

# **City of Fresno**

*2600 Fresno Street*

*Fresno, CA 93721*

*www.fresno.gov*



## **Meeting Minutes - Draft**

**Thursday, April 9, 2020**

**9:00 AM**

**Regular Meeting**

**Council Chambers**

### **City Council**

***President - Miguel Angel Arias***

***Vice President - Paul Caprioglio***

***Councilmembers:***

***Esmeralda Z. Soria, Mike Karbassi, Luis Chavez, Garry Bredefeld,***

***Nelson Esparza***

***City Manager - Wilma Quan***

***City Attorney - Douglas T. Sloan***

***City Clerk - Yvonne Spence, MMC***

The City Council met in regular session in City Hall on the date and time written above.

10:36 A.M. ROLL CALL

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

Invocation

*There was no invocation.*

Pledge of Allegiance to the Flag

## **APPROVE AGENDA**

*City Clerk Spence announced the procedures of today's electronic meeting and the following items that were pulled for Contested Consent.*

- 1. File ID 20-00459 (1-A): Consider changes to Council Rules of Procedures. – Pulled by Councilmember Bredefeld*
  
- 2. File ID 20-00430 (1-F): Actions pertaining to the City of Fresno Electric Vehicle Charging Pilot Program (Citywide) – Pulled by Councilmember Soria*
  
- 3. File ID 20-00399 (1-M): Approve the Second Amendment to the professional consultant services agreement with Carollo Engineers, Inc., for preparation of workplans for evaluation of the existing groundwater monitoring well network and arsenic and manganese assessment at the Fresno-Clovis Regional Wastewater Reclamation Facility, increasing the contract amount by \$690,050, for a not to exceed amount of \$989,337, and extend the completion date from December 10, 2019 to October 29, 2021. (Council District 3 and Citywide) – Pulled by Councilmember Karbassi and Councilmember Soria*

4. File ID 20-00417 (1-CC): Consider Extension of ENA for 887 Fulton Street between Noyan Frazier Capital LP and the City of Fresno a municipal corporation and in its capacity as Housing Successor. – Pulled by Councilmember Bredefeld and Councilmember Soria recused herself from the item.

5. File ID 20-20-00462 (1-BB): Approve a MOU between City of Fresno and County of Fresno implementing the joint COVID-19 homeless response plan under the COVID-19 Emergency Homeless Funding Program which includes allocations to the City of Fresno (\$1,012,869.44) and County of Fresno (\$382,080.59). –Continued to April 23, 2020

**On motion of Councilmember Soria, seconded by Councilmember Karbassi, the above Action was approved. The motion carried by the following vote:**

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

## **CEREMONIAL PRESENTATIONS**

*There were no Ceremonial Presentations.*

## **COUNCILMEMBER REPORTS AND COMMENTS**

*Councilmembers spoke regarding COVID-19 and thanked everyone for sheltering in place and doing their part to reduced the spread of COVID-19.*

### **1. CONSENT CALENDAR**

*Upon call, the following members of the public addressed Council on all Consent Calendar items and Contested Consent items: Brandi Villegas, Carol Kim and Dez Martinez.*

**On motion of Vice President Caprioglio, seconded by Councilmember Chavez, the below CONSENT CALENDAR items were adopted. The motion carried by the following vote:**

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

**1-A** [ID 20-00459](#) Consider changes to Council Rules of Procedure.

*The above item was removed from Consent Calendar by Councilmember*

*Bredefeld and moved to Contested Consent for further discussion.*

- 1-B [ID](#)  
[20-00403](#) Approval of Minutes for the following:
1. March 16, 2020 Notice of Special Emergency Open and Closed Session Meeting
  2. March 18, 2020 Notice of Special Emergency Open and Closed Session Meeting
  3. March 19, 2020 Notice of Special Emergency Open and Closed Session Meeting
  4. March 19, 2020 City Council Regular Meeting
  5. March 23, 2020 Notice of Special Emergency Open and Closed Session Meeting
  6. March 25, 2020 Notice of Special Emergency Open and Closed Session Meeting

