

Budget Hearings

June 8, 2023

FRESNO CITY COUNCIL



Supplement Packet

ITEM(S)

23-799 City Attorney's Office

Contents of Supplement: PowerPoint Presentation

Item(s)

Supplemental Information:

Any agenda related public documents received and distributed to a majority of the City Council after the Agenda Packet is printed are included in Supplemental Packets. Supplemental Packets are produced as needed. The Supplemental Packet is available for public inspection in the City Clerk's Office, 2600 Fresno Street, during normal business hours (main location pursuant to the Brown Act, G.C. 54957.5(2)). In addition, Supplemental Packets are available for public review at the City Council meeting in the City Council Chambers, 2600 Fresno Street. Supplemental Packets are also available on-line on the City Clerk's website.

Americans with Disabilities Act (ADA):

The meeting room is accessible to the physically disabled, and the services of a translator can be made available. Requests for additional accommodations for the disabled, sign language interpreters, assistive listening devices, or translators should be made one week prior to the meeting. Please call City Clerk's Office at 621-7650. Please keep the doorways, aisles and wheelchair seating areas open and accessible. If you need assistance with seating because of a disability, please see Security.

City Attorney's Office Budget Presentation

June 2023



Budget Year 2023 – 2024

City Attorney Mission Statement

The mission of the Fresno City Attorney's Office is to provide the highest quality legal services to the elected officials, administration, and staff of the City of Fresno. Legal services consist of legal research and advice, preparing legal documents, prosecuting on behalf of and defending the City in court and administrative proceedings, assisting with legislative and administrative meetings and hearings, and improving the community through all of these means.

The City Attorney's Office is to remain impartial, objective, and must avoid taking positions on City policy. The City Attorney's Office provides a full range of legal options concerning the matters at issue, including any associated legal advantages and risks, so that clients may make informed policy and business decisions.

The City Attorney's Office assists the policy decision makers to achieve their objectives and is never to be an obstacle or hindrance to those objectives. The City Attorney's Office should inquire about client objectives and then tailor the services provided to meet the objectives. Advice should be timely, clear, concise, and complete.

