

City of Fresno

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



Meeting Agenda - Final

Thursday, October 31, 2024

9:00 AM

Regular Meeting

Council Chambers

City Council

President - Annalisa Perea

Vice President - Mike Karbassi

Councilmembers:

Miguel Angel Arias, Tyler Maxwell, Luis Chavez,

Garry Bredefeld, Nelson Esparza

City Manager - Georgeanne A. White

City Attorney - Andrew Janz

City Clerk - Todd Stermer, CMC

**THE FRESNO CITY COUNCIL WELCOMES YOU TO THE COUNCIL CHAMBER,
LOCATED IN CITY HALL, 2ND FLOOR, 2600 FRESNO STREET, FRESNO,
CALIFORNIA 93721.**

PUBLIC PARTICIPATION – Public participation during Fresno City Council meetings is always encouraged and can occur by attending a meeting in the Council Chambers on the 2nd floor of City Hall located at 2600 Fresno Street, Fresno, CA 93721.

To be called to speak during a meeting, please fill out a speaker card (located throughout the chamber) and place it in the speaker card collection basket at the front of the chamber. You may also approach the speaker podium upon the Council President's call for any additional public comment.

Unless otherwise announced, all public speakers will have up to 3 minutes to address Council pursuant to Rule No. 10 of the Rules of Procedure for the City Council of the City of Fresno (available in the City Clerk's Office).

SUBMIT DOCUMENTS / WRITTEN COMMENTS - Pursuant to Rule 11 (c) of the Rules of Procedure, 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. Documents / written comments related to an agenda item can be submitted by one of the following methods:

1) eComment – eComment allows the public to submit agenda related comments through a website prior to the meeting. Submitted comments are limited to 1440 characters and will be a part of the official record.

a) Submit an e-Comment by visiting <https://fresno.legistar.com/Calendar.aspx> and selecting the "eComment" link.

b) e-Comment is available for use upon publication of the agenda and closes 24 hours prior to the meeting start time [pursuant to Rule 11(c)].

c) e-Comment is not permitted for Land use or CEQA items.

d) The e-Comment Electronic User Agreement can be viewed at:
<https://www.fresno.gov/cityclerk/#information>

2) E-mail – Agenda related documents and comments can be e-mailed to the Office of the City Clerk at least 24 hours prior to the agenda item being heard, pursuant to Rule 11(c).

a) E-mail the Clerk's Office at clerk@fresno.gov

b) E-mails should include the agenda date, and the related agenda item number.

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- 1) City of Fresno website: <https://fresno.legistar.com/Calendar.aspx> (click "In Progress" to view the live meeting).
- 2) Community Media Access Collaborative website: <https://cmac.tv/>
- 3) YouTube - City of Fresno Council, Boards and Commissions Channel:
<https://www.youtube.com/channel/UC3ld83D8QGn1YBDw6aD5dZA/videos>
- 4) Facebook: <https://www.facebook.com/FresnoCA/videos>
- 5) Cable Television: Comcast Channel 96 and AT&T Channel 99
- 6) Zoom: <https://www.fresno.gov/council-meeting/>

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GOVERNMENT CODE 84308 CONTRIBUTION PROHIBITIONS AND MANDATORY DISCLOSURES - The Political Reform Act of 1974 (Act) restricts campaign contributions over \$250 from a party to or participant in a proceeding involving a license, permit, contract, or entitlement for use before the City. The Act requires disclosure of the contribution and creates a conflict where a decisionmaker has received \$250 or more from a party or participant to a proceeding in the prior 12 months. A decisionmaker must disclose on the record during the proceeding that they have received contributions from a party, participant, or agent of a party or participant, greater than \$250 within the preceding 12 months and the name(s) of the contributor(s). (See 2 CCR 18438.8(a).) Parties and participants to a proceeding are required to disclose on the record if they made contributions over \$250 within the prior 12 months, and are prohibited from making contributions to a decisionmaker during the proceeding and for 12 months after the date a final decision is rendered on the proceeding. Violations of these provisions are punishable as a misdemeanor.