- 1-C [ID](#)  
[20-00421](#) \*\*\*RESOLUTION - Declaring the results of the Consolidated Direct Primary Election held on March 3, 2020. (Subject to Mayor's veto)

*RESOLUTION 2020-071 ADOPTED*

- 1-D [ID](#)  
[20-00259](#) Actions pertaining to the summary vacation of access right restrictions on a portion of the west side of North Weber Avenue, south of East Belmont Avenue (Council District 3)
1. Adopt a finding of Categorical Exemption per staff determination, pursuant to Section 15301(b, c), Class 1 (Existing Facilities) of the California Environmental Quality Act (CEQA) Guidelines, Environmental Assessment Number PW00663.01 Weber.
  2. \*\*\*RESOLUTION - Ordering the vacation of access right restrictions on a portion of the west side of North Weber Avenue, south of East Belmont Avenue (Subject to Mayor's Veto)

*RESOLUTION 2020-072 ADOPTED*

- 1-E [ID](#)  
[20-00429](#) **RESOLUTION** - Approving the Final Map of Tract No. 6247, Phase 2 of Vesting Tentative Tract Map No. 5592, and accepting dedicated public uses offered therein except for dedications offered subject to City acceptance of developer installed required improvements - Southwest corner of East Shields Avenue and North Locan Avenue (Council District 4)

*RESOLUTION 2020-073 ADOPTED*

- 1-F [ID](#)  
[20-00430](#) Actions pertaining to the City of Fresno Electric Vehicle Charging Pilot Program (Citywide)
1. \*\*\*RESOLUTION - 37th Amendment to the Annual Appropriation Resolution (AAR) No. 2019-133 appropriating \$783,000 for the

Electric Vehicle Charging Pilot Program Project (Requires 5 votes)  
(Subject to Mayor's Veto)

2. Adopt a finding of Categorical Exemption per staff determination, pursuant to Section 15301(a), (b), and (c) of the California Environmental Quality Act guidelines
3. Award a contract to Turn Key Construction and Solar, Inc., of Fresno, CA in an amount of \$783,000 to install electric vehicle chargers at City owned property utilizing state and local grant funding

*The above item was removed from Consent Calendar by Councilmember Soria and moved to Contested Consent for further discussion.*

**1-G**     [ID](#)             Actions pertaining to the Romain Park Challenge Course Project (Bid File  
[20-00431](#)             3704) (Council District 7)

1. Adopt finding of a Categorical Exemption pursuant to Sections 15301(e)/Class 1 and 15303/Class 3 of the California Environmental Quality Act (CEQA) Guidelines
2. Award a construction contract with American Paving Co., of Fresno, CA, for \$365,708

**1-H**     [ID](#)             **RESOLUTION** - Approving the Final Map of Tract No. 6106 and accepting  
[20-00439](#)             dedicated public uses offered therein - northeast corner of North Chestnut  
Avenue and East Copper Avenue (Council District 6)

*RESOLUTION 2020-075 ADOPTED*

**1-I**     [ID](#)             **RESOLUTION** - Approving the Final Map of Tract No. 6231 and accepting  
[20-00440](#)             dedicated public uses offered therein - North of the intersection of North  
Friant Road and East Copper River Drive, within the Copper River Ranch  
planned community (Council District 6).

*RESOLUTION 2020-076 ADOPTED*

**1-J**     [ID](#)             Approve a Master License Agreement for placement of telecommunication  
[20-00332](#)             equipment on City assets as defined by Federal Communications  
Commission (FCC) Order 18-33.