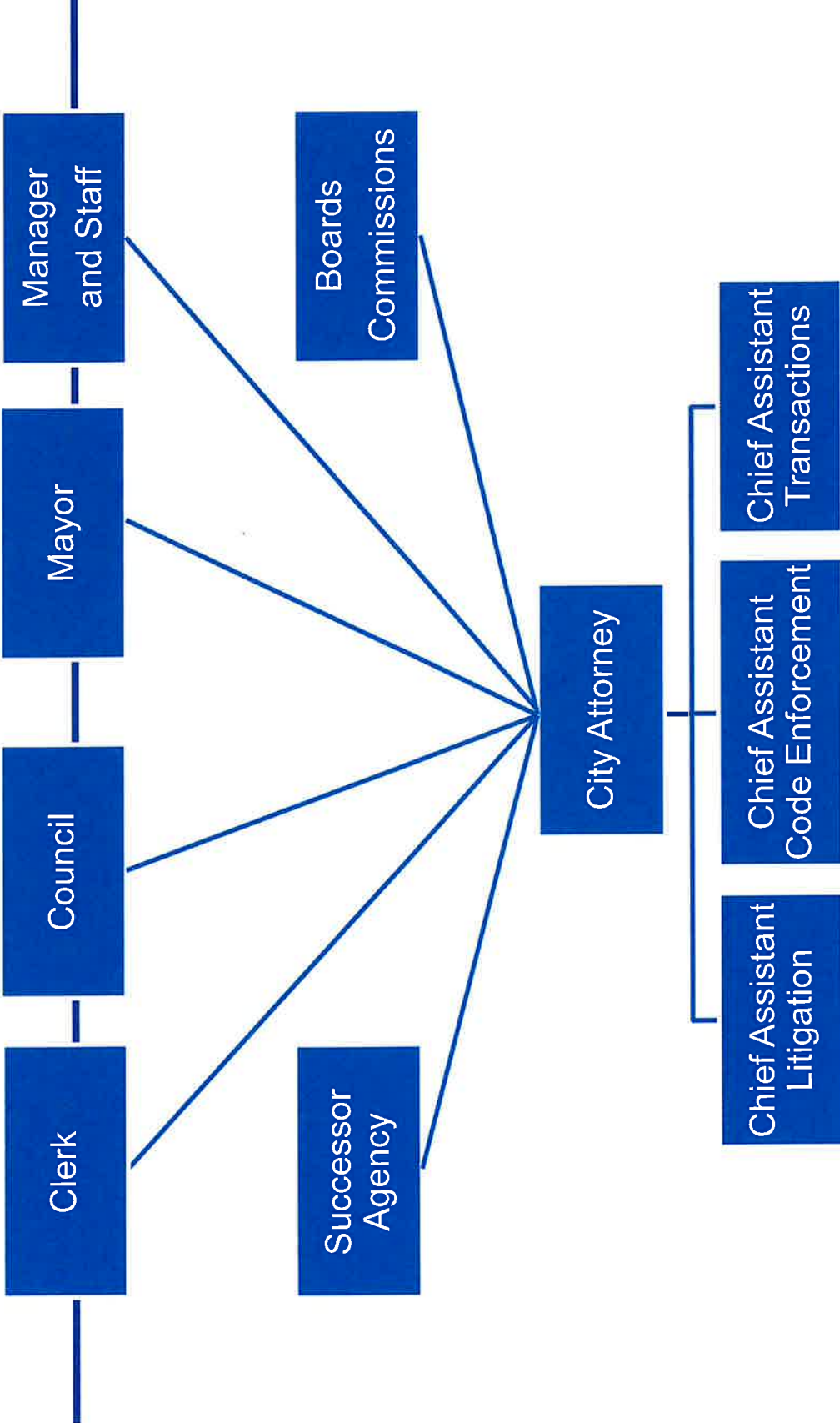
City Attorney Mission Statement

The City Attorney's Office should be creative and innovative where necessary, not bound by historical practices that do not best serve current needs.

The City Attorney's Office must keep confidences when appropriate and share information when appropriate. A high degree of discretion is necessary at all times. The City Attorney's Office should ensure the Council, Mayor, and Manager are informed of and in agreement with the City Attorney's policies concerning confidences and sharing of information.

The City Attorney should effectively manage the office and outside counsel so that all are informed of these policies and mission. It is the responsibility of the City Attorney to ensure all lawyers and staff providing the City legal services are efficiently and effectively meeting client needs and are fulfilling this mission.

CAO Provides Legal Services To All Officials



City Attorney's Office Services

Contracts	Defense Litigation	Rental Inspection/ASET
Procurement	Plaintiff's Litigation	Receiverships
Ordinances	Class Actions	Illegal/Tire Dumping
Resolutions	Labor Advice	CUP Enforcement
Ethics Advice	Employee Contracts	Liquor Store Inspections
Charter Analysis	Employee Discipline	Motel Inspections
CEQA	Investigations	Vacant Buildings
Land Use	PD Advice	Abatement
Impact Fees	FMC Prosecution	Demolitions
Taxes	Public Records Act	Vacant Lots
Elections		District Teams
Council Procedure		School Area Team
Commissions		Mobilehome Parks
		Eviction Protection
		Encampment Cleanups
		Collections/Assessments
		Illegal Dispensaries

