

# City of Fresno

2600 Fresno Street  
Fresno, CA 93721  
[www.fresno.gov](http://www.fresno.gov)



## Meeting Minutes - Final

Thursday, April 28, 2022

9:00 AM

Regular Meeting

Council Chambers (In Person And/Or Electronic)

### City Council

*President - Nelson Esparza*

*Vice President - Tyler Maxwell*

*Councilmembers:*

*Esmeralda Z. Soria, Mike Karbassi, Miguel Angel Arias, Luis Chavez,*

*Garry Bredefeld*

*City Manager - Georgeanne A. White*

*City Attorney - Douglas T. Sloan*

*City Clerk - Todd Stermer, CMC*

The City Council for the City of Fresno convened in regular session on April 28, 2022, at 9:00 A.M.

9:08 A.M. ROLL CALL

**Present:** 7 - Council President Nelson Esparza  
Vice President Tyler Maxwell  
Councilmember Esmeralda Z. Soria  
Councilmember Mike Karbassi  
Councilmember Miguel Angel Arias  
Councilmember Luis Chavez  
Councilmember Garry Bredefeld

Invocation by Chaplain Kevin Llanos from the Fresno Police Chaplaincy

Pledge of Allegiance to the Flag

### **APPROVE AGENDA**

*The following changes were made to the agenda:*

*City Clerk Stermer announced Consent Calendar item 1-E (ID 22-563) regarding the firework ordinance, was not subject to veto during introduction.*

#### **CONSENT CALENDAR ITEMS TABLED UNTIL NEXT MEETING**

*1-A (ID 22-641) pertaining to the minutes for April 21, 2022 - tabled until May 12, 2022, by staff.*

*1-I (ID 22-650) pertaining to a Consultant Services Agreement with Simon and Company, Inc. - tabled until May 12, 2022, by Councilmember Arias.*

*1-J (ID 22-651) pertaining to a Consultant Services Agreement with Campbell Strategy and Advocacy, LLC - tabled until May 12, 2022, by Councilmember Arias.*

*1-L (ID 22-655) pertaining to the COVID-19 emergency - tabled to May 12, 2022, by staff.*

*CONSENT CALENDAR ITEMS MOVED TO THE CONTESTED CONSENT CALENDAR FOR FURTHER DISCUSSION:*

*1-C (ID 22-552) regarding a sole source purchase agreement with Trapeze Software Group, Inc. - moved to Contested Consent by Councilmember Arias.*

*1-E (ID 22-563) regarding the fireworks ordinance - moved to Contested Consent by Councilmember Arias.*

*1-F (ID 22-653) regarding Fire Station No. 12 - moved to Contested Consent by Councilmember Arias.*

*1-G (ID 22-640) regarding Public Safety Radio signal strength - moved to Contested Consent by Councilmember Arias.*

*1-H (ID 22-662) regarding Commercial Cannabis Activity - moved to Contested Consent by Councilmember Arias.*

*1-K (ID 22-656) regarding weapons and security - moved to Contested Consent by Councilmember Arias.*

*1-P (ID 22-614) regarding the Tower District Specific Plan Update - moved to Contested Consent by Councilmember Soria.*

*1-Q (ID 22-546) regarding the Encampment Resolution Funding Program - moved to Contested Consent by Councilmember Arias.*

*1-R (ID 22-661) regarding a grant application to the California Interagency Council on Homelessness (Cal ICH) - moved to Contested Consent by Councilmember Arias.*

*1-U (ID 22-634) regarding adding Chapter 5, Article 6 to the Fresno Municipal Code - moved to Contested Consent by Councilmember Arias.*

*1-Y (ID 22-611) regarding the Van Ness Avenue, Fulton Street, and Wishon Avenue Cycle Track - moved to Contested Consent by Councilmember*

Arias.

1-BB (ID 22-658) regarding the 7th Amendment to the Position Authorization Resolution - moved to Contested Consent by Councilmember Bredefeld.

1-EE (ID 22-642) regarding confirmation of emergency conditions - moved to Contested Consent by Councilmember Bredefeld.