**1-K**     [ID](#)             Actions pertaining to the Kings Canyon Apartments affordable housing  
[20-00454](#)             project located at the 5100 block of East Kings Canyon Avenue:  
1. Approve a Second Amendment to Amended and Restated Disposition  
and Development Agreement between the Cesar Chavez  
Foundation and City of Fresno; and  
2. Approve a Grant Agreement between the Cesar Chavez Foundation

and the City of Fresno to execute Council's previous budget action to provide a \$500,000 grant (District 5)

- 1-L [ID](#)  
[20-00389](#) \*\*\*RESOLUTION - 38th Amendment to the Annual Appropriation Resolution (AAR) No 2019-133 appropriating \$128,100 from the State Homeland Security Grant Program to the Fire Department to purchase equipment and provide training. (Subject to Mayor's Veto) (Requires 5 affirmative votes)

*RESOLUTION 2020-077 ADOPTED*

- 1-M [ID](#)  
[20-00399](#) Approve the Second Amendment to the professional consultant services agreement with Carollo Engineers, Inc., for preparation of workplans for evaluation of the existing groundwater monitoring well network and arsenic and manganese assessment at the Fresno-Clovis Regional Wastewater Reclamation Facility, increasing the contract amount by \$690,050, for a not to exceed amount of \$989,337, and extend the completion date from December 10, 2019 to October 29, 2021. (Council District 3 and Citywide)

*The above item was removed from Consent Calendar by Councilmember Karbassi and Councilmember Soria and moved to Contested Consent for further discussion.*

- 1-N [ID](#)  
[20-00435](#) Approve the First Amendment to the Professional Consultant Services Agreement with Blair, Church & Flynn Consulting Engineers, Inc., to extend the work completion date from December 20, 2019 to November 1, 2020, for the preparation of plans and specifications for construction of the Congo Alley Water Main Replacement Project, for a previously approved contract amount of \$35,800. (Council District 3)
- 1-O [ID](#)  
[20-00442](#) Approve the First Amendment to the Consultant Services Agreement with Infor, Inc., in the amount of and not to exceed \$236,440 for additional Infor Enterprise Asset Management Software Implementation Services within the Wastewater Management Division; increasing the total contract amount to \$1,719,734 (Citywide)
- 1-P [ID](#)  
[20-00450](#) Approve Professional Consultant Services Agreement with Akel Engineering Group, Inc., in the amount not to exceed \$239,950, to develop a Wastewater Collection System Renewal and Replacement Plan (Citywide)
- 1-Q [ID](#)  
[20-00400](#) Approve Agreement with Destiny Nicole Thomas, DBA Thrivance Project, LLC for implementation of the Transformative Climate Communities (TCC) grant Transform Fresno Displacement Avoidance Plan within the Transform Fresno Project Area in the amount of \$81,000.

- 1-R**     [ID](#)  
[20-00401](#)     Approve a consultant services agreement with Landry Consulting LLC to provide consulting services related to developing the Fresno Yosemite International Airport's Safety Management System program in an amount not to exceed \$99,970 (Council District 4).
- 1-S**     [ID](#)  
[20-00402](#)     Approve 3-year contract for "on demand service" logging activities at Camp Fresno/Camp Fresno Jr with cost varied by tree size and method of removal between \$420 and \$1350 per tree.
- 1-T**     [ID](#)  
[20-00426](#)     Approve the award of a purchase contract to Swanson Fahrney Ford of Selma, California, for the purchase of 33 Ford vehicles for Department of Public Utilities, Department of Public Works, Department of Transportation, and Parks Department in the amount of \$961,828 (Bid File 3752)
- 1-U**     [ID](#)  
[20-00427](#)     Adopt a finding of Categorical Exemption for Environmental Assessment Number P18-01643, per staff determination, pursuant to Section 15301/Class 1, 15302/Class 2, 15303/Class 3, 15304/Class 4, and 15311/Class 11 of the California Environmental Quality Act Guidelines for the Department of Transportation/FAX Division Shaw-Cedar Bus Stop Upgrades Project
1. Adopt a finding of Categorical Exemption for Environmental Assessment Number P18-01643, per staff determination, pursuant to Section 15301/Class 1, 15302/Class 2, 15303/Class 3, 15304/Class 4, and 15311/Class 11 of the California Environmental Quality Act Guidelines
  2. Resolution Authorizing the Director of Transportation to request allocation and accept funding from the California Transit Commission for the purpose of completing bus stop improvements along and intersecting the Shaw and Cedar Avenue corridors within the City of Fresno