City Attorney's Office

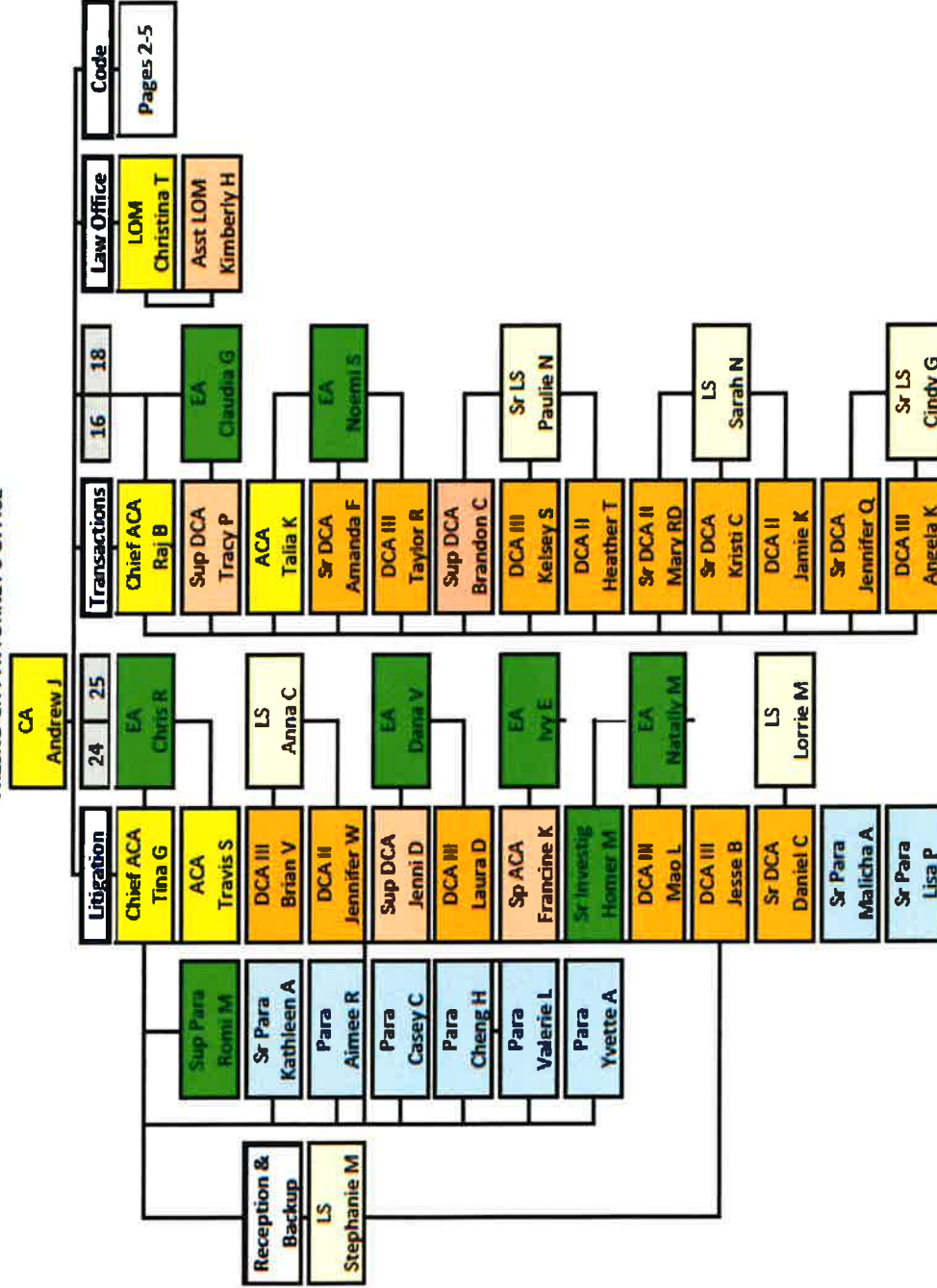
FY 2023

Current Authorized Positions

Attorneys	31
Managers/Supervisors	13
Secretaries/Admin	22
Investigators	1
Paralegals	9
Accounting	4
Inspectors/Labor	<u>78*</u>
Total:	158

