

City of Fresno

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



Meeting Agenda - Final

Thursday, October 28, 2021

9:00 AM

Regular Meeting

In person and/or electronic

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.

You can also participate in the meeting on our City's website click on the URL <https://fresno.legistar.com/Calendar.aspx> 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.

The City Council Chambers are open for public participation. However, members of the public are encouraged to participate electronically because of reduced capacity of seating in the Chambers to allow for social distancing, and masks will be required for the vaccinated and unvaccinated.

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

1. eComment at <https://fresno.legistar.com/Calendar.aspx>.

a) eComments is a tool for citizens to use to make comments on agenda items. It will be open during the Council meeting and closed at the end of the meeting and will be a part of the official record. The User Agreement and Procedures document for eComment can be accessed by the URL <https://www.fresno.gov/cityclerk/>

b) eComments will be a maximum of 450 words.

OR

2. You are invited to a Zoom webinar.

When: October 28, 2021 9:00 AM Pacific Time (US and Canada)

Topic: October 28, 2021 Regular Meeting

a) Register in advance for this webinar:

https://zoom.us/webinar/register/WN_UXq5-CJ9TZ664PBQjDOgQA

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) 6217650 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 COVID19 virus.

9:00 A.M. ROLL CALL

Invocation by Ron Killian

Pledge of Allegiance to the Flag

APPROVE AGENDA

CEREMONIAL PRESENTATIONS

[ID 21-716](#) Proclamation for “Domestic Violence Awareness Month - Marjaree Mason Center”

Sponsors: Council President Chavez, Vice President Esparza, Arias, Councilmember Bredefeld, Councilmember Maxwell, Councilmember Soria, Councilmember Karbassi and Office of Mayor & City Manager

[ID 21-729](#) Proclamation for “National Disability Employment Awareness Month”

Sponsors: Office of Mayor & City Manager

[ID 21-732](#) Announcement of Fall 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 21-673](#) Approval of Minutes for October 14, 2021 Regular Council meeting.

Sponsors: Office of the City Clerk

1.-B. [ID 21-659](#) Approve the First Amendment to the consultant services agreement with Bay Area Coating Consultants, Inc., to

increase the original contract amount of \$71,516 by \$9,685 for a total contract amount of \$81,201 to provide additional services during the construction phase of the Rehabilitation of Digesters 6 & 8 projects (Council District 3).

Sponsors:

Department of Public Utilities

1.-C. [ID 21-660](#)

Approve a Water Infrastructure Reimbursement Agreement with the State Center Community College District, to authorize a reimbursement for the construction of a portion of a 12-inch diameter water main in East Cambridge Avenue, between North Blackstone and North San Pablo Avenues, in the amount of \$139,733.65 (Council District 7).

Sponsors:

Department of Public Utilities

1.-D. [ID 21-669](#)

Actions pertaining to the purchase of liquefied carbon dioxide:

1. Reject all bids for the Requirements Contract for Liquefied Carbon Dioxide (CO2) (Bid File 9603) (Citywide)
2. ***RESOLUTION - Declaring an urgent necessity for the preservation of life, health, and property and authorizing the Purchase Manager of the Finance Department or designee to contract for the purchase and delivery of liquefied CO2 (Subject to Mayor's Veto).
3. Approve an agreement with Airgas USA, LLC, (Airgas) for the purchase of CO2 for a contract term of three years, with provisions for two, one year extensions, with an amount not to exceed \$1,750,000. (Bid File 9628) (Citywide)

Sponsors:

Department of Public Utilities

1.-E. [ID 21-668](#)

RESOLUTION - Authorizing an application by the Department of Public Utilities to the United States Department of the Interior, Bureau of Reclamation for a WaterSMART Grants: Water and Energy Efficiency Grant for Fiscal Year 2022 in an amount not to exceed \$500,000 for the Smart Irrigation Controller Direct Install Program (Citywide).

Sponsors:

Department of Public Utilities

1.-F. [ID 21-667](#)

RESOLUTION - Authorizing application, by the Department of Public Utilities, in cooperation with the Department of Public Works and Parks, After School, Recreation and Community Services Department, to the United States Department of the

Interior, Bureau of Reclamation for a WaterSMART Drought Response Program: Drought Resiliency Projects Grant for Fiscal Year 2022 in the amount of \$293,450 for the City of Fresno Recycled Water Retrofit Project (Council District 3).

Sponsors:

Department of Public Utilities

1.-G. [ID 21-678](#)

Approve the award of a purchase contract to Swanson Fahrney Ford of Selma, California, for the purchase of 47 Ford vehicles for the Fire Department, PARCS Department, Department of Public Works, Construction Management Division, and Department of Public Utilities, Solid Waste Management Division and Homeless Assistance Response Team in the amount of \$1,548,044. Bids expire October 31, 2021 (Bid File 3830).