9:00 A.M. ROLL CALL

Invocation by Michael Loera, Young Adults Pastor of Family Christian Assembly

Pledge of Allegiance to the Flag

APPROVE AGENDA

CEREMONIAL PRESENTATIONS

- [ID 24-1344](#) Proclamation for Red Ribbon Week
- Sponsors:** Council President Perea and Councilmember Maxwell
- [ID 24-1405](#) “Proclamation of Fresno Police Department SWAT Team’s 50th Anniversary”
- Sponsors:** Office of Mayor & City Manager
- [ID 24-1404](#) “Proclamation for Disability Awareness Month”
- Sponsors:** Office of Mayor & City Manager
- [ID 24-1323](#) “Honoring Joy Goto New Honorary Consul of Japan in Fresno”
- Sponsors:** Office of Mayor & City Manager and Councilmember Esparza
- [ID 24-1475](#) Proclamation for Manufacturing Month
- Sponsors:** Councilmember Esparza and Council President Perea

COUNCILMEMBER REPORTS AND COMMENTS

MAYOR/MANAGER REPORTS AND COMMENTS

CITY CLERK AND CITY ATTORNEY REPORTS AND COMMENTS

1. SCHEDULED COUNCIL HEARINGS AND MATTERS

9:10 A.M.

- [ID 24-1411](#) HEARING to adopt resolutions and ordinance to annex territory and Levy a Special Tax regarding City of Fresno Community Facilities District Number 9, Annexation Number

- 63 (Territory known as Assessor's Parcel Number 511-250-02) (Located on the east side of North Blythe Avenue, south of West Ashlan Avenue): (Council District 1)
1. ***RESOLUTION - to Annex Territory to Community Facilities District No. 9 and Authorizing the Levy of a Special Tax for Annexation No. 63; (Subject to Mayor's Veto)
 2. ***RESOLUTION - Calling Special Mailed-Ballot Election; (Subject to Mayor's Veto)
 3. ***RESOLUTION - Declaring Election Results; (Subject to Mayor's Veto)
 4. ***BILL - (For introduction and adoption) - Levying a Special Tax for the Property Tax Year 2024-2025 and Future Tax Years Within and Relating to Community Facilities District No. 9, Annexation No. 63. (Subject to Mayor's Veto)

Sponsors: Public Works Department

9:20 A.M. (CONTINUED TO NOVEMBER 7, 2024, AT 9:20 A.M.)

[ID 24-1307](#)

HEARING to consider Conditional Use Permit Application No. P21-06064, (Council District 1) - Planning & Development.

1. DENY the appeal and UPHOLD the action of the Planning Commission to deny Conditional Use Permit Application No. P21-06064 requesting authorization to establish a State of California Alcoholic Beverage Control (ABC) Type 20 alcohol license (Off-Sale beer and wine) for a proposed Arco AM/PM combination automobile service station and convenience store.

Sponsors: Planning and Development Department

9:25 A.M.

[ID 24-1400](#)

HEARING to consider adoption of a resolution designating a property to the Local Register of Historic Resources.

1. RESOLUTION - Designating the Property Located at 1235 N. Arthur Avenue to the Local Register of Historic Resources (Council District 3)

Sponsors: Planning and Development Department

9:30 A.M.[ID 24-1403](#)

HEARING to consider adoption of a Resolution designating a property to the Local Register of Historic Resources.

1. RESOLUTION - Designating the Property Located at 914 F Street to the Local Register of Historic Resources (Council District 3)

Sponsors:

Planning and Development Department

9:35 A.M.[ID 24-1364](#)

HEARING to consider adoption of a Resolution designating a property to the Local Register of Historic Resources.