*RESOLUTION 2020-078 ADOPTED*

- 1-V**     [ID](#)  
[20-00441](#)     \*\*\*RESOLUTION - Authorizing submission of funding requests to the Low Carbon Transit Operations Program for bus service operating support, installation of solar lighting at bus stops, and the planning and design of accessibility improvements to ADA bus stops, execution of grant award documents if awarded, and execution of related Certifications and Assurances and Authorized Agent Forms (Subject to Mayor's veto)

*RESOLUTION 2020-079 ADOPTED*

- 1-W**     [ID](#)  
[20-00444](#)     Actions related to the award of a consulting services agreement with The LeFlore Group, LLC, of Whittier, California, in the amount of \$198,500

1. Affirm the City Manager's determination that The LeFlore Group, LLC, is uniquely qualified to develop the Department of Transportation Zero-Emission Bus Rollout Plan as required by the California Air Resource Board Innovative Clean Transit regulation
2. Affirm the City Manager's determination that The LeFlore Group, LLC, is uniquely capable, as defined by the Federal Transit Administration for sole source non-competitive procurements, to develop the Department of Transportation Zero-Emission Bus Rollout Plan as required by the California Air Resource Board Innovative Clean Transit regulation.
3. Award a consulting services agreement with The LeFlore Group, LLC, of Whittier, California, in the amount of \$198,500

**1-X**     [ID](#)  
[20-00451](#)     Approve a product purchase agreement with Swanson Fahrney Ford, a Selma, California based dealership, in the amount of \$142,912.18 for seven sedans for the Department of Transportation/FAX Division (Bid File 3716)

**1-Y**     [ID](#)  
[20-00428](#)     Adopt a finding of Categorical Exemption pursuant to Section 15301/Class 1 and Section 15303/Class 3 per consultant determination, pursuant to the California Environmental Quality Act Guidelines for Existing Facilities and New Construction for the Department of Transportation/FAX Division Facility Master Plan Improvement Project

1. Adopt a finding of Categorical Exemption pursuant to Section 15301/Class 1 and Section 15303/Class 3 per consultant determination, pursuant to the California Environmental Quality Act Guidelines
2. Resolution Authorizing the Director of Transportation to request allocation and accept funding from the California Transit Commission for the purpose of Existing Facilities and New Construction for the Department of Transportation/FAX Division Facility Master Plan Improvement Project within the City of Fresno

***RESOLUTION 2020-080 ADOPTED***

**1-Z**     [ID](#)  
[20-00436](#)     Actions pertaining to the Air Support "Skywatch" Unit

1. Award a sole source contract for two navigation computers to Churchill Navigation not to exceed \$337,000
2. \*\*\*RESOLUTION - Adopt Resolution authorizing the Chief of Police to enter into a contract for Augmented Reality Mapping System (ARS) from Churchill Navigation without advertised competitive bidding (Subject to Mayor's Veto)

***RESOLUTION 2020-081 ADOPTED***

- 1-AA [ID](#) [20-00461](#) Approve Access Agreement with Saint Rest Baptist Church for public green space in an amount up to \$58,000.
- 1-BB [ID](#) [20-00462](#) Approve a Memorandum of Understanding between City of Fresno and County of Fresno implementing the joint COVID-19 homeless response plan under the COVID-19 Emergency Homelessness Funding program which include allocations to the City of Fresno (\$1,012,869.44); and County of Fresno (\$382,080.59). (Attachment A)

*The above item was removed from the agenda and continued to April 23, 2020.*

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

- 1-CC [ID](#) [20-00417](#) Consider Extension of Exclusive Negotiation Agreement for 887 Fulton Street between Noyan Frazier Capital LP and the City of Fresno a municipal corporation and in its capacity as Housing Successor.

