

City of Fresno

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



Meeting Minutes - Draft

Thursday, June 11, 2020

9:00 AM

Regular Meeting

Electronic Meeting

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

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

9:11 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

Pledge of Allegiance to the Flag

APPROVE AGENDA

City Clerk Spence announced the following changes to the agenda: File ID 20-00765 (1-F#2) – Resolution Amendment to the Annual Appropriations Resolution (AAR) No. 2019-133 to appropriate \$100,000 in CARES Act funds to the Fresno Parklet Program, should read “to the Fresno Temporary Parklet Program” and is the 55th Amendment to the Annual Appropriations Resolution (AAR), File ID 20-00669 (1-W) – RESOLUTION - of Intention to Annex the Territory known as Assessor’s Parcel Numbers 504-092-34S, 504-092-38S, and 504-092-42S (El Paseo Phase II Development) as Annexation No. 35 to the City of Fresno Community Facilities District No. 9 and to Authorize the Levy of Special Taxes; and setting the public hearing for Thursday, July 16, 2020, at 10:00 A.M. (Southwest side of North Riverside Drive, South of West Herndon Avenue) (Council District 2), The item was removed from the agenda by staff, File ID 20-00670 (1-X) – RESOLUTION – of Intention to Annex Final Parcel Map No. 2018-04 (Parcels A to E, and the Remainder Parcel) as Annexation No. 110 to the City of Fresno Community Facility District No. 11. The item was removed from the agenda and will be heard on June 18, 2020, File ID 20-00767 (4-A) - Actions pertaining to Services Agreement with Kosmont Companies was moved to Consent Calendar by Councilmember Esparza and is the 56th Amendment to the Annual Appropriations Resolution (AAR) and City Clerk Spence announced Budget Hearings will be heard on June 15, 2020, June 16, 2020 at 9:00 A.M. Vote on Motions will be heard on June 22, 2020 at 9:00 A.M. with June 30, 2020 being reserved if needed for final budget vote at 9:00 A.M.

The following items were pulled from Consent Calendar and moved to Contested Consent for further discussion.

- 1. File ID 20-00650 (1-E) – Approve the 2020 Management Agreement between the City of Fresno and ASM Global for the management of the Fresno Convention and Entertainment Center was pulled by Council Vice President Caprioglio*
- 2. File ID 20-00765 (1-F1) -***Resolution creating the Fresno Temporary Parklet Program for expansion of restaurant services area due to social distancing guidelines (Subject to Mayor's Veto). (1-F2) Resolution Amendment to the Annual Appropriations Resolution No. 2019-133 to appropriate \$100,000 in CARES Act funds to the Fresno Parklet Program (Subject to Mayor's Veto) was pulled by Councilmember Soria.*
- 3. File ID 20-00698 (1-H) – Bill No. 18 (Intro. 5/21/2020) (For adoption)– adding California Building Code Title 24 Appendix 0104 to Section 11-102 of the Fresno Municipal Code relating to amendments to the California Building Code regarding Emergency Sleeping Cabins was pulled by Councilmember Soria.*
- 4. File ID 20-00691 (1-I) – Authorize the Chief of Police to enter into an agreement with the Fresno County Sheriff's Office in the amount of \$100,000 for three years with the option for two one-year extensions for the continued shared use of the Satellite Jail facility office for the registration of convicted sexual offenders was pulled by Councilmember Soria.*
- 5. File ID 20-00646 (1-J) – Actions pertaining to proposed Substantial Amendment 2019-03 to the 2019-2020 Annual Action Plan was pulled by Councilmember Soria.*
- 6. File ID 20-00680 (1-K) – Award a Construction Contract to Smith Construction Company, Inc. was pulled by Councilmember Soria.*
- 7. File ID 20-00615 (1-S) – Resolution approving a grant application for \$1,904,000 to formulaic funds from the Local Partnership Program (LPP) for*

the Veterans Boulevard Interchange and Extension Project Phase 4b and authorizing the execution of grant documents and agreements by the Public Works Director or designee was pulled by Councilmember Soria.

8. File ID 20-00616 (1-T) – Actions pertaining to the requirements contract to furnish and install Slurry Seal on various streets Bid No. 9539 was pulled by Councilmember Soria.

9. File ID 20-00767 (4-A) - Actions pertaining to Services Agreement with Kosmont Companies was pulled by Councilmember Bredefeld.

On motion of Vice President Caprioglio, seconded by Councilmember Bredefeld, the above Action were approved as amended. The motion carried by the following vote:

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

CEREMONIAL PRESENTATIONS

[ID](#) Proclamation of “Alex Delgado Day”
[20-00723](#)

PRESENTED

COUNCILMEMBER REPORTS AND COMMENTS

Council Vice President Caprioglio met with Fresno State University with Dr. Joseph Castro and his team, he thanked Fresno State for using the SaveMart Center during the pandemic.

Councilmember Esparza thanked City of Fresno residents for their emails regarding the demands for reforming the Police Department.