AGENDA APPROVED AS AMENDED

**On motion of Councilmember Soria, seconded by Vice President Maxwell, the agenda was APPROVED AS AMENDED. The motion carried by the following vote:**

**Aye:** 5 - Esparza, Maxwell, Soria, Arias and Chavez

**No:** 1 - Karbassi

**Absent:** 1 - Bredefeld

## **CEREMONIAL PRESENTATIONS**

[ID 22-677](#) Proclamation for "John Walker Day"

PRESENTED

[ID 22-424](#) Proclamation for the Connections Class "Community Beautification" Adult Transition Program

PRESENTED

[ID 22-524](#) Proclamation of "Peace Officers Memorial Day" and May 15 through May 21, 2022 as "National Police Week"

PRESENTED

[ID 22-380](#) Proclamation for "Rodney Lowery Day"

PRESENTED

[ID 22-652](#) Proclamation for "Cambodia Heritage Month"

PRESENTED

[ID 22-646](#) Announcement of Spring Employee of the Quarter (EOQ) Recipients

PRESENTED

**COUNCILMEMBER REPORTS AND COMMENTS**

*Councilmember Soria discussed: the recent Pleasant Avenue block party; completion of the District 1 Young Councilmembers program by sixteen high school students, and; tree trimming in the Blackstone, McKinley, Maroa, and Olive area neighborhoods.*

*Councilmember Karbassi requested the meeting be adjourned in memory of Fresno Unified School Psychologist Shannon Wong-Langlo. He also discussed homicide in northwest Fresno and illegal street racing.*

*Councilmember Arias discussed: the fourth and final District 3 neighborhood budget meeting; needing an update on small business façade program in Chinatown; a lack of downtown garbage compactors; an upcoming 559 Night Market event in Chinatown; the installation of lights at Hidden Park, and; the excellent condition of Ted C. Wills Center.*

*Councilmember Chavez commented on: volunteer opportunities for the Great American Cleanup event at Kings Canyon and Ventura; travel to Guadalajara with Mayor Dyer for the signing of the Sister Cities Agreement; the busy international terminal at Fresno Yosemite International Airport and work towards an official port of entry designation.*

*Vice President Maxwell discussed: the recent tree planting event at Vinland Park and an upcoming tree planting event at University Park; the vital service brought to southeast Fresno thanks to Adult Health Care Center; an upcoming meeting with various stakeholders and departments to address the volleyball issues at Vinland Park and to prevent disenfranchisement of groups in the future.*

*President Esparza commented on the April 27, 2022, special City Council meeting on housing; the ribbon cutting of the Fresno Center's Adult Day Health Care Center; the fourth anniversary of Career Technical Charter High School and the first graduating seniors; the upcoming Jackson Neighborhood Play Streets event; Asian Fest at Fresno City College, and; the re-establishment of the City of Fresno Women's Commission.*

**MAYOR/MANAGER REPORTS AND COMMENTS**

*Mayor Dyer discussed: the Sister Cities Agreement with the City of Guadalajara; working with other Big City Mayors to obtain funds to address homelessness; efforts to address mental health in the valley; recognizing Producers Dairy for utilizing the first all electric trucks in the valley; energy efficiency efforts throughout the City of Fresno amounting to savings of 1.4 million dollars in annual savings, and; the upcoming Great American Cleanup event taking place at fifteen locations around Fresno.*

## **UNSCHEDULED COMMUNICATION**

*Upon call, the following members of the public addressed Council regarding Consent Calendar items and unscheduled communication: Fernando Paul Elizondo; David Willis; Mariah Thompson; Feleena Sutton; Patricia Shawn; Patsy Rajskup; Rev. Simon Biasell; Rev. Tim Kutzmark; Dr. Amber Crowell; Lisa Flores; Gaonoucci Vang; Susan Xiong; Kevin Hall; Marissa Juarez; Casey Mckee; Laura Splotch; Brandi Nuse-Villegas; John Woolley; Robert McCloskey; Calvin Xiong; Dez Martinez; Kiel Lopez-Schmidt; Jim Grant; and Lethal Garcia.*

[ID 22-732](#)    Unscheduled Communication- Public Comment

Councilmember Chavez left the Council Chamber at 10:24 A.M. and returned at 11:47 A.M.  
Councilmember Karbassi left the Council Chamber at 10:51 A.M. and returned at 11:13 A.M.

