, Boards and Commissions Channel: <https://www.youtube.com/channel/UC3ld83D8QGn1YBDw6aD5dZA/videos>

4) Facebook: <https://www.facebook.com/FresnoCA/videos>

5) Cable Television: Comcast Channel 96 and AT&T Channel 99

Should any of the five viewing methods listed above experience technical difficulties, the Council meeting will continue uninterrupted. Council meetings will only be paused to address verifiable technical difficulties for all users participating via Zoom or in the Council Chamber.

The City of Fresno's goal is to comply with the Americans with Disabilities Act (ADA). Anyone requiring reasonable ADA accommodations, including sign language interpreters, or other reasonable accommodations such as language translation, should contact the office of the City Clerk at (559) 621-7650 or clerk@fresno.gov. To help ensure availability of these services, you are advised to make your request a minimum of three business days prior to the scheduled meeting.

9:00 A.M. ROLL CALL

Invocation by Dr. Sarbjeet Singh, Sikh Association of Fresno

Pledge of Allegiance to the Flag

APPROVE AGENDA

CEREMONIAL PRESENTATIONS

[ID 23-79](#) Proclamation for "Lore Doll Fitness Day"

Sponsors: Councilmember Chavez

[ID 23-198](#) Announcement of "OCA Civic Academy Graduates"

Sponsors: Office of Mayor & City Manager

[ID 23-246](#) Fresno Animal Center's "Dog of the Month" presented by
Fresno Humane Animal Services

Sponsors: Office of Mayor & City Manager

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 23-282](#) Approval of Minutes for January 19, 2023, Regular Meeting
and February 9, 2023, Regular Meeting

Sponsors: Office of the City Clerk

1.-B. [ID 23-295](#) Approve the appointment of Jacqueline Lyday (Resident of
District 6) to the Planning Commission for a term ending on
June 30, 2025.

Sponsors: Office of Mayor & City Manager

1.-C. [ID 23-301](#)

***RESOLUTION - Adopting the 575th Amendment to the Master Fee Schedule Resolution No. 80-420 to Add, Adjust, Move, Revise or Delete Various Fees (Subject to Mayor's veto).

Sponsors:

Budget and Management Studies Department

1.-D. [ID 23-299](#)

Actions related to the Terminal Expansion Project at Fresno Yosemite International Airport (Council District 4):

1. Approve Design-Build Contract Amendment No. 3 for Phase Two of a Progressive Design-Build contract with Q&D Construction, to construct a New Terminal Expansion at Fresno Yosemite International Airport in an amount not to exceed \$126,868,863
2. Approve a consulting agreement with Moore Twining Associates, Inc. of Fresno, California, to provide geotechnical quality assurance testing and inspection services for the New Terminal Expansion at Fresno Yosemite International Airport in the amount of \$777,667

Sponsors:

Airports Department

1.-E. [ID 23-204](#)

Approve the award of a citywide requirements contract to W.W. Grainger, Inc. for five years with two one-year optional extensions for the purchase of maintenance and operations supplies, parts, equipment, and materials, in the amount of \$600,000 per year plus annual CPI increases. (Bid File 9667)

Sponsors:

General Services Department

1.-F. [ID 23-294](#)

Approve the award of a Requirements Contract to Stommel Inc., dba Lehr Automotive, of Sacramento, California, for three years with two optional one-year extensions for the purchase of patrol vehicle hardware and safety equipment, not to exceed \$4,000,000 annually plus annual CPI increases for the Police Department

Sponsors:

General Services Department

- 1.-G. [ID 23-281](#) Approve the grant agreement in the amount of \$100,000 with the Fresno Economic Opportunities Commission to support services provided by the Fresno Economic Opportunities Commission LGBTQ+ Resource Center.