*6 vacancies

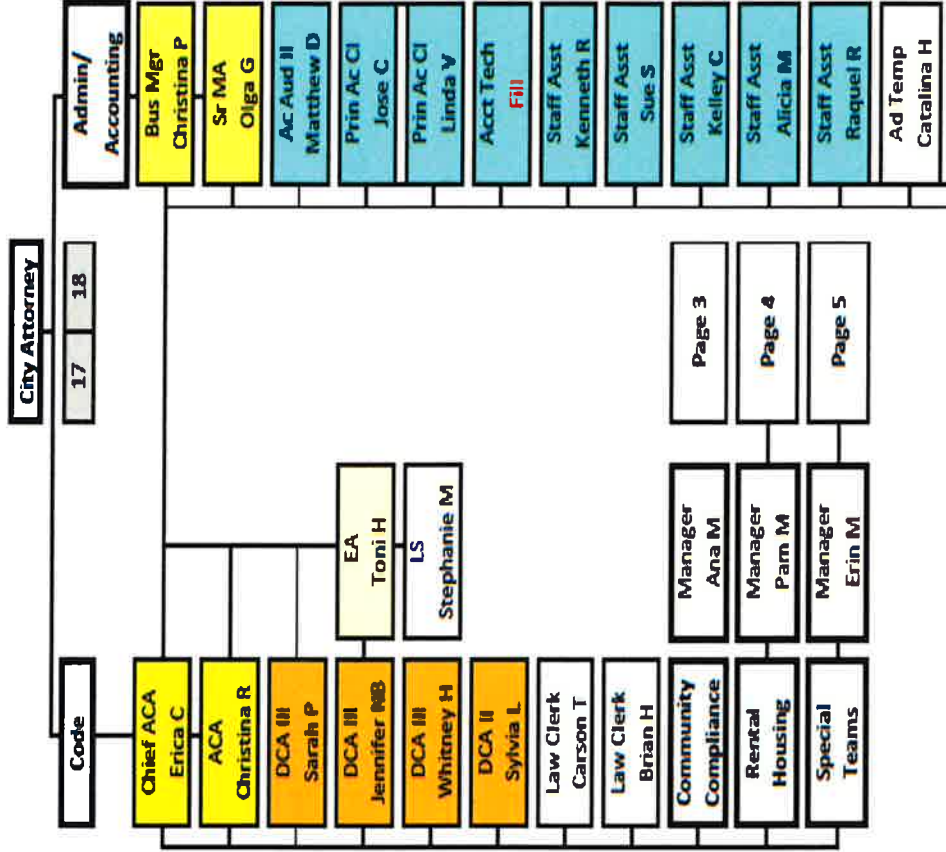
FRESNO CITY ATTORNEY'S OFFICE



6/5/2023

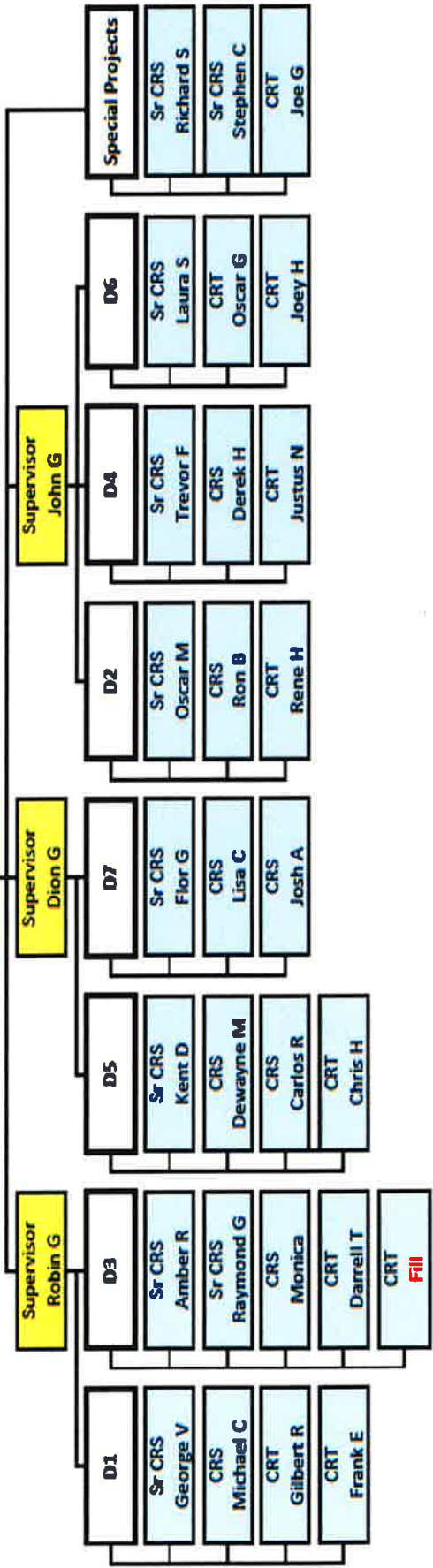
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CODE LEGAL AND ADMIN