## **1. CONSENT CALENDAR**

### APPROVAL OF THE CONSENT CALENDAR

**On motion of Councilmember Arias, seconded by Councilmember Soria, the CONSENT CALENDAR was hereby adopted by the following vote:**

**Aye:** 5 - Esparza, Maxwell, Soria, Arias and Bredefeld

**Absent:** 2 - Karbassi and Chavez

- 1.-A. [ID 22-641](#)    Approval of the Minutes of April 21, 2022 Regular City Council Meeting  
*The above item was removed from the agenda and tabled to May 12, 2022.*

TABLED

- 1.-B. [ID 22-558](#)

Actions pertaining to the Van Ness Avenue Water Transmission Grid Main Project (Council District 3):

1. Adopt a Mitigated Negative Declaration pursuant to the California Environmental Quality Act pertaining to the construction of a new 16 -inch water transmission grid main in Van Ness Avenue between Divisadero and Merced Streets, State Clearinghouse No. 2022020073
2. Approve the Third Amendment to the consultant services agreement with Blair, Church & Flynn Consulting Engineers, Inc., to expand scope of services and increase the contract amount by \$39,820, for an amended total not to exceed the amount of \$326,968

#### **APPROVED ON CONSENT CALENDAR**

- 1.-D. [ID 22-585](#) Approve the award of a cooperative purchase agreement to Golden State Peterbilt of Fresno, CA, for the purchase of one Peterbilt 567 dump truck in the amount of \$229,086, procured by means of a cooperative purchase agreement with Sourcewell, for the Department of Public Utilities Wastewater Management Division

#### **APPROVED ON CONSENT CALENDAR**

- 1.-I. [ID 22-650](#) Approve a Consultant Services Agreement with Simon and Company, Inc. for an amount not to exceed \$129,999.92 for Professional Lobbying and Consulting Services in Washington DC.

*The above item was removed from the agenda and tabled to May 12, 2022.*

*TABLED*

- 1.-J. [ID 22-651](#) Approve a Consultant Services Agreement with Campbell Strategy and Advocacy, LLC., for an Amount Not to Exceed \$180,000 annually, for Professional Lobbying and Consulting Services.

*The above item was removed from the agenda and tabled to May 12, 2022.*

*TABLED*

- 1.-L. [ID 22-655](#) Actions pertaining to COVID-19 emergency:  
\*\*\*RESOLUTION - Confirming the termination of the local emergency related to COVID-19 (Subject to Mayor's Veto)

*The above item was removed from the agenda and tabled to May 12, 2022.*

*TABLED*

- 1.-M. [ID 22-622](#) Actions pertaining to the Cultural Arts Plan Consultant Selection (Citywide):

1. Award consultant services agreement to Network for Culture and Arts Policy (NCAP) in the amount of \$150,000 for the development of the City's Cultural Arts Plan.
2. Authorize the Director of Parks, After School, Recreation, and Community Services (PARCS) to execute the agreement on behalf of the City.
3. \*\*\*RESOLUTION - Adopting the 63rd Amendment to the Annual Appropriation Resolution (AAR) No. 2021-178 to appropriate \$150,000 for a consultant services agreement to develop the City of Fresno's Cultural Arts Plan (Requires 5 Affirmative Votes) (Subject to Mayor's Veto)

*RESOLUTION 2022-098 ADOPTED*

**APPROVED ON CONSENT CALENDAR**

- 1.-N. [ID 22-615](#) Approve a Second Amendment to the Community Development Block Grant Program Subrecipient Agreement with Self-Help Enterprises to extend the term of the agreement to September 30, 2022, at no additional cost to the City.

**APPROVED ON CONSENT CALENDAR**

- 1.-O. [ID 22-610](#) Actions pertaining to the CARES Act Community Development Block Grant (CDBG-CV) funding from the United States Department of Housing and Urban Development (HUD):
1. \*\*\*RESOLUTION - Adopting and approving submission of Substantial Amendment 2019-07 to the 2019-2020 Annual Action Plan to the U.S. Department of Housing and Urban Development (HUD) to reprogram \$850,000 in CARES Act Community Development Block Grant (CDBG-CV) funds to prevent, prepare for, and respond to the Coronavirus (COVID-19) (Subject to Mayor's Veto)
  2. Approve an agreement between the City of Fresno and the Fresno Housing Authority in the amount of \$850,000 for the operations of the Step Up on 99 emergency shelter.

*RESOLUTION 2022-099 ADOPTED*

**APPROVED ON CONSENT CALENDAR**

- 1.-S. [ID 22-675](#) \*\*\*BILL B- 7 -(Intro'd 4/21/2022) (For Adoption) - Amending Article 22 of Chapter 12 of the Fresno Municipal Code, relating to At-Risk Development (Subject to Mayor's Veto).