Sponsors:

Economic Development Department

- 1.-H. [ID 23-261](#) Approve the First Amendment to the repair services agreement with RH Community Builders, Inc. (RH Community Builders) to amend the Project Homekey rehabilitation budget of \$5,981,700.00 by \$150,000 for a total amendment contract amount of \$6,131,700.00 for repairs and maintenance at The Ambassador Inn (Property), located at 1804 W. Olive Avenue, Fresno, California (APN 449-231-11)

Sponsors:

Planning and Development Department

- 1.-I. [ID 23-278](#) Approve the First Amendment to the repair services agreement with RH Community Builders, Inc. (RH Community Builders) to amend the Project Homekey rehabilitation budget of \$4,702,108.00 by \$450,000.00 for a total amended contract amount of \$5,152,108.00 for repairs and maintenance at The Villa Motel (Property), located at 817 North Parkway Drive, Fresno, CA (APN 449-335-25).

Sponsors:

Planning and Development Department

- 1.-J. [ID 23-263](#) Approve a \$964,482 State and Local Fiscal Recovery Funds (part of the American Rescue Plan Act) Grant Agreement with Poverello House for the construction of 26 tiny homes to be used as non-traditional permanent housing for those experiencing homelessness.

Sponsors:

Planning and Development Department

- 1.-K. [ID 23-289](#) ***RESOLUTION - Authorizing and directing a grant application to the California Interagency Council on Homelessness (Cal ICH) for funding under the Encampment Resolution Funding Program, round 2, second disbursement (ERF-2-R) for actionable, person-centered local proposals that resolve the experience of unsheltered homelessness for people residing in encampments by addressing the safety and wellness of people within encampments, resolve critical

encampment concerns, and transition individuals into interim shelter with clear pathways to permanent housing or directly into permanent housing, using data informed, non-punitive, low-barrier, person-centered, housing first, and coordinated approaches and authorizing the City Manager to sign all required implementing documents (Subject to Mayor's veto)

Sponsors:

Planning and Development Department

1.-L. [ID 23-292](#)

Authorize the City Manager to enter into a Lease Agreement between the City of Fresno and Tutelian Holdings I, L.L.C., a California Limited Liability Company for office space at 2440 Tulare Street, Civic Center Square, for the Housing and Community Development Division

Sponsors:

Planning and Development Department

1.-M. [ID 23-255](#)

Actions pertaining to the award of a requirements contract to Builders Concrete Inc. of Fresno, California in the amount up to \$1,275,442.03 for the purchase of Ready Mix Concrete. (Bid File 12300757)

Sponsors:

Public Works Department

1.-N. [ID 23-257](#)

Approve Contract Change Order No. 03 with Avison Construction extending the date of completion to May 1, 2023 for the Shields Bankside Trail Project ID PW00725 (Council District 7)

Sponsors:

Public Works Department

1.-O. [ID 23-260](#)

Approve an agreement for Professional Engineering Services with PBK Architects, Inc. for \$678,300, with a \$60,000 contingency, for design and construction support services for the 911 Emergency Call Center Project (Council District 3)

Sponsors:

Public Works Department and Police Department

1.-P. [ID 23-270](#)

RESOLUTION - Accepting the Fancher Creek Trail Plan (Council District 5)

Sponsors:

Public Works Department

1.-Q. [ID 23-273](#)

Approve Contract Change Order No. 06 with Avison Construction Inc., in the amount of \$0 and an increase in contract time of one hundred seventy-four (174) calendar

days for the Rebid Fresno Area Express Bus Entry Gate, Project ID FC00036 (Council District 3).

Sponsors:

Public Works Department and Department of Transportation

1.-R. [ID 23-279](#)

Approve Contract Change Order No. 23 with Granite Construction Company extending the date of completion to April 28, 2023 for the Veterans Boulevard Grade Separation, Project ID PW00683 (Council District 2)

Sponsors:

Public Works Department

1.-S. [ID 23-323](#)

***RESOLUTION - Authorizing the Submission of a Grant Application to the Fresno Council of Governments for the 2023 Measure "C" Transit Oriented Infrastructure for In-Fill Development Grant Program in the amount of up to \$2,700,000 for the Senior Activity Center And Housing Street Improvements, the Planning Grant For West Area Mixed Use Town Center, and the Ventura & 7th Housing Streetscape Projects; and Authorizing the Execution of Grant Application and Grant Agreement Documents by the Public Works Director or Designee. (Council Districts 1, 2, 4 and 5) (Subject to Mayor's Veto)

