

City of Fresno

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



Meeting Agenda - Final

Thursday, February 10, 2022

9:00 AM

Regular Meeting

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 White

City Attorney - Douglas T. Sloan

City Clerk - Todd Stermer, 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: February 10, 2022 9:00 AM Pacific Time (US and Canada)

Topic: February 10, 2022 Regular Meeting

a) Register in advance for this webinar:

https://zoom.us/webinar/register/WN_OKNT3tWqSLKnxhJBMWdIIA

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.

Pursuant to Rule 11 (c) of the Rules of Procedure for the City Council of the City of Fresno, 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.

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 COVID19 virus.

9:15 A.M. ROLL CALL

Invocation by Reverend Ana Maria Ten Bears Lopez from New Thought Community

Pledge of Allegiance to the Flag

APPROVE AGENDA

CEREMONIAL PRESENTATIONS

[ID 22-240](#) Proclamation Honoring Central High Varsity Competition
Cheer “NCA National Champions”

Sponsors: Councilmember Soria

[ID 22-165](#) Proclamation for “World Day of Remembrance for Road
Traffic Victims”

Sponsors: Councilmember Karbassi

[ID 22-291](#) Proclamation for “Black History Month”

Sponsors: Council President Esparza

[ID 22-294](#) Announcement of Winter 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 22-260](#) Approval of the minutes of the January 27, 2022 Special City
Council Meeting and the January 27, 2022 Regular City
Council Meeting.

Sponsors: Office of the City Clerk

1.-B. [ID 22-224](#) Approve a one-year cooperative purchase agreement with DLT Solutions using a Maricopa County, AZ contract with DLT Solutions through OMNIA Partners in the amount of \$348,762.83 for support services for Oracle databases

Sponsors: Information Services Department

1.-C. [ID 22-247](#) ***BILL No. 2 (Intro'd 1/27/2022) (For Adoption) - Amending Administrative Abatement, FMC section 10-616, to clarify limits on access to restricted areas where abatements are taking place (Subject to Mayor's Veto).

Sponsors: City Attorney's Office

1.-D. [ID 22-114](#) Approve an increase to the Requirements Contract with Air Liquide U.S. LP, doing business as Alliance Gas Products, for Bulk Liquid Oxygen to an annual amount of \$275,000, and extend the contract for an additional two years (Bid File 9452) (Citywide).

Sponsors: Department of Public Utilities

1.-E. [ID 22-235](#) Actions pertaining to a requirements contract to Rehabilitate Reclamation Wells at the Fresno-Clovis Regional Wastewater Reclamation Facility (Bid File 9630) (Districts 3):
1. Adopt a finding of Categorical Exemption pursuant to Section 15301/Class 1 (Existing Facilities) of the California Environmental Quality Act Guidelines for the rehabilitation of reclamation wells at the Fresno-Clovis Regional Wastewater Reclamation Facility.
2. Award a requirements contract to Zim Industries, Inc., for a term of one year in the amount not to exceed \$493,080 per year, with provisions for up to two one-year extensions.

Sponsors: Department of Public Utilities

1.-F. [ID 22-131](#) ***RESOLUTION - Supporting FCTC Family, LP's submission of a Low-Income Housing Tax Credit application for the construction of affordable housing at 200 N. Salma and expressing the City's intent to contribute to the Project in an amount not to exceed \$6,180,000 upon full award of tax credit funding for the Project. (Subject to Mayor's Veto)

Sponsors: Office of Mayor & City Manager

1.-G. [ID 22-231](#)

***RESOLUTION - Authorizing the Director or Designee of the Office of Neighborhood Safety and Community Engagement Division (ONSCE) Within Parks, After School, Recreation and Community Services (PARCS) to Submit a Grant Application Totaling up to \$2,200,000 to the California Violence Intervention and Prevention Program to Fund Violence Intervention Programming at Camp Fresno, Fresno Summer Nights Programming, a Community Coordinator and Street Outreach Coalition Training Modules, and Authorizing Execution of the Grant Agreement with the Board of State and Community Corrections by the PARCS Director or Designee (Citywide)(Subject to Mayor's Veto).

Sponsors:

Parks, After School and Recreation and Community Services Department

1.-H. [ID 22-171](#)

Actions pertaining to the FY22 Position Authorization Resolution No. 2021-179:

1: ***RESOLUTION - Adopt the 5th Amendment to Position Authorization Resolution No. 2021-179, adding one hundred seven (107) full-time and two (2) permanent part-time positions Citywide. (Subject to Mayor's Veto).

Sponsors:

Personnel Services Department

1.-I. [ID 22-229](#)

***RESOLUTION - Adopt the 13th Amendment to FY 2022 Salary Resolution No. 2021-176, amending Exhibit 4, Unit 4 - Non-Management Police (FPOA); Exhibit 5, Unit 5 - Fire Non-Management (IAFF); Exhibit 8, Unit 8, Non-Represented; Exhibit 9, Unit 9 - Police Management; Exhibit 10, Unit 10 - Fire Management; and Exhibit 16 - Benchmarked Deleted Job Classifications or Deleted Pay Step, Since 1/28/16 (Subject to Mayor's Veto).