1. RESOLUTION - Designating the Property Located at 420 E Terrace Ave to the Local Register of Historic Resources (Council District 7)

Sponsors:

Planning and Development Department

10:00 A.M.[ID 24-1453](#)

Appearance by Camilla Sutherland to thank the City Council for the use of Measure P funds for the resurfacing and improvement of the Roeding Park Tennis Courts. (District 6 Resident)

Sponsors:

Office of the City Clerk

1:30 P.M.[ID 24-1347](#)

HEARING to consider an appeal related to Conditional Use Permit Application No. P23-03592 and related Environmental Assessment No. P23-03592, pertaining to an existing ±11,250 square-foot vacant building located on a ±0.26-acre parcel at the northwest corner of Stanislaus and M Streets in downtown Fresno (Council District 3) - Planning & Development Department.

1. CONSIDERATION of Environmental Assessment No. P23-03592, dated July 23, 2024, a determination that the proposed project is exempt from the California Environmental Quality Act (CEQA) through a Class 1 (Existing Facilities) Categorical Exemption; and,

2. DENY the appeal and UPHOLD the action of the Planning Commission to approve Conditional Use Permit Application No. P23-03592 and related Environmental Assessment No. P23-03592, authorizing the expansion of an existing legal non-conforming Auto/Vehicle Repair (Major) land use and related site operations into a vacant building located across the street subject to compliance with the Conditions of Approval dated April 23, 2024.

Sponsors: Planning and Development Department

2. CONSENT CALENDAR

2.-A. [ID 24-1447](#) Approval of the minutes for October 10, 2024, regular meeting

Sponsors: Office of the City Clerk

2.-B. [ID 24-1348](#) Approve Grant Agreement with Marjaree Mason Center (MMC) allocating \$75,000 in funding for the MMC Community Resource Building Project.

Sponsors: Office of Mayor & City Manager and Councilmember Maxwell

2.-C. [ID 24-1428](#) Approve the reappointments of Sandra Vicente-Martinez and Douglas Dart to the Fresno Regional Workforce Development Board to terms ending November 1, 2026.

Sponsors: Office of Mayor & City Manager

2.-D. [ID 24-1350](#) Actions pertaining to a grant agreement between the City of Fresno and Cultiva La Salud, a California Non-Profit Corporation:

1. Adopt a finding of Categorical Exemption pursuant to Class 32, Section 15332 (In-Fill Development Project) of the California Environmental Quality Act (CEQA) Guidelines.
2. Approve the Grant Agreement with Cultiva La Salud for \$700,000 to support the development of a commercial community kitchen for mobile food vendors.

Sponsors: Economic Development Department, Councilmember Arias and Councilmember Chavez

- 2.-E. [ID 24-1435](#) Approve a Grant Agreement with Lighthouse for Children, Inc. allocating \$150,000 in American Rescue Plan Act (ARPA) funding to support a partnership with the Dollywood Foundation implementing the Imagination Library program in the City of Fresno.

Sponsors:

Finance Department and Councilmember Maxwell

- 2.-F. [ID 24-1353](#) Actions pertaining to conservation of 15 pieces of artwork located at Fulton Street, Convention Center, and Mariposa Mall:
1. Affirm the City Manager's determination that Sculpture Conservation Studio is uniquely qualified to perform conservation services for city owned artwork;
 2. Award a services contract to Sculpture Conservation Studio in the amount of \$275,000 to provide non-professional maintenance services to artworks located at Fulton Street, Convention Center, and Mariposa Mall;
 3. Authorize the City Manager or designee to sign the contract on behalf of the City and execute all related documents

Sponsors:

General Services Department

- 2.-G. [ID 24-1420](#) Approve a Cooperative Purchase Agreement with Robert V. Jensen, Inc. of Fresno, California for the purchase of gasoline and diesel fuel for three years, with two optional one-year extensions, for an amount not-to-exceed \$8,000,000 per year, plus semi-annual CPI adjustments, and a contingency of \$500,000 per year (Bid File 12500405)

Sponsors:

General Services Department

- 2.-H. [ID 24-1340](#) Approve a two-year agreement with Dell Technologies for the citywide Adobe Enterprise Agreement, covering all Adobe products with an annual cost of \$186,157.13, for a total contract amount of \$372,314.26.