Sponsors:

Department of Transportation

1.-H. [ID 21-674](#)

***RESOLUTION - 13th Amendment to the Annual Appropriation Resolution (AAR) No 2021-178 to appropriate \$377,700 for the joint training program between Fresno City College (State Center Community College) and the Fresno Fire Department (Requires 5 Affirmative Votes) (Subject to Mayor's Veto).

Sponsors:

Fire Department

1.-I. [ID 21-675](#)

***RESOLUTION - Adopting the 18th Amendment to the Annual Appropriation Resolution No. 2021-178 to appropriate \$1,073,100 to complete the construction of Fire Station 18 in Fiscal Year 2022. (Requires 5 affirmative votes) (Subject to Mayor's Veto).

Sponsors:

Fire Department

1.-J. [ID 21-676](#)

Actions relating to an agreement for automated utility bill payments:

1. Approve a three-year Professional Services Agreement with First Mobile Trust DBA First Billing Services in the amount of \$478,800 for electronic bill presentment and payment services provided to all City of Fresno utility customers,
2. Affirm the City Manager's determination that the provider is uniquely qualified, and
3. Authorize the Controller or designee to sign the agreement

on behalf of the City.

Sponsors:

Finance Department

1.-K. [ID 21-666](#)

Actions pertaining to Commercial Cannabis Activity:

1. ***RESOLUTION - Adopting the 564th Amendment to the Master Fee Schedule Resolution No. 80-420 adding fees relating to Commercial Cannabis Business Permits (Subject to Mayor's Veto).

Sponsors:

Office of Mayor & City Manager and Mayor's Office

1.-L. [ID 21-655](#)

Actions pertaining to supplemental funding provided by the U.S. Department of Housing and Community Development Office of Community Planning and Development (HUD CPD) through the HOME Investment Partnership Program - American Rescue Plan (HOME-ARP):

1. ***RESOLUTION - Approving submission of the HOME-ARP Grant Agreement to HUD CPD and authorizing the City Manager to sign all required implementing documents (Subject to Mayor's Veto)
2. ***RESOLUTION - Adopting the 23rd amendment to the Annual Appropriation Resolution No. 2021-178 to appropriate \$596,200 for HOME-ARP administrative and planning activity (Requires 5 Affirmative Votes) (Subject to Mayor's Veto)

Sponsors:

Planning and Development Department

1.-M. [ID 21-665](#)

Actions pertaining to a Deposit Assistance Program funded through the U.S. Department of Housing and Urban Development (HUD) entitlements funds to prevent, prepare for, and respond to COVID-19:

1. Approve an agreement with Centro La Familia in the amount of \$250,000 in Emergency Solutions Grant-Coronavirus (ESG-CV) funds to operate Deposit Assistance Programs through June 30, 2022.
2. Approve an agreement with The Fresno Center in the amount of \$250,000 in Emergency Solutions Grant-Coronavirus (ESG-CV) funds to operate Deposit Assistance Programs through June 30, 2022

Sponsors:

Planning and Development Department

1.-N. [ID 21-681](#)

Authorize the Chief of Police to enter into a three-year

contract to provide law enforcement services for special events at California State University, Fresno in exchange for payment of no more than \$751,110.

Sponsors:

Police Department

1.-O. [ID 21-686](#)

Actions pertaining to Final Map of Tract No. 6100
1. RESOLUTION - Approving the Final Map of Tract No. 6100, of Vesting Tentative Tract Map No. 6100, and accepting dedicated public uses offered therein except for dedications offered subject to City acceptance of developer installed required improvements - West side of North Armstrong Avenue between East Dakota and East Farrin Avenues (Council District 4).

Sponsors:

Public Works Department

1.-P. [ID 21-688](#)

Adopt the Citywide Americans with Disabilities Act Self-Evaluation Update FY22-FY27 Action Plan.

Sponsors:

Public Works Department

1.-Q. [ID 21-712](#)

***BILL B-44 - (Intro 10/14/2021) (For Adoption) Amending the uncodified ordinance to adopt changes and additions to the official list of designated special speed zones for various streets within the City of Fresno pursuant to Section 14-1501 of the Fresno Municipal Code (Citywide) (Subject to Mayor's Veto).

Sponsors:

Public Works Department

1.-R. [ID 21-689](#)

***RESOLUTION - Adopting the 20th Amendment to the Annual Appropriation Resolution No. 2021-178 to appropriate \$512,500 for new capital improvement projects in the Public Works Department (citywide) (Requires 5 Affirmative Votes) (Subject to Mayor's Veto).