Sponsors:

Personnel Services Department

1.-J. [ID 22-201](#)

Reject all bids for Ready Mix Concrete material requirements contract (Bid File 9619)

Sponsors:

Public Works Department

1.-K. [ID 22-234](#) Actions pertaining to Resolution of Intention Number 1146-D to vacate the most northerly corner cut-off of M Street and Inyo Street (Council District 3)

1. Adopt a finding of Categorical Exemption per Environmental Assessment Number P21-04415 per staff determination, pursuant to Section 15301/Class 1 of the California Environmental Quality Act (CEQA) Guidelines
2. RESOLUTION - Adopt the attached Resolution of Intention Number 1146-D to vacate the most northerly corner cut-off of M street and Inyo Street

Sponsors:

Public Works Department

1.-L. [ID 22-238](#) Actions pertaining to Resolution of Intention Number 1147-D to vacate a portion of East Kaviland Avenue at South Rose Avenue (Council District 3):

1. Adopt a finding of Categorical Exemption per Environmental Assessment Number P21-00192 per staff determination, pursuant to Section 15332/Class 32 of the California Environmental Quality Act (CEQA) Guidelines
2. RESOLUTION - Adopt the attached Resolution of Intention Number 1147-D to vacate a portion of East Kaviland Avenue at South Rose Avenue

Sponsors:

Public Works Department

1.-M. [ID 22-218](#) Actions pertaining to the PARCS and Public Safety facilities energy efficiency savings and sustainability capital improvement projects (Citywide):

1. Adopt findings of Categorical Exemptions pursuant to Sections 15301(c), 15301(d), and 15301(e) of the California Environmental Quality Action Guidelines
2. Award a Design Build contract to Alliance Building Solutions, Inc. (ABS), for \$17,947,480, for an Energy Efficiency Program and equipment, including but not limited to LED efficient lighting, HVAC upgrades and replacements, system controls and monitoring, and transformer upgrades for implementation of energy and sustainability services
3. Authorize the City Manager or designee to enter into an On-Bill Financing (OBF) 0% loan agreement with Pacific Gas and Electric (PG&E) not to exceed \$1,757,712.19

4. Approve the Resolution authorizing the City Manager or designee to enter into a 15-year financing agreement not to exceed \$17,947,480 with Alliance Funding Solutions, Inc., for the energy efficiency projects at a rate not to exceed 2.62%

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

1.-N. [ID 22-245](#) ***RESOLUTION - Adopting the 46th Amendment to the Annual Appropriation Resolution (AAR) No. 2021-178 to appropriate \$20,526,200 for operating programs and previously approved capital improvement projects in the Public Works Department (Citywide) (Requires 5 Affirmative Votes) (Subject to Mayor's Veto).

Sponsors: Public Works Department

1.-O. [ID 22-246](#) ***RESOLUTION - To Pursue the Formation of a Veterans Memorial District in the City of Fresno (Subject to Mayor's Veto).

Sponsors: Councilmember Chavez, Council President Esparza and Councilmember Arias

1.-P. [ID 22-270](#) RESOLUTION - In support of Bryn Forhan's reappointment to the San Joaquin River Conservancy Board

Sponsors: Council President Esparza

1.-Q. [ID 22-226](#) Council Boards and Commissions Communications, Reports, Assignments and/or Appointments, Reappointments, Removals to/from City and non-City Boards and Commissions.

1. Animal Center Sub-Committee
2. Budget Sub-Committee (Leadership)
3. Cannabis Ad Hoc Committee
4. CDBG Sub-committee - (Pertaining to Housing and addressing the allocation of Funds)
5. Census/Redistricting Ad Hoc Committee

6. Council of Governments
7. COVID Program Subcommittee
8. Economic Development Corporation Serving Fresno County
9. Enterprise & Construction Management
10. Finance and Audit Committee
11. Fresno Area Workforce Investment Corporation
12. Fresno County Transportation Authority (FCTA)
13. Fresno County Zoo Authority
14. Fresno EIFD Public Financing Authority
15. Fresno Madera Area Agency on Aging Board
16. Fresno Regional Workforce Development Board
17. Homeless (HEAP Funding Plan) Sub-Committee
18. Joint Powers Financing Authority
19. League of California Cities (Annual Meeting)
20. Lobbyist Committee
21. Measure P Sub-Committee
22. North Kings Groundwater Sustainability Agency (GSA) Joint Powers Authority
23. PLA Sub-committee

24. San Joaquin River Conservancy Board
25. San Joaquin Valley Special City Selection Committee
26. School Liaison Sub-Committee
27. Street2Home Fresno County Board
28. The Local Mobile Food Vendor Association Committee
29. Transportation Sub-Committee
30. Upper Kings Basin Integrated Regional Water Management JPA

Sponsors: Council President Esparza

CONTESTED CONSENT CALENDAR

2. SCHEDULED COUNCIL HEARINGS AND MATTERS

10:00 A.M. #1

[ID 22-215](#)

Appearance by Sue Hague to discuss the “revision of current parking permit fees in residential areas near FSU” (Resides in District 1).