Sponsors:

Information Services Department

- 2.-I. [ID 24-1372](#) Actions pertaining to the disposition of a City owned, undeveloped parcel situated at the northeast corner of South Hughes Avenue and West Dan Ronquillo Drive (Council

District 3):

1. Adopt a Categorical Exemption per Environmental Assessment Number P21-06225, pursuant to Section 15332/Class 32 of the California Environmental Quality Act Guidelines;
2. RESOLUTION - Adopt the attached Resolution of Intention Number 1153-D to vacate a portion of public street right of way at the northeast corner of South Hughes Avenue and West Dan Ronquillo Drive;
3. ***RESOLUTION - Declaring a portion of a public street right of way located at the northeast corner of South Hughes Avenue and West Dan Ronquillo Drive to be exempt surplus land; (Subject to Mayor's Veto)
4. ***RESOLUTION - Finding Good Cause and Clear and Convincing Benefit pursuant to Fresno Municipal Code Section 4-204, relating to the disposition of real surplus property located at the northeast corner of South Hughes Avenue and West Dan Ronquillo Drive; (Requires 5 Affirmative Votes) (Subject to Mayor's Veto)
5. Approve the execution of the Agreement for Purchase and Sale of Real Property and Escrow Instructions to sell a 0.15 -acre (6,642 square feet) City owned, undeveloped parcel of land, identified as a portion of Assessor's Parcel Number 458 -090-83, located at the northeast corner of South Hughes Avenue and West Dan Ronquillo Drive in the amount of \$18,911.00 to GS Central Valley Investments, LLC a California limited liability company, and authorize the City Manager or designee to execute the Purchase and Sale Agreement and associated Grant Deed for the transfer of the subject property.

Sponsors:

Capital Projects Department and Public Works Department

2.-J. [ID 24-1379](#)

Reject all bids received for the Radio Park Renovation Project. (Bid File 12402889) (Council District 7)

Sponsors:

Capital Projects Department, Parks, After School and Recreation and Community Services Department

2.-K. [ID 24-1387](#)

Approve the Agreement for Purchase and Sale of Real Property and Escrow Instructions to acquire fee interest of a

combined 0.40-acre (17,583 square feet) improved parcel, identified as Assessor's Parcel Numbers 451-071-17 and 451-071-34, owned by Arthur Velasquez and Patricia Velasquez for an amount of \$1,347,500, for the construction of the Blackstone McKinley BNSF Grade Separation Project. (Council Districts 1 and 7)

Sponsors:

Capital Projects Department and Public Works Department

2.-L. [ID 24-1388](#)

Approve the Agreement for Purchase and Sale of Real Property and Escrow Instructions to acquire fee interest of a combined 0.5795-acre (25,241 square feet) improved parcel, identified as Assessor's Parcel Numbers 446-232-36 and 446-232-40, owned by Maninder Singh Sandhu and Palwinder Kaur Sandhu for an amount of \$1,572,850, for the construction of the Blackstone McKinley BNSF Grade Separation Project. (Council Districts 1 and 7)

Sponsors:

Capital Projects Department and Public Works Department

2.-M. [ID 24-1392](#)

Approve use of Fresno Municipal Code Section 4-502(d), Design-Build Qualifications Method of procurement for the North Fulton Parking Structure Project generally bounded by Tuolumne Street, Merced Street, Broadway Street and Congo Alley. (Council District 3)

Sponsors:

Capital Projects Department

2.-N. [ID 24-1393](#)

Actions pertaining to the Barstow and Bond Traffic Signal Project (Bid File No. 12500264) at the intersection of East Barstow Avenue and North Bond Street (Council District 4):

1. Adopt a finding of Categorical Exemption pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15301/Class1 and Section 15302/Class2 for the Barstow and Bond Traffic Signal Project;
2. Award a construction contract in the amount of \$1,260,917.00 to American Paving, Co. of Fresno, CA, as the lowest responsive and responsible bidder, and authorize the Capital Projects Director or designee to sign the construction contract.