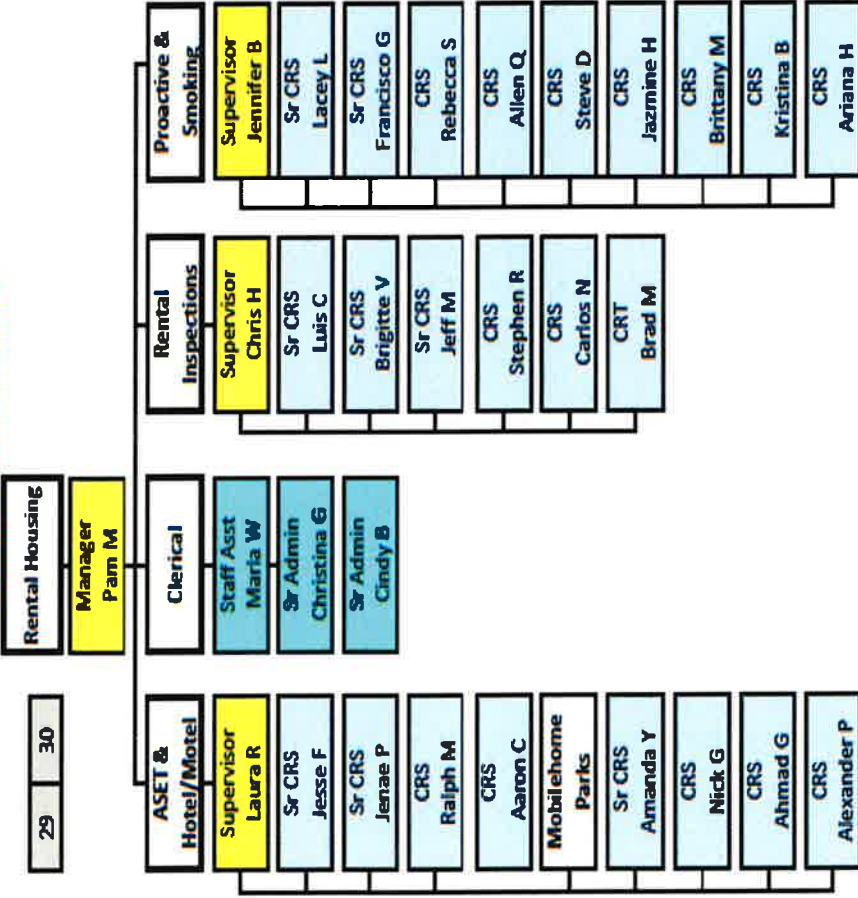


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Community Compliance
Manager Ana M