Council President Arias acknowledged the City of Fresno residents for their emails regarding the demands for reform and briefly spoke regarding the tragedy of George Floyd. He thanked several City staff, Director Mozier for his work on SB1 Projects, Assistant City Manager Schaad, Business Manager Espinoza for assisting in the Transformative Climate Communities (TCC) meetings and Information Services Department (ISD) for helping with the electronic Council meetings.

1-C [ID](#)
[20-00675](#) Approve an agreement for Professional Engineering Services with Mark Thomas & Company Inc., for \$584,859, with a \$30,000 contingency, for design and construction support services associated with the MLK Center Active Transportation Project, also known as the Transformative Climate Communities Leverage Project, Southwest Offsite Improvements. (Council District 3)

1-D [ID](#)
[20-00720](#) Approve City Attorney amended Contract.

1-E [ID](#)
[20-00650](#) Approval of the 2020 Management Agreement between the City of Fresno and ASM Global for the Management of the Fresno Convention and Entertainment Center

The above item was pulled from the Consent Calendar and moved to Contested Consent by Council Vice President Caprioglio for further discussion.

1-F [ID](#)
[20-00765](#) 1. ***RESOLUTION - Creating the Fresno Temporary Parklet Program for expansion of restaurant service area due to social distancing guidelines. (Subject to Mayor's Veto)

2. ***RESOLUTION -Amendment to the Annual Appropriation Resolution (AAR) No. 2019-133 to appropriate \$100,000 in CARES Act funds to the Fresno Temporary Parklet Program. (Subject to Mayor Veto)

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

1-G [ID](#)
[20-00700](#) Actions pertaining to Master License Agreement for Small Cell Infrastructure:

1. Adopt a finding of Categorical Exemption pursuant to CEQA Guidelines Section 15301/Class 1 for the Proposed Project pursuant to the California Environmental Quality Act (CEQA);
2. Approve a revised Master License Agreement for placement of telecommunication equipment on City assets as defined by Federal Communications Commission (FCC) Order 18-133.

1-H [ID](#)
[20-00698](#) ***BILL No. 18 (Intro. 5/21/2020) (For adoption) - Adding California Building Code Title 24 Appendix 0104 To Section 11-102 of the Fresno Municipal Code relating to Amendments to the California Building Code regarding Emergency Sleeping Cabins. (Subject to Mayor's Veto)

The above item was pulled from the Consent Calendar and moved to

Contested Consent by Councilmember Soria for further discussion.

- 1-I [ID](#)
[20-00691](#) Authorize the Chief of Police to enter into an agreement with the Fresno County Sheriff's Office in the amount of \$100,000 for three years with the option for two one-year extensions for the continued shared use of the Satellite Jail facility office for the registration of convicted sexual offenders

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

- 1-J [ID](#)
[20-00646](#) Actions pertaining to proposed Substantial Amendment 2019-03 to the 2019-2020 Annual Action Plan:
1. RESOLUTION - Adopting Substantial Amendment 2019-03 to the 2019-2020 Annual Action Plan and COVID-19 Amendments to the Citizen Participation Plan to submit a request to the U.S. Department of Housing and Urban Development (HUD) to program Emergency Solutions Grant-Coronavirus (ESG-CV) and Housing Opportunities for Persons with AIDS-Coronavirus (HOPWA-CV) funds to prevent, prepare for, and respond to the coronavirus (COVID-19) and authorizing the City Manager to sign all necessary implementing documents
 2. Approve a \$1,998,334.50 HEARTH Emergency Solutions Grant (HESG) Agreement with the County of Fresno Department of Social Services for implementation of the joint COVID-19 homelessness response plan
 3. Approve a \$87,020 Housing Opportunities for Persons with AIDS (HOPWA) Agreement with WestCare California for COVID-19 response
 4. ***RESOLUTION - Adopting the 49th amendment to the Annual Appropriation Resolution No. 2019-133 appropriating \$2,196,100 for COVID-19 related homeless and special needs services through federal entitlement grant programs (Requires 5 affirmative votes) (Subject to Mayor's veto)

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

- 1-K [ID](#)
[20-00680](#) Award a Construction Contract to Smith Construction Company, Inc., in the amount of \$375,955.12, for construction of well site improvements at Pump Station 60A, located at 728 W Vassar Avenue (Bid File 3726) (Council District 1)