Sponsors:

Capital Projects Department and Public Works Department

- 2.-O. [ID 24-1414](#) ***RESOLUTION- Authorizing the submission of a grant application to the California Coastal Commission Whale Tail® Grants program of up to \$50,000 to provide marine stewardship education for youth and authorizing the City Manager or designee to accept grant funds, and sign all related documents on behalf of the City (Citywide) (Subject to Mayor's Veto)

Sponsors:

Parks, After School and Recreation and Community Services Department

- 2.-P. [ID 24-1427](#) Actions pertaining to the Fresno City Employees Association, FCEA for Unit 3
1. ***Adopt a Successor Memorandum of Understanding between the City of Fresno and the Fresno City Employees Association (Non-Supervisory White Collar - Unit 3) (Subject to Mayor's veto)

2. ***RESOLUTION: Adopt the Fourth Amendment to FY 2025 Salary Resolution No. 2024-120, amending Exhibit 3, Unit 3 - Non-Supervisory White Collar (FCEA), to provide a salary increase for respective classes as required by the Memorandum of Understanding between the City of Fresno and the Fresno City Employees Association (Non-Supervisory White Collar - Unit 3) (Subject to Mayor's veto)

Sponsors:

Personnel Services Department

- 2.-Q. [ID 24-1210](#) ***RESOLUTION - Authorizing submission of an application for and acceptance of funds from the California Department of Housing and Community Development Prohousing Incentive Program (PIP) Round 3, and authorizing the City Manager or designee to sign all necessary implementing documents. (Subject to Mayor's Veto)

Sponsors:

Planning and Development Department

- 2.-R. [ID 24-1270](#) Actions pertaining to the West Area Neighborhoods Specific Plan:
1. Approve the Fourth Amendment to the consultant services agreement with De Novo Planning Group for environmental analysis services for the West Area Neighborhoods Specific

Plan Environmental Impact Report, extending the contract performance period to June 30, 2025.

Sponsors:

Planning and Development Department

2.-S. [ID 24-1293](#)

Approve a Service Agreement with Fresno Economic Opportunities Commission (FEOC) to operate eight (8) Youth Bridge Housing beds located at 1046 T Street, Fresno CA 93721 (District 3), through June 30, 2026, in the total amount of \$395,332.00 funded with Homeless Housing, Assistance, and Prevention (HHAP) Youth Set-Aside funds.

Sponsors:

Planning and Development Department

2.-T. [ID 24-1357](#)

*** RESOLUTION - Authorizing the submission of a grant application and the acceptance of funds totaling up to \$500,000 from the U.S. Environmental Protection Agency FY25 Brownfield Community-Wide Assessment Grant to fund the assessment of Brownfields and authorizing the City Manager or designee to sign all necessary implementing documents (Subject to Mayor's Veto)

Sponsors:

Planning and Development Department

2.-U. [ID 24-1358](#)

Actions pertaining to the South Fresno Community Alliance Settlement Agreement (related to the development project located at 3611 S. Northpointe Drive) amending the South Central Community Benefits Fund:

1. RESOLUTION - Amending the Community Benefits Fund and Expenditure Plan

Sponsors:

Planning and Development Department

2.-V. [ID 24-1398](#)

Approve an Agreement with Community Health Improvement Partners to administer an Independent Living Home - Rapid Rehousing program (ILA-RR) in the total amount of \$2,882,282.63 using Encampment Resolution Funding (ERF-3R).

Sponsors:

Planning and Development Department

2.-W. [ID 24-1425](#)

Actions pertaining to the 2022-2023 Officer Wellness and Mental Health grant program

1. Authorize the Chief of Police to accept \$557,453.63 in grant funding for the 2022-2023 Officer Wellness and Mental

Health grant awarded to the Fresno Police Department from the California Board of State and Community Corrections (BSCC).