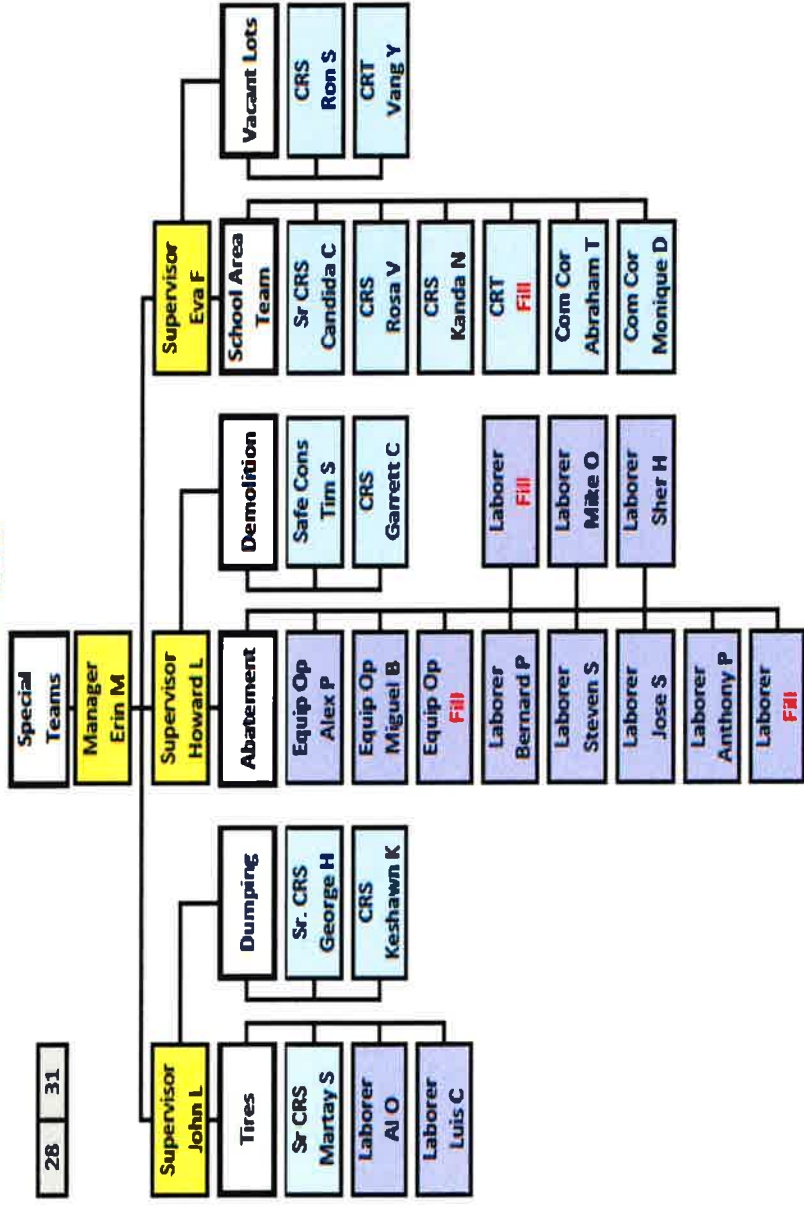


RENTAL HOUSING AND OUTREACH



29 30

SPECIAL TEAMS



City Attorney's Office

FY 2024

Code Achievements and Projects

Anti Slum Enforcement Team

- 12 ASET Properties brought into compliance since 7/1/22
- 11 Properties took proactive action after receiving ASET initial letter
- 13 ASET Properties with open cases at this time

Rental Housing Inspection Program - Proactive

All Multifamily Rental Housing properties have been inspected and the team has moved onto to Single Family rental housing inspections.

Mobile Home Park Team

- 1,132 initial inspections/maintenance inspections
- 151 Notice Of Violations issued, addressing 794 violations at the most recent maintenance inspection
- Conducted outreach events at 5 parks
- Assisted Housing Division in obtaining a grant for mobile home unit owners to make repairs

City Attorney's Office

FY 2024

Code Achievements and Projects

Legal Team

40 inspection and abatement warrants processed
7 receiverships in progress, including 3 filed
42 administrative hearings
1,014 EPP intakes contacted

Accounting Team

Ready to roll over to the County FY 2023-2024 Tax Roll: \$554,667 with \$393,000 pending assessment this month.

School Area Team

Completed outreach and inspections in 55 school areas

City Attorney's Office

FY 2024

Code Achievements and Projects

Waste Tire Team

14,383 illegally discarded tires recovered throughout the city.

2878 tires were collected at three Tire Amnesty events, in D7, D3, and D5. Tire Amnesty Event allows City of Fresno residents to dispose of unwanted waste tires at no charge.

315 Tire Shops and Tire Generator locations were inspected to ensure compliance with Cal Recycle State regulations and compliance with the FMC.

City Attorney's Office

FY 2024

Code Achievements and Projects

Illegal Dumping Task Force

173 illegal Dumping Citations were issued for unlawful dumping throughout the City of Fresno

District 1 – 33

District 2 – 2

District 3 – 40

District 4 – 5

District 5 – 3

District 6 – 1

District 7 – 89

City Attorney's Office

FY 2024

Transactions Unit Highlights

- **Council special projects**
- **Draft** resolutions and ordinances/text amendments
- Advise in-house **meetings** and **Administration projects**
- Respond to **thousands of requests for legal services** annually
- **Advise City bodies:**
 - City Council
 - Planning Commission
 - Parks, Recreation and Arts Commission
 - Historic Preservation Commission
 - Council subcommittees and other bodies
- Advise on **procurement matters**
- Advise on **bonding** and other **City financing** issues