*ORDINANCE 2022-008 ADOPTED*

**APPROVED ON CONSENT CALENDAR**

- 1.-T. [ID 22-619](#) Actions pertaining to the 2022 Law Enforcement Specialized Unit Program:
1. Authorize acceptance of \$203,143 in grant funding from the California Governor's Office of Emergency Services' Law Enforcement Specialized Unit Program to the Fresno Police Department
  2. Approve a Memorandum of Understanding with the Marjaree Mason Center

**APPROVED ON CONSENT CALENDAR**

- 1.-V. [ID 22-605](#) Actions pertaining to the summary vacation of a portion of an alley between East Tyler Avenue and State Route 41 (Council District 7)
1. Adopt a finding of Categorical Exemption per staff determination, pursuant to Section 15332/Class 32 (In-Fill Development Projects) of the California Environmental Quality Act (CEQA) Guidelines, Environmental Assessment Number P21-03180
  2. \*\*\*RESOLUTION - Ordering the summary vacation of a portion of an alley between East Tyler Avenue and State Route 41 (Subject to Mayor's Veto)

*RESOLUTION 2022-103 ADOPTED*

**APPROVED ON CONSENT CALENDAR**

- 1.-W. [ID 22-608](#) Actions pertaining to the Webster Neighborhood Canal Barricade Project - Bid File 3826 (Council District 7):
1. Adopt a finding of Categorical Exemption per staff determination pursuant to Section 15301/Class 1 of the California Environmental Quality Act (CEQA) Guidelines
  2. Award a construction contract in the amount of \$296,709 to Avison Construction, Inc. of Madera, California

**APPROVED ON CONSENT CALENDAR**

- 1.-X. [ID 22-609](#) Actions pertaining to South Central Fresno AB 617 Community Truck Reroute Study, Health Assessment, and Reimbursement Agreement.
1. Approve the Consultant Agreement with IBI Group and Katherine Padilla & Associates, Inc. for the South Central Fresno AB 617 Community Truck Reroute Study (Council Districts 1, 3, 5, and 7).
  2. Approve the Research Agreement with the University of California Merced for the South Central Fresno AB 617 Community Health Assessment (Council Districts 1, 3, 5, and 7)
  3. Approve the Reimbursement Agreement with the San Joaquin Valley Air Pollution Control District (District) for the South Central Fresno AB 617 Community Truck Reroute Study and related health assessment, in the amount of \$500,000.00.

**APPROVED ON CONSENT CALENDAR**

- 1.-Z. [ID 22-571](#) Bicycle and Pedestrian Advisory Committee (BPAC) Semi-Annual Report (April 2021 through September 2021) (Citywide)

**APPROVED ON CONSENT CALENDAR**

- 1.-AA. [ID 22-606](#) RESOLUTION - Of Intention to Annex Final Tract Map No. 6336 as Annexation No. 132 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, May 26, at 10:05 am (property surrounded by East Clinton, North Armstrong, East McKinley, and North Fowler Avenues) (Council District 7)

*RESOLUTION 2022-104 ADOPTED*

**APPROVED ON CONSENT CALENDAR**

- 1.-CC. [ID 22-663](#) Approve the appointment of Andrew J. Feil to the District 3 Project Review Committee

**APPROVED ON CONSENT CALENDAR**

- 1.-DD. [ID 22-645](#) RESOLUTION - Establishing the City of Fresno Women’s Commission

*RESOLUTION 2022-092 ADOPTED*

**APPROVED ON CONSENT CALENDAR**

**CONTESTED CONSENT CALENDAR**

- 1.-C. [ID 22-552](#) Actions pertaining to the award of a sole source purchase agreement with Trapeze Software Group, Inc. dba Vontas of Cedar Rapids, Iowa, in the amount of \$2,845,844 to upgrade the Computer Aided Dispatch Automated Vehicle Location (CAD/AVL) system for the Department of Transportation Fresno Area Express:

1. RESOLUTION - Adopt a Resolution approving an exception to formal bidding procedures and award a sole source purchase agreement for a CAD/AVL system, software, services, and related components
2. Approve the award of a sole source purchase agreement with Trapeze Software Group, Inc. dba Vontas of Cedar Rapids, Iowa, in the amount of \$2,845,844 to upgrade the CAD/AVL system for Fresno Area Express, and authorize the Director of Transportation, or designee, to execute all related documents