2. Authorize the Chief of Police or her designee to execute all related documentation applicable to the 2022-2023 Officer Wellness and Mental Health grant award.

Sponsors:

Police Department

2.-X. [ID 24-1426](#)

Actions pertaining to the 2021 State Homeland Security Grant Program (SHSGP)

1. Authorize the Chief of Police to accept \$129,800 in grant funding for the 2021 State Homeland Security Grant awarded to the Fresno Police Department by the California Office of Emergency Services (CalOES) through the County of Fresno Department of Behavioral Health.

2. Authorize the Chief of Police or her designee to execute the agreement and all related documentation applicable to the 2021 SHSGP grant.

3. ***RESOLUTION - Adopt the 13th Amendment to the Annual Appropriation Resolution (AAR) No. 2024-122 appropriating \$64,300 for the Police Department's extended 2021 State Homeland Security Grant Program (Subject to Mayor's veto)

Sponsors:

Police Department

2.-Y. [ID 24-1334](#)

Actions pertaining to Wellhead Treatment System at Pump Station 347 (Council District 7):

1. ***RESOLUTION - Adopt a resolution authorizing an exception to formal bidding procedures and award of a sole source purchase agreement with ATEC Water Systems, LLC., in an amount not to exceed \$191,016.62 (Subject to Mayor's Veto);

2. Award a sole source purchase agreement to ATEC Water Systems, LLC., in the amount of \$191,016.62, to provide and deliver the ATEC Water Filtration System to Pump Station 347.

Sponsors:

Department of Public Utilities

2.-Z. [ID 24-1417](#)

Approve the Fourth Amendment to the Consultant Services Agreement with CDM Smith, Inc., to expand the scope of

services and increase the contract amount by \$526,490 for a total amount of \$1,916,893 for Groundwater and Landfill Remediation Services at the City of Fresno Sanitary Landfill (Council District 3).

Sponsors:

Department of Public Utilities

2. [ID 24-1381](#)

-AA.

RESOLUTION - Approving the Final Map of Tract No. 6265, and accepting dedicated public uses offered therein except for dedications offered subject to City acceptance of developer installed required improvements - located on the north side of East Tulare Avenue west of North Fowler Avenue (Council District 5)

Sponsors:

Public Works Department

2. [ID 24-1382](#)

-BB.

Actions pertaining to Final Map of Tract No. 6379:

1. RESOLUTION - Approving the Final Map of Tract No. 6379, and accepting dedicated public uses offered therein except for dedications offered subject to City acceptance of developer installed required improvements - located on the northwest corner of South Peach Avenue and East Florence Avenue; (Council District 5)

2. ***RESOLUTION - Adopting the 19th Amendment to the Annual Appropriation Resolution (AAR) No. 2024-122 to appropriate \$55,300 in developer contributions for the acquisition of right-of-way for public street and public utility easements for the Final Map of Tract No 6379 at the northwest corner of South Peach Avenue and East Florence Avenue. (Council District 5) (Requires 5 Affirmative Votes) (Subject to Mayor's Veto)

Sponsors:

Public Works Department

2. [ID 24-1383](#)

-CC.

RESOLUTION - Approving the Final Map of Tract No. 6362, and accepting dedicated public uses offered therein except for dedications offered subject to City acceptance of developer installed required improvements - located on the southeast corner of North Garfield Avenue and West Gettysburg Avenue alignment. (Council District 1)

Sponsors:

Public Works Department

2. [ID 24-1385](#)
-DD. Actions pertaining to the summary vacation of a portion of the public pedestrian easement on East Dakota Avenue, east of North Blattella Lane: (Council District 4)

1. Adopt a finding of Categorical Exemption per staff determination, pursuant to Section 15332/Class 32 of the California Environmental Quality Act (CEQA) Guidelines, Environmental Assessment Number P23-01228;

2. RESOLUTION - Approving the summary vacation of a portion of the public pedestrian easement on East Dakota Avenue, east of North Blattella Lane.