Sponsors:

Public Works Department

1.-S. [ID 21-648](#)

RESOLUTION - Naming Outlot C of Tract 6100 near Armstrong and Dakota Avenues the "Jerry De Young Park" and "Jerry De Young Raceway"

Sponsors:

Councilmember Maxwell

1.-T. [ID 21-725](#)

Actions pertaining to a speed bump pilot program:

1. ADOPT a determination that the proposed project is Categorically Exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to Section 15301/Class 1 (negligible expansion of the existing street use) of CEQA Guidelines.
2. ***RESOLUTION - Rescinding the 2006 ban on speed bumps and creating a pilot program in District 3 (Subject to Mayor's Veto)

Sponsors:

Arias

CONTESTED CONSENT CALENDAR**2. SCHEDULED COUNCIL HEARINGS AND MATTERS****10:00 A.M.**[ID 21-713](#)

HEARING to Consider Development Permit Application No. P21-02326 and related Environmental Assessment No. P21-02326 for ±2.97 acres of property located on the east side of North Dante Avenue between East Escalon and West Bullard Avenues (Council District 2) - Planning and Development Department.

Sponsors:

Planning and Development Department

10:05 A.M.**JOINT MEETING WITH THE FRESNO JOINT POWERS FINANCING AUTHORITY (JPFA). (MEMBERS OF JPFA BOARD: MAYOR DYER, CHAIR BREDEFELD, AND COUNCILMEMBER ESPARZA)****JPFA Action**[ID 21-682](#)

HEARING to Designate and authorize certain Finance Officers of the City of Fresno ("City") to sign various investment and commercial banking documents, and to provide verbal instruction required for prudent financial administration and safekeeping of Fresno Joint Powers Financing Authority ("JPFA") funds and property.

Sponsors: Finance Department

[ID 21-684](#) HEARING to Consent to and authorize the investment monies in the Local Agency Investment Fund ("LAIF") in the custody of the State Treasurer for purposes of prudent financial administration and safekeeping of Fresno Joint Powers Finance Authority ("JPFA") funds, and authorize certain Finance Officers of the City of Fresno ("City") in connection therewith

Sponsors: Finance Department

City Action

[ID 21-680](#) Appoint and authorize certain Finance Officers of the City of Fresno ("City") to sign City checks and various investment and commercial banking documents, and to provide verbal instruction required for the prudent financial administration and safekeeping of City funds.

Sponsors: Finance Department

[ID 21-683](#) Consent to and authorization of the investment of monies in the Local Agency Investment Fund ("LAIF") in the custody of the State Treasurer for purposes of investment and authorize certain Finance Officers in connection therewith.

Sponsors: Finance Department

Adjourn Joint Meeting

3. GENERAL ADMINISTRATION

- 3.-A. [ID 21-736](#) Actions Related to Improving Operations and Maintenance in Parks and Trails:
1. RESOLUTION - Adopting the 22nd Amendment to Annual Appropriations Resolution No. 2021-178 appropriating \$3,235,800 for Measure P Operating and Capital Projects in the PARCS and Public Works Departments
 2. RESOLUTION - Adopting the 2nd Amendment to Position

Authorization Resolution No. 2021-179, adding 13 Positions in the Public Works Department and 41 Positions in the PARCS Department

Sponsors:

Public Works Department, Parks, After School and Recreation and Community Services Department

4. CITY COUNCIL

5. CLOSED SESSION

5.-A. [ID 21-715](#)

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION Government Code Section 54956.9, subdivision (d)(1)

Case Name: Renee Barton and Sheila Carollo v. City of Fresno (Department of Transportation); Fresno County Superior Court Case No. 19CECG03951

Sponsors:

City Attorney's Office

ADJOURNMENT

UPCOMING SCHEDULED COUNCIL HEARINGS AND MATTERS

November 4, 2021

10:00 A.M #1 – HEARING to consider Text Amendment Application No.

P21-05185 and related Environmental Finding for Environmental Assessment No. P21-05185, amending Section 15-2706 of the Fresno Municipal Code, relating to the sale of alcoholic beverages for off-site consumption (Citywide).

November 4, 2021

10:0 A.M. #2 - HEARING to consider the Club One Casino, Inc. Card Room Permit Application.

November 4, 2021

4:45 P.M. - WORKSHOP - Police Department ADR Program

November 4, 2021

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

Location: Fresno City Hall, 2nd Floor

December 2, 2021

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. 9, Annexation No. 53 (Adjusted Parcel B of Lot Line Adjustment No. 2020-15, DSS Campus West Dakota Avenue HAWK Traffic Signal) (southeast corner of West Dakota Avenue and East Airways Boulevard) (Council District 4).

December 2, 2021

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

Location: Fresno City Hall, 2nd Floor

December 9, 2021

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

Location: Fresno City Hall, 2nd Floor

UPCOMING EMPLOYEE CEREMONIES

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

2021 CITY COUNCIL MEETING SCHEDULE

NOVEMBER 4, 2021 – 9:00 A.M. MEETING

NOVEMBER 11, 2021 – NO MEETING

NOVEMBER 18, 2021 – NO MEETING (CANCELLED)

NOVEMBER 25, 2021 – NO MEETING

DECEMBER 2, 2021 – 9:00 A.M.

DECEMBER 9, 2021 – 9:00 A.M.

DECEMBER 16, 2021 – NO MEETING (CANCELLED)

DECEMBER 23, 2021 – NO MEETING

DECEMBER 30, 2021 – NO MEETING