Sponsors:

Public Works Department and Planning and Development Department

1.-T. [ID 23-208](#)

Approve the award of a professional consulting services contract to Transportation Management & Design, Inc. (TMD) of Carlsbad, California, for Title VI analyses for a total not to exceed \$185,000 over the course of five years (RFP NO. 12300935)

Sponsors:

Department of Transportation

1.-U. [ID 23-314](#)

***RESOLUTION of the Council of the City of Fresno, California, supporting the success of the Tower District Farmer's Market on Thursday evenings (Subject to Mayor's Veto)

Sponsors:

Vice President Perea

- 1.-V. [ID 23-303](#) ***BILL B-3 (Intro'd 2/9/2023)(For Adoption) Ordinance to prohibit the unlawful possession of catalytic converters (Citywide) (Subject to Mayor's Veto)
- Sponsors:** Council President Maxwell
- 1.-W. [ID 23-317](#) Install an Intertie/Pressure Valve Connecting the City of Fresno Water to the affordable housing project located within Fancher Creek to assist in the fire suppression efforts for the Brand Haven facility
- Sponsors:** Councilmember Chavez
- 1.-X. [ID 23-319](#) Approve the appointment of Jesse Rojas to the Immigrant Affairs Committee to a term which serves at the pleasure of the Councilmember
- Sponsors:** Councilmember Bredefeld
- 1.-Y. [ID 23-339](#) ***Resolution - Adopt the 26th Amendment to the Annual Appropriation Resolution (AAR) No 2022-154 appropriating \$25,000 received from the California Commission on the Status of Women and Girls for capacity building establishing the City of Fresno Women's Commission (Requires 5 affirmative votes) (Subject to Mayor's Veto)
- Sponsors:** Councilmember Esparza

CONTESTED CONSENT CALENDAR

2. SCHEDULED COUNCIL HEARINGS AND MATTERS

10:00 A.M.

[ID 23-256](#)

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. 136 (Final Tract Map No. 6400) (southwest corner of East Clinton Avenue and North Armstrong Avenue) (Council District 7)

1. ***RESOLUTION - to Annex Territory to Community Facilities District No. 11 and Authorizing the Levy of a Special Tax for Annexation No. 136 (Subject to Mayor's Veto)
2. ***RESOLUTION - Calling Special Mailed-Ballot Election (Subject to Mayor's Veto)

3. ***RESOLUTION - Declaring Election Results (Subject to Mayor's Veto)
4. ***BILL - (For introduction and adoption) - Levying a Special Tax for the Property Tax Year 2022-2023 and Future Tax Years Within and Relating to Community Facilities District No. 11, Annexation No. 136 (Subject to Mayor's Veto)

Sponsors:

Public Works Department

10:05 A.M.[ID 23-269](#)

Appearance by The People's Fresno LLC to discuss preliminary license to be reinstated to complete CUP process, the cannabis social equity program, and social equity policy be changed (District 3 Resident)

Sponsors:

Office of the City Clerk

10:10 A.M.[ID 23-283](#)

Appearance by the Fresno Valley Dream Center

Sponsors:

Office of the City Clerk

JOINT MEETING OF THE CITY COUNCIL, THE CITY OF FRESNO IN ITS CAPACITY AS HOUSING SUCCESSOR TO THE REDEVELOPMENT AGENCY OF THE CITY OF FRESNO, THE SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF THE CITY OF FRESNO, AND FRESNO REVITALIZATION CORPORATION

10:15 A.M.[ID 23-343](#)

Actions pertaining to the disposition of approximately 2.28 acres generally located at the southwest corner of Florence and Walnut and the northwest corner of Florence and Plumas Avenue for development of a 14-unit single-family affordable housing project:

1. HEARING to consider disposition of property located at the southwest corner of Florence and Walnut Avenue and northwest corner of Florence and Plumas Avenue
2. ***RESOLUTION - Finding Substantial Community

Benefits resulting from the Amended and Restated Disposition and Development Agreement that justify a price less than fair market value pursuant to Fresno Municipal Code Section 4-204 relating the disposition of real property (Subject to Mayor's veto)

3. Approve an Amended and Restated Disposition and Development Agreement between the City of Fresno in its capacity as Housing Successor and Self-Help Enterprises

Sponsors:

Successor Agency to the Redevelopment Agency of the City of Fresno

3. GENERAL ADMINISTRATION

3.-A. [ID 23-349](#) ***RESOLUTION - Adopt a Resolution of the Council of the City of Fresno, California, to Authorize the examination of sales or transactions and use tax records by Fresno City Councilmembers (Subject to Mayor's Veto)

Sponsors:

Office of Mayor & City Manager and Councilmember Arias

3.-B. [ID 23-316](#) WORKSHOP - FY 2023 Mid-Year Budget Review

Sponsors:

Budget and Management Studies Department

4. CITY COUNCIL

5. CLOSED SESSION

5.-A. [ID 23-123](#) CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION
Government Code Section 54956.9, subdivision (d)(1)

Christina Hernandez, et al. v. City of Fresno, et al; Fresno County Superior Court Case No.: 20CECG00052

Sponsors:

City Attorney's Office

5.-B. [ID 23-129](#) CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION
Government Code Section 54956.9, subdivision (d)(1)

Douglas Hecker, et al. v. City of Fresno; Fresno County Superior Court Case No.: 18CECG01593

Sponsors:

City Attorney's Office

5.-C. [ID 23-304](#)

CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION Government Code Section 54956.9, subdivision (d)(1) Terance Frazier, et al. v. City of Fresno, et al.; United States District Court Case No.: 1:20-CV-01069

Sponsors:

City Attorney's Office

5.-D. [ID 23-305](#)

CONFERENCE WITH LEGAL COUNSEL- POTENTIAL EXPOSURE TO LITIGATION: Government Code Section 54956.9(d)(2): Central Valley NMTC Fund, LLC., v. City of Fresno

Sponsors:

City Attorney's Office

5.-E. [ID 23-354](#)

CONFERENCE WITH REAL PROPERTY NEGOTIATOR - Government Code Section 54956.8
Property: 2487 South Walnut Avenue, Fresno, CA 93706 (APN 479-050-04)
Negotiating Parties: City Manager; Ruth McDonald and Florine Parish
Under negotiations: Price and terms of property acquisition

Sponsors:

Office of Mayor & City Manager

5.-F. [ID 23-313](#)

CONFERENCE WITH LABOR NEGOTIATORS - Government Code Section 54957.6
City Negotiators: TJ Miller
Employee Organization: Fresno City Employees Association (FCEA), for Unit 3 - Non-Supervisory White Collar, regarding Emergency Services Dispatcher.

Sponsors:

Councilmember Karbassi

5.-G. [ID 23-321](#)

CONFERENCE WITH LABOR NEGOTIATORS - Government Code Section 54957.6
City Negotiators: TJ Miller
Employee Organizations:
1. International Union of Operating Engineers, Stationary Engineers, Local 39 (Local 39); 2. Fresno City Employees Association (FCEA); 3. Fresno Police Officers Association (FPOA Basic), Unit 4; 4. International Association of Firefighters, Local 753, Unit 5 (Fire Basic); 5. Amalgamated Transit Union, Local 1027 (ATU); 6. International

Brotherhood of Electrical Workers, Local 100 (IBEW); 7. Fresno Police Officers Association (FPOA Management); 8. International Association of Firefighters, Local 753, Unit 10 (Fire Management); 9. City of Fresno Professional Employees Association (CFPEA); 10. City of Fresno Management Employees Association (CFMEA); 11. Operating Engineers, Local Union No. 3, Fresno Airport Public Safety Supervisors (FAPSS); 12. Operating Engineers, Local Union No. 3, Fresno Airport Public Safety Officers (FAPSO)