*The above item was removed from Consent Calendar by Councilmember Bredefeld and moved to Contested Consent for further discussion.*

**PLEASE NOTE: UNSCHEDULED COMMUNICATION IS NOT SCHEDULED FOR A SPECIFIC TIME AND MAY BE HEARD ANY TIME DURING THE MEETING**

### **UNSCHEDULED COMMUNICATION**

*Upon call, there was no Unscheduled Communication.*

### **CONTESTED CONSENT CALENDAR**

- 1-A [ID](#) [20-00459](#) Consider changes to Council Rules of Procedure.

*Councilmember Bredefeld opposed Rule 4 Section 9 (b) "The Council chambers shall be closed" and stated the public should have the ability to be engaged physically with the Councilmembers.*

*Councilmember Soria amended her motion to Rule 4 Section 9 (d) "Public Comment shall be limited to three minutes per person", rather than the proposed one minute. Councilmember Chavez agreed to the amendment.*

*Councilmember Karbassi requested an amendment to Rule 4 Section 9 (d) to include "except Charter officials." after "City officials are encouraged to*

*be brief and speak no more than once per topic". Councilmember Soria and Councilmember Chavez agreed to the amendment.*

*Discussion held.*

**APPROVED AS AMENDED**

**On motion of Councilmember Soria, seconded by Councilmember Chavez, that the above Action Item be approved as amended. The motion carried by the following vote:**

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

**No:** 1 - Bredefeld

**1-F**

[ID](#)  
[20-00430](#)

Actions pertaining to the City of Fresno Electric Vehicle Charging Pilot Program (Citywide)

1. \*\*\*RESOLUTION - 37th Amendment to the Annual Appropriation Resolution (AAR) No. 2019-133 appropriating \$783,000 for the Electric Vehicle Charging Pilot Program Project (Requires 5 votes) (Subject to Mayor's Veto)
2. Adopt a finding of Categorical Exemption per staff determination, pursuant to Section 15301(a), (b), and (c) of the California Environmental Quality Act guidelines
3. Award a contract to Turn Key Construction and Solar, Inc., of Fresno, CA in an amount of \$783,000 to install electric vehicle chargers at City owned property utilizing state and local grant funding

*The above item was introduced to Council by Sustainability Manager Kloose, Public Works Department. Upon call, there was no public comment.*

*Discussion was held between Councilmembers and Sustainability Manager Kloose. Councilmember Soria spoke regarding the Request for Proposal (RFP) process not being issued on the project, the current plan does not include any stations downtown, and that locations are not transferable. Councilmember Soria stated she would be happy to see an electronic vehicle charging stations west of the 99 and that she does not support the item as presented.*

*Councilmember Karbassi spoke in support of the Electric Vehicle Charging Pilot Program.*

*Discussion continued.*

**RESOLUTION 2020-074 ADOPTED**

**On motion of Vice President Caprioglio, seconded by Councilmember Karbassi, that the above Action Item be adopted. The motion carried by the following vote:**

**Aye:** 6 - Arias, Caprioglio, Karbassi, Chavez, Bredefeld and Esparza

**No:** 1 - Soria

**1-M**

[ID](#)

[20-00399](#)

Approve the Second Amendment to the professional consultant services agreement with Carollo Engineers, Inc., for preparation of workplans for evaluation of the existing groundwater monitoring well network and arsenic and manganese assessment at the Fresno-Clovis Regional Wastewater Reclamation Facility, increasing the contract amount by \$690,050, for a not to exceed amount of \$989,337, and extend the completion date from December 10, 2019 to October 29, 2021. (Council District 3 and Citywide)

*There was no introduction to Council, no Council discussion and no public comment.*

**APPROVED**

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

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

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

**1-CC**

[ID](#)

[20-00417](#)

Consider Extension of Exclusive Negotiation Agreement for 887 Fulton Street between Noyan Frazier Capital LP and the City of Fresno a municipal corporation and in its capacity as Housing Successor.