*There was no staff presentation on this item. Councilmember Arias asked the reason for sole sourcing. Transportation Assistant Director Barr and City Manager White responded to his question.*

*RESOLUTION 2022-093 ADOPTED*

**On motion of Councilmember Arias, seconded by Vice President Maxwell, that the above Action Item be ADOPTED. The motion carried by the following vote:**

**Aye:** 6 - Esparza, Maxwell, Soria, Karbassi, Arias and Bredefeld

**Absent:** 1 - Chavez

- 1.-E. [ID 22-563](#) BILL - (for introduction) - Amending the Fireworks Ordinance, FMC sections 10-55602.2 to 10-55602.4, to add liability for “social hosts” and increase the fine structure of the fireworks ordinance. (Subject to Mayor’s Veto)

*There was no staff presentation on this item. City Manager White, Police Chief Balderrama, and Fire Chief Donis responded to questions.*

*Discussion on this item included: the potential for future City sponsored firework shows; notice to individuals selling illegal fireworks; responsibility for illegal fireworks; comprehensive plan to address illegal fireworks; the appeal process; ads and public announcements in multiple languages; stronger enforcement, and; air quality issues.*

*BILL B-9 INTRODUCED AND LAID OVER*

**On motion of Councilmember Soria, seconded by Councilmember Arias, that the above Action Item be APPROVED. The motion carried by the following vote:**

**Aye:** 6 - Esparza, Maxwell, Soria, Karbassi, Arias and Bredefeld

**Absent:** 1 - Chavez

- 1.-F. [ID 22-653](#) Actions pertaining to the new permanent Fire Station No. 12 project:
1. \*\*\*RESOLUTION - Adopt the 64th Amendment to the Annual Appropriation Resolution (AAR) No. 2021-178, to appropriate \$130,200 for new permanent Fire Station No. 12 updated design costs (Requires 5 Affirmative Votes) (Subject to Mayor’s Veto)
  2. Approve an agreement with The Taylor Group Architects in the amount of \$965,000 plus a contingency of \$80,000 for the design and preparation of construction documents for the new permanent Fire Station No. 12 Project (Council District 1)

*There was no staff presentation on this item. Fire Chief Donis and City Manager White responded to questions.*

*Discussion on this item included: the status of fire station in the district; blight and graffiti in the neighborhood; keeping the area clean, and timing for the start of construction.*

**RESOLUTION 2022-094 ADOPTED**

**On motion of Councilmember Soria, seconded by President Esparza, that the above Action Item be ADOPTED. The motion carried by the following vote:**

**Aye:** 6 - Esparza, Maxwell, Soria, Karbassi, Arias and Bredefeld

**Absent:** 1 - Chavez

- 1.-G.** [ID 22-640](#) Actions pertaining to Public Safety Radio signal strength improvement:
1. RESOLUTION - Declaring an urgent necessity for the preservation of life, health, and property and authorizing the Chief Information Officer or designee to enter into and administer the contract with Crown Castle to install radio equipment on the tower owned by Crown Castle. (Requires 5 votes); and
  2. \*\*\*RESOLUTION: Adopt the 57th amendment to the Annual Appropriation Resolution (AAR) No 2021-178 appropriating \$250,000 from the Information Services Department (ISD) FY22 ISF carryover funds (Requires 5 Affirmative Votes) (Subject to Mayor's Veto); and
  3. Affirm the City Manger's determination that Crown Castle is uniquely qualified to perform the services that establish a presence on their tower; and
  4. Authorize the Chief Information Officer (CIO) to enter into an agreement with Crown Castle in the amount of \$232,444 for the implementation fees for radio equipment to establish a new signal presence for radio improvement; and
  5. Authorize the Chief Information Officer to enter into an agreement with Crown Castle for monthly rent in the amount of \$4,750 per month to attach radio equipment on the tower.

*There was no staff presentation on this item. Councilmember Arias asked about sole sourcing. City Manager White responded to his question.*

**RESOLUTION 2022-095 ADOPTED**

**RESOLUTION 2022-096 ADOPTED**

**On motion of Councilmember Arias, seconded by Vice President Maxwell, that the above Action Item be ADOPTED. The motion carried**

**by the following vote:**

**Aye:** 6 - Esparza, Maxwell, Soria, Karbassi, Arias and Bredefeld

**Absent:** 1 - Chavez

Councilmember Soria left the Council Chamber at 11:40 A.M. and returned at 11:42 A.M.