Sponsors: Office of Mayor & City Manager

ADJOURNMENT

UPCOMING SCHEDULED COUNCIL HEARINGS AND MATTERS

MARCH 9, 2023

10:00 A.M. - Public Hearing to consider adopting a Resolution of Public Use and Necessity requiring the acquisition of a permanent public easement under and across real property owned by the following property owner: The vacant parcel of Ruth McDonald and Florine Parish, 2487 South Walnut Avenue, (APN: 479-050-04), for the construction of a concrete public sidewalk and a concrete curb ramp along the east side of South Walnut Avenue between East Church Avenue and East Grove Avenue

MARCH 30, 2023

10:00 A.M. - 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. 137 (Final Tract Map No. 6299) (located at the southeast corner of East Belmont Avenue and North Armstrong Avenue) (Council District 5)

MARCH 30, 2023

10:05 A.M. - HEARING – To adopt Resolutions and Ordinance to annex territory and levy a special tax regarding City of Fresno Community Facilities District No. 17, Annexation LS003 (Final Tract Map No. 6299) (located at southeast corner of East Belmont Avenue and North Armstrong Avenue) (Council District 5)

MARCH 30, 2023

10:10 A.M. - 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. 139 (Parc West) (located at northwest corner of West Ashlan Avenue and North Grantland Avenue) (Council District 1)

MARCH 30, 2023

10:15 A.M. - Proposed vacation of a portion of a 16 foot-wide alley adjacent and south of Lot 1 and a portion of Lot 2 of Waller Track.

MARCH 30, 2023

10:20 A.M. - Annexation Application No. P21-03755, Pre-zone Application No. P21-03756, and Tentative Parcel Map No. 2022-03

APRIL 20, 2023

10:00 A.M. - 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. 140 (Final Tract Map No. 6338) (Northeast corner of East Church Avenue and South Sunnyside Avenue) (Council District 5)

APRIL 20, 2023

10:05 A.M. - 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. 141 (Final Tract Map No. 6212) (Southwest corner of North Parc West Drive and North Grantland Avenue) (Council District 1)

APRIL 20, 2023

10:10 A.M. - HEARING – To adopt Resolutions and Ordinance to annex territory and levy a special tax regarding City of Fresno Community Facilities District No. 18, Annexation No. 002 (T6212, located at the southwest corner of North Parc West Drive and North Grantland Avenue; T6276, located on the northwest corner of North Parc West Drive and North Grantland Avenue; T6350, located on the northeast corner of North Parc West Drive and West Holland Avenue) (Council District 1)

APRIL 20, 2023

10:15 A.M. - 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. 138 (Final Tract Map No. 6371) (located north of East Floradora

Avenue and east of North Armstrong Avenue) (Council District 7)

UPCOMING EMPLOYEE CEREMONIES

EMPLOYEE OF THE QUARTER - 9:00 A.M.

- *April 19, 2023 (Wednesday) - Employee of the Spring Quarter*
- *July 19, 2023 (Wednesday) - Employee of the Summer Quarter*
- *October 18, 2023 (Wednesday) - Employee of the Fall Quarter*

EMPLOYEE SERVICE AWARDS - 10:00 A.M.

- *April 26, 2023 (Wednesday) - Employee Service Awards*
- *November 15, 2023 (Wednesday) - Employee Service Awards*

2023 CITY COUNCIL MEETING SCHEDULE

MARCH 02, 2023 - NO MEETING

MARCH 09, 2023 - 9:00 A.M.

MARCH 16, 2023 - NO MEETING

MARCH 23, 2023 - NO MEETING

MARCH 30, 2023 - 9:00 A.M.

APRIL 06, 2023 - NO MEETING

APRIL 13, 2023 - NO MEETING

APRIL 20, 2023 - 9:00 A.M.

APRIL 27, 2023 - 9:00 A.M.