*Councilmember Soria recused herself from the item.*

*The above item was introduced to Council by Redevelopment Director*

*Murphy, Redevelopment Agency.*

*Discussion was held between Councilmember Bredefeld and Redevelopment Director Murphy regarding the two extensions, putting the building as surplus and going out to bid, and what the estimated value of the building currently is.*

*Councilmember Bredefeld asked City Attorney Sloan several questions about the audit that took place with the developer and if the issues in the audit would be resolved before moving forward. He also asked about the claim made to the City of Fresno. City Attorney Sloan responded.*

**APPROVED**

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

**Aye:** 5 - Arias, Caprioglio, Karbassi, Chavez and Esparza

**No:** 1 - Bredefeld

**Recused:** 1 - Soria

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

### **10:05 A.M.#1**

[ID](#)  
[20-00437](#)

Actions pertaining to proposed Substantial Amendment 2019-01 to the 2019-2020 Annual Action Plan:

1. HEARING to obtain public comments regarding Substantial Amendment 2019-01 to the 2019-2020 Annual Action Plan and submission of a \$7.5 million Section 108 Loan Application to the United States Department of Housing and Urban Development (HUD) for the construction of a Multigenerational Center in Large Park, located at 4424 N. Millbrook Avenue, Fresno, CA 93726; and
2. RESOLUTION - Adopting Substantial Amendment 2019-01 to the Fiscal Year (FY) 2019-2020 Annual Action Plan; authorizing submission to the U.S. Department of Housing and Urban Development (HUD) of a \$7.5 million Section 108 Loan Application for the construction of a Multigenerational Community Center; and authorizing the City Manager to sign all necessary implementing documents required by HUD

*The item was called to order at 11:56 A.M. There was no introduction to*

*Council and no public comment.*

*Discussion was held between Councilmembers and Director Clark, Planning and Development Department. Councilmember Bredefeld does not support the item and stated to take the \$2.5 million from the general fund would be irresponsible with the uncertainty the City of Fresno is facing regarding COVID-19 and does not want to lay off employees in the future.*

*Discussion continued amongst the Councilmembers in support of the item.*

**RESOLUTION 2020-082 ADOPTED**

**On motion of Vice President Caprioglio, seconded by Councilmember Chavez, that the above Action Item be adopted. The motion carried by the following vote:**

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

**No:** 1 - Bredefeld

**10:05 A.M. #2**

[ID](#)  
[20-00452](#)

(CONTINUED TO MAY 14, 2020)

Actions pertaining to the 2020-2024 Consolidated Plan Including Citizen Participation Plan, 2020-2021 Annual Action Plan, and Analysis of Impediments to Fair Housing Choice. Citywide.

1. HEARING to obtain public comments regarding the Draft 2020-2024 Consolidated Plan Including Citizen Participation Plan, Draft 2020-2021 Annual Action Plan, and Draft Analysis of Impediments to Fair Housing Choice; and
2. RESOLUTION - Adopting the 2020-2024 Consolidated Plan including Citizen Participation Plan, 2020-2021 Annual Action Plan, and Analysis of Impediments to Fair Housing Choice; authorizing submission to the U.S. Department of Housing and Urban Development (HUD) for application of the Community Development Block Grant (CDBG), HOME Investment Partnerships (HOME), Emergency Solutions Grant (ESG), and Housing Opportunities for Persons with AIDS (HOPWA) Programs and authorizing the City Manager to sign all implementing documents required by HUD as approved to form by the City Attorney.