- 1.-H. [ID 22-662](#) Actions pertaining to Commercial Cannabis Activity:  
1. \*\*\* BILL B-6 - (Intro. 04/21/2022) (For Adoption) Amending Section 9-3307 of the Fresno Municipal Code, relating to the location of retail cannabis businesses (Subject to Mayor's Veto)

*There was no staff presentation on this item. City Manager White and Planning and Development Project Manager Ruiz responded to questions.*

*Discussion on this item included: the application process; Conditional Use Permits; awarding licenses, and; the timeline for process updates.*

**ORDINANCE 2022-007 ADOPTED**

**On motion of Councilmember Arias, seconded by Council President Esparza, that the above Action Item be ADOPTED. The motion carried by the following vote:**

**Aye:** 5 - Esparza, Maxwell, Karbassi, Arias and Bredefeld

**Absent:** 2 - Soria and Chavez

- 1.-K. [ID 22-656](#) \*\*\*RESOLUTION - Amending Resolution No. 2020-035 relating to the use and possession of weapons and security (Subject to Mayor's Veto).

*There was no staff presentation on this item. City Manager White and Police Chief Balderrama responded to questions.*

*Discussion on this item included: weapons in City Hall; fencing the parking area for elected officials; concealed weapons training and permits, and; City Hall security screenings.*

**RESOLUTION 2022-097 ADOPTED**

**On motion of Councilmember Arias, seconded by Vice President Maxwell, that the above Action Item be ADOPTED. The motion carried by the following vote:**

**Aye:** 4 - Esparza, Maxwell, Soria and Arias

**No:** 2 - Karbassi and Bredefeld

**Absent:** 1 - Chavez

**City Council recessed into lunch at 11:58 P.M. and returned at 1:35 P.M.**

- 1.-P. [ID 22-614](#) Actions pertaining to the Tower District Specific Plan Update:
1. Approve a consultant services agreement with Wallace, Roberts, and Todd, LLC., for professional planning and environmental analysis services related to the update of the Tower District Specific Plan in the amount of \$400,000.

*There was no staff presentation on this item. Planning and Development Planning Manager Pagoulatos responded to questions.*

*Discussion on this item included: the scope of community outreach; inclusion of small business owners, and; providing updates to Council Districts 1, 3, and 7.*

**APPROVED**

**On motion of Councilmember Soria, seconded by Council President Esparza, that the above Action Item be APPROVED. The motion carried by the following vote:**

**Aye:** 7 - Esparza, Maxwell, Soria, Karbassi, Arias, Chavez and Bredefeld

- 1.-Q. [ID 22-546](#) Actions pertaining to the Encampment Resolution Funding Program from the State of California Business, Consumer Services and Housing Agency's California Interagency Council on Homelessness:
1. \*\*\*RESOLUTION - Approving acceptance of a grant award from the State of California Business, Consumer Services and Housing Agency's California Interagency Council on Homelessness (Cal ICH) for funding under the Encampment Resolution Funding Program and authorizing the City Manager to sign all required implementing documents (Subject to Mayor's Veto); and
  2. \*\*\*RESOLUTION - Adopting the 60th amendment of the Annual Appropriation Resolution (AAR) No. 2021-178 appropriating \$5,070,057.68 for Encampment Resolution Funding Program related activities (Requires 5 Affirmative Votes) (Subject to Mayor's Veto)
  3. Approve a services agreement between the City of Fresno and Poverello House in the amount of \$4,662,554.80 for triage center

services provided under the Encampment Resolution Funding Program

*There was no staff presentation on this item. Planning and Development Assistant Director Skei and City Manager White responded to questions.*

*Discussion on this item included: tiny homes; pallet shelters; financial commitments, and; permanent shared housing.*

**RESOLUTION 2022-100 ADOPTED**

**RESOLUTION 2022-101 ADOPTED**

**On motion of Councilmember Arias, seconded by Councilmember Soria, that the above Action Item be ADOPTED. The motion carried by the following vote:**

**Aye:** 7 - Esparza, Maxwell, Soria, Karbassi, Arias, Chavez and Bredefeld

- 1.-R. [ID 22-661](#) \*\*\*RESOLUTION - Authorizing a grant application to the California Interagency Council on Homelessness (Cal ICH) for funding under the Family Homelessness Challenge Grant for accelerating efforts by local jurisdictions and continuums of care to address and end family homelessness by making families' experiences of homelessness rare, brief, and one-time and authorizing the City Manager to sign all required implementing documents (Subject to Mayor's Veto)