Sponsors:

Public Works Department

2. [ID 24-1394](#)
-EE. Active Transportation Advisory Committee (ATAC) Semi-Annual Report (May 2024 through September 2024). (Citywide)

Sponsors:

Public Works Department

2. [ID 24-1399](#)
-FF. Actions pertaining to Resolution of Intention Number 1155-D to vacate portions of excess public street right of way on the northeast side of North Weber Avenue and the southeast side of West Farrington Avenue, northwest of West Herndon Avenue (Council District 2):

1. Adopt a finding of Categorical Exemption per staff determination, pursuant to Section 15332 of the California Environmental Quality Act (CEQA) Guidelines, Environmental Assessment for Planned Development & Development Permit Application No. P22-00207

2. Adopt the attached Resolution of Intention Number 1155-D to vacate portions of excess public street right of way on the northeast side of North Weber Avenue and the southeast side of West Farrington Avenue, northwest of West Herndon Avenue

3. Set the required public hearing at 9:00 a.m. on November 21, 2024

Sponsors:

Public Works Department

2. [ID 24-1389](#)
-GG. Approve the appointment of Kendy Villa to the City of Fresno Women's Commission for a term ending October 31, 2026

Sponsors:

Councilmember Chavez

2. [ID 24-1406](#) ***Bill B-37- (Intro'd October 10, 2024)(For Adoption) -
-HH. Amending 11-115 of the Fresno Municipal Code relating to
 the adoption of rules and regulations restricting vehicular or
 pedestrian traffic through alleys (Subject to Mayor's Veto)

 Sponsors: Councilmember Arias
- 2.-II. [ID 24-1401](#) ***Bill B-38 - (Intro'd October 10, 2024) (For Adoption) -
 Amending Section 13-305 of the Fresno Municipal Code,
 relating to Tree Preservation (Subject to Mayor's Veto)

 Sponsors: Councilmember Arias, Councilmember Esparza and
 Councilmember Maxwell
- 2.-JJ. [ID 24-1456](#) ***Resolution repealing and replacing resolution no.
 2024-211 and granting authority to the City Manager or his or
 her designee to enter into agreements with community-based
 organizations to provide programs and services funded by
 the American Rescue Plan Act (ARPA) to aid in the
 LGBTQIA+ community-based organizations. (Subject to
 Mayor's Veto).

 Sponsors: Council President Perea
2. [ID 24-1478](#) Actions pertaining to the Warnors Theater Roof Repair
-KK. Project (District 3):
 1. Adopt a finding of Categorical Exemption pursuant to
 Class 1, Section 15301 (Existing Facilities) of the California
 Environmental Quality Act (CEQA) Guidelines
 2. ***RESOLUTION - Adopting the 23rd Amendment to the
 Annual Appropriation Resolution No. 2024-122 appropriating
 \$86,900 from the Public Works Department District 3
 Infrastructure Project to the City Council Department for the
 Warnors Theater Roof Repair Project (Requires 5 Affirmative
 Votes) (Subject to Mayor's Veto)

 Sponsors: Councilmember Arias
2. [ID 24-1482](#) ***RESOLUTION - Establishing Policies and Procedures for
-LL. Placing Murals on City-Owned Property(Subject to Mayor's
 Veto)

 Sponsors: Council President Perea

CONTESTED CONSENT CALENDAR

3. GENERAL ADMINISTRATION

- 3.-A. [ID 24-1454](#) WORKSHOP - Annual Report of the Cannabis Administrative Prosecutor Program (CAPP)

Sponsors: City Attorney's Office

UNSCHEDULED COMMUNICATION

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

4. CITY COUNCIL

- 4.-A. [ID 24-1016](#) WORKSHOP- Measure C Progress

Sponsors: Council President Perea

5. CLOSED SESSION

- 5.-A. [ID 24-1363](#) CONFERENCE WITH LABOR NEGOTIATORS -
Government Code Section 54957.6
City Negotiators: Jennifer Misner; Sumeet Malhi
Employee Organization(s): 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), Unit 4; 4. International Association of Firefighters, Local 202, 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) Unit 10; 8. International Association of Firefighters, Local 202, Unit 10 (Fire Management); 9. City of Fresno Professional Employees Association (CFPEA); 10. City of Fresno Management Employees Association (CFMEA); 11. Fresno Airports Public Safety Officers Association (FAPSOA)