Sponsors:

Office of the City Clerk

10:00 A.M. #2

[ID 22-210](#)

Appearance by Jorge Zavala to discuss the lack of communication from various City departments, as well as the difficulties of obtaining records (Resides in District 4).

Sponsors:

Office of the City Clerk

10:00 A.M. #3

[ID 22-236](#)

HEARING to consider the vacation of a portion of Stanislaus Street and L Street adjacent to Block 89 of the Town (now City) of Fresno, and a portion of an alley in Block 89 of the Town (now City) of Fresno (Council District 3)
1. ***RESOLUTION - Ordering the vacation of a portion of

Stanislaus Street and L Street adjacent to Block 89 of the Town (now City) of Fresno, and a portion of an alley in Block 89 of the Town (now City) of Fresno (Subject to Mayor's Veto)

Sponsors: Public Works Department

3. GENERAL ADMINISTRATION

3.-A. [ID 22-225](#) ***RESOLUTION - Adopting a Residential Speed Hump Policy (Citywide) (Subject to Mayor's Veto).

Sponsors: Public Works Department

3.-B. [ID 22-237](#) WORKSHOP - SB 1383 Updates

Sponsors: Department of Public Utilities

3.-C. [ID 22-94](#) WORKSHOP - Proposed ARPA Expenditure Plan

Sponsors: Office of Mayor & City Manager

3.-D. [ID 22-273](#) WORKSHOP - FY2022 Mid-Year Budget Review

Sponsors: Office of Mayor & City Manager

4. CITY COUNCIL

5. CLOSED SESSION

5.-A. [ID 22-296](#) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION Government Code 54956.9(d)(1); Existing Litigation: J & A Mash & Barrel, LLC. v. Superior Court of Fresno County.

Sponsors: City Attorney's Office

5.-B. [ID 22-298](#) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION Government Code 54956.9(d)(1); Existing Litigation: South Fresno Community Alliance v. City of Fresno

Sponsors: City Attorney's Office

5.-C. [ID 22-297](#) CONFERENCE WITH REAL PROPERTY NEGOTIATOR - Government Code Section 54956.8; Property: 809 E Olive Ave; Negotiating Parties: City Manager, Lawrence Abbate; Under Negotiation: Terms and Conditions of Property Acquisition.

Sponsors: City Attorney's Office

5.-D. [ID 22-283](#) CONFERENCE WITH REAL PROPERTY NEGOTIATOR - Government Code Section 54956.8
Property: 1343 E. Barstow;
Negotiating Parties: City Manager, Wesley United Methodist Church;
Under Negotiation: Price and terms of sale or lease.

Sponsors: Vice President Maxwell

5.-E. [ID 22-303](#) CONFERENCE WITH REAL PROPERTY NEGOTIATOR - Government Code Section 54956.8
Property: APN 468-400-54T
Negotiating Parties: City Manager, Prosperous Terra, LLC (Ruelas, Inc.)
Under Negotiations: Price and terms of sale

Sponsors: Councilmember Arias

5.-F. [ID 22-285](#) 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); 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: Personnel Services Department

ADJOURNMENT

UPCOMING SCHEDULED COUNCIL HEARINGS AND MATTERS

March 10, 2022

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. 131 (Final Tract Map No. 6187) (northeast corner of East Annadale Avenue and South Ivy Avenue) (Council District 3).

March 10, 2022

10:05 A.M. #1 - Proposed vacation of the most northerly corner cut-off at M Street and Inyo Street.

March 10, 2022

10:05 A.M. #2 - Proposed vacation of a portion of East Kaviland Avenue at South Rose Avenue.

UPCOMING EMPLOYEE CEREMONIES

April, 20, 2022 (Wednesday) - Employee of the Spring Quarter

July 20, 2022 (Wednesday) - Employee of the Summer Quarter

October 19, 2022 (Wednesday) - Employee of the Fall Quarter

April 27, 2022 - Employee Service Awards

November 16, 2022 -Employee Service Awards

2022 CITY COUNCIL MEETING SCHEDULE

FEBRUARY 17, 2022 - 9:00 A.M.

FEBRUARY 24, 2022 - NO MEETING

MARCH 3, 2022 - NO MEETING

MARCH 10, 2022 - 9:00 A.M.

MARCH 17, 2022 - NO MEETING

MARCH 24, 2022 - 9:00 A.M.

MARCH 31, 2022 - NO MEETING

APRIL 7, 2022 - NO MEETING

APRIL 14, 2022 - NO MEETING

APRIL 21, 2022 - 9:00 A.M.

APRIL 28, 2022 - 9:00 A.M.

MAY 5, 2022 - NO MEETING

MAY 12, 2022 - 9:00 A.M.

MAY 19, 2022 - NO MEETING

MAY 26, 2022 - 9:00 A.M.