*There was no staff presentation on this item. Planning and Development Assistant Director Skei, Deputy Police Chief Farrah, and Turning Point Representative Jody Ketcheside responded to questions.*

*Discussion on this item included: relocation challenges; amenities; crime in the neighborhood; security plans, and; project size.*

**RESOLUTION 2022-102 ADOPTED**

**On motion of Councilmember Soria, seconded by Councilmember Arias, that the above Action Item be ADOPTED. The motion carried by the following vote:**

**Aye:** 7 - Esparza, Maxwell, Soria, Karbassi, Arias, Chavez and Bredefeld

- 1.-U. [ID 22-634](#) BILL - (For introduction) - Adding Chapter 5, Article 6 to the Fresno

Municipal Code establishing rules for the Fresno Police Department to fund, acquire and use military equipment as defined in Assembly Bill 481.

*There was no staff presentation on this item. Police Chief Balderrama responded to questions.*

*Discussion on this item included: the purpose of AB 481; plans are for the SRT van; equipment maintenance costs; the BearCat and CNT vehicles; specialized vehicle costs, and; including vehicles in the FY 2023 proposed budget.*

**BILL B-10 INTRODUCED AND LAID OVER**

**On motion of Councilmember Arias, seconded by Vice President Maxwell, that the above Action Item be APPROVED. The motion carried by the following vote:**

**Aye:** 7 - Esparza, Maxwell, Soria, Karbassi, Arias, Chavez and Bredefeld

- 1.-Y.** [ID 22-611](#) Actions pertaining to the Van Ness Avenue, Fulton Street, and Wishon Avenue Cycle Track - Bid File 3849 (Council Districts 1, 3, and 7)
1. Adopt a finding of Categorical Exemption per staff determination pursuant to Section 15301/Class 1, Section 15302/Class 2, Section 15303/Class 3, and Section 15304/Class 4 of the California Environmental Quality Act (CEQA) Guidelines
  2. Award a construction contract in the amount of \$696,886 to Glick Corporation, dba Asphalt Maintenance Company of CA, of Visalia, California

*There was no staff presentation on this item. Public Works Licensed Engineer Sehm and Public Works Director Mozier responded to questions.*

*Discussion on this item included: condition of the roadway; slurry sealing the street; construction timelines; protected bike lanes, and; providing status updates to District 3.*

**APPROVED**

**On motion of Councilmember Arias, seconded by Councilmember Soria, that the above Action Item be APPROVED. The motion carried by the following vote:**

**Aye:** 7 - Esparza, Maxwell, Soria, Karbassi, Arias, Chavez and Bredefeld

- 1.-BB.** [ID 22-658](#)
1. \*\*\*RESOLUTION - Adopt the 7th Amendment to the Position Authorization Resolution (PAR) No. 2021-179, adding one full-time position of Council Assistant in the Council City Support Division. (Subject to Mayor's Veto)
  2. \*\*\*RESOLUTION - Adopt the 65th Amendment to the Annual Appropriation Resolution (AAR) No. 2021-178 appropriating \$20,000 for two months' salary and benefits for the balance of Fiscal Year 2022, from the City Attorney's Office Budget, Council Projects, to the Council City Support Division's budget. (Requires 5 Affirmative Votes) (Subject to Mayor's Veto)

*There was no staff presentation on this item. Councilmember Chavez and City Attorney Sloan responded to questions.*

*Discussion on this item included: the purpose of the position; the salary range; direct reports, and; candidates to fill the position.*

*RESOLUTION 2022-105 ADOPTED*

*RESOLUTION 2022-106 ADOPTED*

**On motion of Councilmember Chavez, seconded by Vice President Maxwell, that the above Resolution be ADOPTED. The motion carried by the following vote:**

**Aye:** 6 - Esparza, Maxwell, Soria, Karbassi, Arias and Chavez

**No:** 1 - Bredefeld

- 1.-EE.** [ID 22-642](#) \*\*\*RESOLUTION - Confirming emergency conditions continue to directly impact the ability of legislative bodies to meet safely in person, and authorizing remote teleconference meetings of City legislative bodies for 30 days, pursuant to Brown Act provisions (Subject to Mayor's Veto).