Sponsors: Office of Mayor & City Manager

- 5.-B. [ID 24-1354](#) CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION

Government Code Section 54956.9, subdivision (d)(1)
Margarita Cingoz v. City of Fresno, et al.; Fresno Superior
Court Case No.: 23CECG04597

Sponsors:

City Attorney's Office

5.-C. [ID 24-1380](#)

CONFERENCE WITH LEGAL COUNSEL-EXISTING
LITIGATION

Government Code Section 54956.9, subdivision (d)(1)
Park 7, LLC., and, LandValue Management LLC., v. City of
Fresno; Fresno Superior Court Case No. 24CECG04298

Sponsors:

City Attorney's Office

5.-D. [ID 24-1408](#)

CONFERENCE WITH LEGAL COUNSEL-EXISTING
LITIGATION

Government Code Section 54956.9, subdivision (d)(1)
City of Fresno v. County of Fresno; Fresno Superior Court
Case No.: 24CECG01199

Sponsors:

City Attorney's Office

5.-E. [ID 24-1410](#)

CONFERENCE WITH LEGAL COUNSEL-EXISTING
LITIGATION

Government Code Section 54956.9, subdivision (d)(1)
City of Fresno Fire & Police Retirement System, et al. v. City
of Fresno; Fresno Superior Court Case No. 24CECG03835

Sponsors:

City Attorney's Office

5.-F. [ID 24-1484](#)

CONFERENCE WITH LEGAL COUNSEL-EXISTING
LITIGATION

Government Code Section 54956.9, subdivision (d)(1)
GPP II, LLC v. Central Valley Community Sports Foundation;
City of Fresno; Fresno Superior Court Case No.:
24CECG02635

Sponsors:

City Attorney's Office

5.-G. [ID 24-1409](#)

CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED
LITIGATION

Initiation of litigation pursuant to paragraph (4) of subdivision
(d) of Section 54956.9:
1 potential case

Sponsors:

City Attorney's Office

5.-H. [ID 24-1412](#)**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 Annalisa Perea. Unrepresented Employee: City Attorney

Sponsors:

Council President Perea

ADJOURNMENT**UPCOMING SCHEDULED COUNCIL HEARINGS AND MATTERS**

NOVEMBER 7, 2024 9:20 A.M - HEARING to consider Conditional Use Permit Application No. P21-06064, (Council District 1) - Planning & Development.

NOVEMBER 7, 2024 9:25 A.M - HEARING to consider initiation of the Tower District Specific Plan update, pertaining to all properties located within the boundaries of the Tower District Specific Plan area of the Fresno General Plan.

NOVEMBER 21, 2024 9:30 A.M - HEARING to consider the vacation of portions of excess public street right of way on the northeast side of North Weber Avenue and the southeast side of West Farrington Avenue, northwest of West Herndon Avenue (Council District 2)

NOVEMBER 21, 2024 9:40 A.M. - Resolution to vacate a portion of public street right of way at the Northeast corner of South Hughes Avenue and West Dan Ronquillo Drive

UPCOMING EMPLOYEE CEREMONIES**EMPLOYEE SERVICE AWARDS**

• November 20, 2024 (Wednesday) - Employee Service Awards - 10:00 A.M.

2024 CITY COUNCIL MEETING SCHEDULE

November 7, 2024 - 9:00 A.M. (Regular Meeting)

November 21, 2024 - 9:00 A.M. (Regular Meeting)

December 5, 2024 - 9:00 A.M. (Regular Meeting)

December 12, 2024 - 9:00 A.M. (Regular Meeting)