City Attorney's Office

FY 2024

Transactions Unit Projects

- Tower Theatre Purchase
- Affordable Housing Projects and Grant Funding
- Measure P Implementation
- General Plan PEIR
- Bond Issuance for Fresno Yosemite International Terminal Expansion
- Fresno Yosemite International Terminal Expansion Project
- Fresno Yosemite International Terminal East Apron Project
- Maxie Parks
- Conflicts/Ethics
- Real Estate Acquisitions for affordable housing and emergency shelters
- One Fresno Housing Policies
- Fancher Creek Town Center - Bakman Water
- Cannabis
- State Center Extraterritorial Agreement
- Surplus Land Act

City Attorney's Office

FY 2024

Litigation Unit Highlights

- Over 130 Civil Matters Handled (pre-litigation stage)
- *Micheli* class action litigation
- *Pinedale County Water District* litigation
- Handled 14 Civil Service Board disciplinary appeals during FY 23. 13 of 14 prevailed, resolved favorably for City, or pending.
- 26 investigations including 190 interviews
- Responded to 12 EEOC/CRD (state and federal agencies) anti-discrimination/harassment complaints during FY 23. 100% of complaints so far resolved were resolved favorably for City with a right-to-sue/dismissal
- PD's Tow Service Agreement where the Hearing Officer dismissed claimant's demand for more than \$473,000 in make-up tows.
- Measure P litigation: City prevailed on its motion denying BHC's request for attorneys' fees

City Attorney's Office FY 2024 Litigation Unit Projects

PRAs Processed by the City Attorney's Office - 2022	
Month	Number
January	259
February	240
March	252
April	289
May	287
June	368
July	376
August	483
September	361
October	402
November	326
December	281
Total PRAs	3,924
Total Pages Reviewed (est) (Includes ongoing PC 832.7 Responses (14,314)). (Monthly Breakdown of No. of Pages Produced (Est. 185,983): Jan: 24,211; Feb: 53,793; Mar: 13,434; Apr: 8,824; May: 17,096; June: 23,189; July: 28,911; Aug: 13,435; Sep: 7,098; Oct: 17,793; Nov: 13,944; Dec: 10,616	
232,344	

City Attorney's Office FY 2024 Litigation Unit Projects

PRA / SUBPOENA REPORT for 2023 as of 05/30/23	
PRAs Processed by the City Attorney's Office	
Month	Number
January	374
February	313
March	419
April	323
May as of 05/30/23	280
June	
July	
August	
September	
October	
November	
December	
Total PRAs	1,709
Total Pages Reviewed (est) (Includes ongoing PC 832.7 Responses (2,158)). (Monthly Breakdown of No. of Pages Produced (Est.): Jan:35,902; Feb: 13,199; Mar: 14,163; Apr: 10,062; May: 45,084; June: ; July: ; Aug: ; Sep: ; Oct: ; Nov: ; Dec:	
	120,568

City Attorney's Office

FY 2024

Budget Objectives

- 1. Greater Responsiveness to the Client**
- 2. Increased Responsiveness to the Community**
- 3. Transparency**

City Attorney's Office FY 2024

City Attorney's Office Workload		
Calendar Year	Requests for Legal Services	Average Per Day
2018	2209	6.05
2019	2308	6.32
2020	2172	5.9
2021	2443	6.69
2022	2753	7.54
2023	1323	8.7

**City Attorney's Office
FY 2024
Prior Appropriations**

FY 2021	\$18,955,246
FY 2022	\$18,753,592
<u>FY 2023</u>	<u>\$25,626,800</u>
FY 2024	\$26,352,100 (proposed)

City Attorney's Office FY 2024 Proposed Budget Highlights

- 1. Six Additional Attorneys**
- 2. Three Additional Code Enforcement Inspectors**
- 3. Training**
- 4. Three Dumping Cameras**
- 5. Four Support Staff Positions**

City Attorney's Office FY 2024 Possible Council Motions

- 1. Office Space - \$200,000**
- 2. Night Code Enforcement Team - \$315,000**
- 3. Eviction Protection Program - \$2.6 million**
- 4. Immigration Defense - \$100,000**

**City Attorney's Office
FY 2024
Proposed Budget**

Proposed Budget	\$26,352,100
Possible Council Motions	\$ <u>3,215,000</u>
Total with Motions	\$29,567,100

End

Questions or Comments?