*The above item was continued to May 14, 2020.*

**10:05 A.M. #3**

[ID](#)  
[20-00453](#)

(CONTINUED TO MAY 14, 2020)

Actions pertaining to proposed Substantial Amendment 2019-02 to the 2019-2020 Annual Action Plan. (District 4)

1. HEARING to obtain public comments regarding Substantial Amendment 2019-02 to the 2019-2020 Annual Action Plan to reprogram Community Development Block Grant (CDBG) entitlement funds for the construction of a Multigenerational Community Center in Large Park, located at 4424 N. Millbrook Avenue, Fresno, CA 93726; and
2. RESOLUTION - Adopting Substantial Amendment 2019-02 to the 2019-2020 Annual Action Plan to submit a request to the U.S. Department of Housing and Urban Development (HUD) to reprogram CDBG entitlement funds for the construction of a Multigenerational Community Center and authorizing the City Manager to sign all necessary implementing documents

*The above item was continued to May 14, 2020.*

### **10:15 A.M.**

[ID](#)  
[20-00443](#)

HEARING to Consider Rezone Application No. P19-04890, Development Permit Application No. P19-02898; and related Environmental Assessment No. P19-02898/P19-04890 pertaining to 0.44 acres of property located on the east side of North Arthur Avenue, south of its intersection with West Shaw Avenue (Council District 1) - Planning and Development Department.

1. ADOPT Environmental Assessment No. P19-02898/P19-04890, dated February 7, 2020, a Negative Declaration for the proposed project pursuant to the California Environmental Quality Act (CEQA).
2. ADOPT findings pursuant to Government Code Section 65863(b) (2) that there is substantial evidence in the record that remaining sites identified in the Housing Element can accommodate the City of Fresno's share of the Regional Housing Needs Assessment (RHNA).
3. BILL - (For introduction and adoption) - Approving Rezone Application No. P19-04890 requesting authorization to remove conditions of zoning on 0.44 acres located on the east side of North Arthur Avenue, south of West Shaw Avenue.
4. APPROVE - Development Permit Application No. P19-02898 requesting authorization to construct a seven-unit multi-family development in a RM-1 (Residential Multi-Family - Medium High

Density) zone district, subject to compliance with Conditions of Approval dated March 4, 2020.

*The above item was called at 12:08 P.M. There was no introduction to Council, no public comment and no Council discussion.*

**BILL 13/ORDINANCE 2020-013 ADOPTED**

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

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

### **3. GENERAL ADMINISTRATION**

*There were no General Administration Items.*

### **4. CITY COUNCIL**

*There were no City Council Items.*

**City Council recessed for lunch at 12:09 P.M. and returned from lunch at 1:30 P.M.**

### **5. CLOSED SESSION**

*Upon call, there was no public comment.*

*City Council recessed into Closed Session at 1:30 P.M. and returned from Closed Session at 3:30 P.M.*

*There were no announcements after Closed Session and the below items were discussed.*

- 5-A**    [ID  
20-00413](#)    CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION  
Government Code Section 54956.9, subdivision (d)(1)  
1. Pamela Motley, et al. v. Fresno Police Officer Joseph Smith, et al.;  
United States District Court Case No.: 15 CV-00905 BAM (Police  
Department).
- 5-B**    [ID  
20-00456](#)    CONFERENCE WITH REAL PROPERTY NEGOTIATOR - Government  
Code Section 54956.8; Property: APN 438-021-92T, 35T, 93T, and 60T,  
and 438-062-37T and 53T  
Negotiating Parties: City Manager, CVCSF.

- 5-C [ID](#)  
[20-00415](#)
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 Miguel Arias  
Unrepresented Employee: City Attorney

*The above item was removed from the agenda.*

- 5-D [ID](#)  
[20-00416](#)
1. Government Code Section 54957(b): Consider the appointment, employment, evaluation of performance, discipline, or dismissal of a public employee.  
Title: City Clerk
  2. Government Code Section 54957.6: Conference with Labor Negotiator.  
City Negotiator: Council President Miguel Arias  
Unrepresented Employee: City Clerk

*The above item was removed from the agenda.*

## **ADJOURNMENT**

*City Council adjourned at 3:30 P.M.*