*There was no staff presentation on this item. Councilmember Bredefeld commented on the end of the pandemic phase for Covid-19.*

*RESOLUTION 2022-107 ADOPTED*

**On motion of Council President Esparza, seconded by Councilmember Karbassi, that the above Action Item be ADOPTED. The motion carried by the following vote:**

**Aye:** 6 - Esparza, Maxwell, Soria, Karbassi, Arias and Chavez

**No:** 1 - Bredefeld

## **2. SCHEDULED COUNCIL HEARINGS AND MATTERS**

### **(CONTINUED TO MAY 12, 2022) 10:00 A.M.**

[ID 22-602](#) HEARING to receive public comment on the 2021 Housing Element Annual Progress Report

*The above item was removed from the agenda and tabled to May 12, 2022.*

TABLED

### **(CONTINUED TO MAY 12, 2022) 10:05 A.M.**

[ID 22-600](#)

Actions pertaining to the 2022-2023 Annual Action Plan:

1. HEARING to obtain public comments regarding the Draft 2022-2023 Annual Action Plan; and
2. \*\*\*RESOLUTION - Adopting the 2022-2023 Annual Action Plan; approving submission to the U.S. Department of Housing and Urban Development (HUD) for application of \$7,535,331.93 Community Development Block Grant (CDBG), \$3,694,681 HOME Investment Partnerships (HOME), \$606,586 Emergency Solutions Grant (ESG), and \$875,943 Housing Opportunities for Persons with AIDS/HIV (HOPWA) program funds; providing for subrecipient agreements; and Authorizing the City Manager to sign all implementing documents required by HUD as approved to form by the City Attorney (Subject to Mayor's veto)

*The above item was removed from the agenda and tabled to May 12, 2022.*

TABLED

## **3. GENERAL ADMINISTRATION**

3.-A. [ID 22-670](#) WORKSHOP- Presentation of the Annual Report of the Downtown Fresno Partnership

*The above workshop was presented to Council by Downtown Fresno President and CEO Jimmy Cerracchio. Police Chief Balderrama also addressed Council.*

*Discussion on this item included: downtown parking issues; garbage compactors; garbage agreements; artwork; fountain maintenance; Police Department bike units; after hours policing in downtown, and; vandalism.*  
*PRESENTED*

**3.-B.** [ID 22-647](#) WORKSHOP - City Wide Park Ranger Program

*The above workshop was presented to Council by PACS Director Aguirre. Police Chief Balderrama, Deputy Police Chief Farrah, and City Manager White also addressed Council.*

*Discussion on this item included: uniform colors; weapons for Park Rangers; coverage to be provided by Park Rangers, and; the Flood Control District.*

*PRESENTED*

#### **4. CITY COUNCIL**

*There were no City Council items to discuss.*

#### **5. CLOSED SESSION**

*Upon call, there was no public comment for Closed Session items and City Council adjourned into Closed Session at 3:33 P.M.*

*During open session, City Attorney Sloan announced each of the Closed Session items listed on the agenda and stated there would be nothing to announce following Closed Session.*

**5.-A.** [ID 22-643](#)

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
Government Code Section 54956.9, subdivision (d)(1)  
*City of Fresno v. Joan Kevorkian, et al.*, Fresno Superior Court Case No. 21CECG02816

*DISCUSSED*

**5.-B.** [ID 22-648](#)

CONFERENCE WITH REAL PROPERTY NEGOTIATOR - Government Code Section 54956.8  
Property: APN 468-400-54T  
Negotiating Parties: City Manager White, Prosperous Terra, LLC. (Ruelas, Inc.)

Under Negotiation: Price and terms of sale.

*DISCUSSED*

**5.-C. [ID 22-671](#) PUBLIC EMPLOYEE PERFORMANCE EVALUATION**

1. Government Code Section 54957(b): consider the appointment, employment, evaluation of performance, discipline, or dismissal of a public employee.

Title: City Attorney

2. Government Code Section 54957.6: conference with labor negotiator.  
City Negotiator: Council President Nelson Esparza

Unrepresented Employee: City Attorney

*City Clerk Stermer was excused from the above item and was not a part of the discussion.*

*DISCUSSED*

**ADJOURNMENT**

*City Council adjourned from closed session at 4:52 P.M. in memory of Shannon Wong-Langlo.*

**These minutes were approved by unanimous vote of the City Council during the May 12, 2022 Regular Council meetings.**