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

- 1-L [ID](#)
[20-00681](#) Award a Construction Contract to Steve Dovali Construction, Inc. in the amount of \$370,763 for construction of well site improvements at Pump Station 51A, located at 2421 E Sussex Way (Bid File 3693) (Council District 7)
- 1-M [ID](#)
[20-00682](#) Approve the Second Amendment to the Consultant Services Agreement with Safework, Inc., to extend the Agreement from June 30, 2020, to June 30, 2021, for professional Construction Safety Oversight Consulting services for various water infrastructure capital improvement projects, for a previously approved contract amount of \$1,265,000. (Citywide)
- 1-N [ID](#)
[20-00686](#) Approve the Second Amendment for consultant services with PaleoWest Archaeology, LLC., an Arizona corporation, to increase the fee amount by \$196,037 for a total amended contract amount of \$687,776; and extend the term from December 31, 2020 to June 1, 2021, for paleontological and cultural resource monitoring associated with the construction of the Southwest Recycled Water Distribution System, Projects SW1C2, SW4, SW1D, and PS1 (Council District 3 and Fresno County)
- 1-O [ID](#)
[20-00692](#) Actions pertaining to the construction of the New Central Plant at the Fresno-Clovis Regional Wastewater Reclamation Facility (Bid File 3718) (Council District 3):
1. Adopt a finding of Categorical Exemption pursuant to Sections 15301/Class 1 and 15302/Class 2 of the California Environmental Quality Act Guidelines
 2. Award a construction contract in the amount of \$1,749,483 to Strategic Mechanical, Inc., as the lowest responsive and responsible bidder for the New Central Plant at the Fresno-Clovis Regional Wastewater Reclamation Facility
- 1-P [ID](#)
[20-00693](#) Actions pertaining to Replacement of Two Makeup Air Units at the Fresno-Clovis Regional Wastewater Reclamation Facility (Bid File 3727) (Council District 3):
1. Adopt a finding of Categorical Exemption pursuant to Class 1, Section 15301 (Existing Facilities) of the California Environmental Quality Act Guidelines
 2. Award a construction contract to Strategic Mechanical, in the amount of \$221,259

- 1-Q [ID](#) [20-00357](#) RESOLUTION - Adopting a list of proposed Public Works projects to receive Senate Bill 1 (SB 1) Road Maintenance and Rehabilitation Account funding for City Fiscal Year 2021.

RESOLUTION 2020-125 ADOPTED

- 1-R [ID](#) [20-00685](#) ***RESOLUTION - Adopting the 30th Amendment to the Annual Appropriation Resolution No. 2019-133 to appropriate \$410,300 for the Belmont Avenue Widening Project in the Public Works Department (Council District 5) (Subject to Mayor's veto) (Requires 5 votes)

RESOLUTION 2020-126 ADOPTED

- 1-S [ID](#) [20-00615](#) RESOLUTION - Approving a grant application for \$1,904,000 in formulaic funds from the Local Partnership Program (LPP) for the Veterans Boulevard Interchange and Extension Project Phase 4b and Authorizing the execution of grant documents and agreements by the Public Works Director or designee (Council District 2)

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

- 1-T [ID](#) [20-00616](#) Actions pertaining to the Requirements Contract to Furnish and Install Slurry Seal on Various Streets - Bid File No. 9539 (All Districts)
1. Adopt a finding of Categorical Exemption per staff determination, pursuant to Section 15301/Class 1, of the California Environmental Quality Act guidelines
 2. Award a requirements contract to Sierra Nevada Construction, Inc. of Sparks, Nevada with an annual budgeted allocation of \$2,863,389

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

- 1-U [ID](#) [20-00618](#) Actions pertaining to the Divisadero Street and Mariposa Street Traffic Signalization and Roadway Improvements - Bid File No. 3715 (Council Districts 3 and 7)
1. Adopt a finding of Categorical Exemption pursuant to Section 15301(c), 15301(f), and 15305(b) of the California Environmental Quality Act guidelines
 2. Award a construction contract in the amount of \$586,336 to Avison Construction, Inc., of Madera, California

- 1-V [ID](#) [20-00652](#) Actions pertaining to the South Fresno Pedestrian Signalization Upgrade Project- Bid File No. 3749 (Council District 1, 3, 4, 5, and 7)
1. Adopt a finding of Categorical Exemption per staff determination, pursuant to Section 15301/Class 1 and 15302/Class 2 of the

California Environmental Quality Act Guidelines

2. Award a construction contract in the amount of \$397,997.47 to Construction H, Inc. of Richmond, California

- 1-W** [ID](#)
[20-00669](#) **RESOLUTION** - Of Intention to Annex the Territory Known as Assessor's Parcel Numbers 504-092-34S, 504-092-38S, and 504-092-42S (El Paseo Phase II Development) as Annexation No. 35 to the City of Fresno Community Facilities District No. 9 and to Authorize the Levy of Special Taxes; and setting the public hearing for Thursday, July 16, 2020, at 10:00 am (southwest side of North Riverside Drive, south of West Herndon Avenue) (Council District 2)

The above item was removed from the agenda by staff.

- 1-X** [ID](#)
[20-00670](#) **RESOLUTION** - Of Intention to Annex Final Parcel Map No. 2018-04 (Parcels A to E, and the Remainder Parcel) as Annexation No. 110 to the City of Fresno Community Facilities District No. 11 and to Authorize the Levy of Special Taxes; and setting the public hearing for Thursday, July 16, 2020, at 10:00 a.m. (north side of West Providence Avenue between North Cornelia and Lodi Avenues) (Council District 3)

The above item was removed from the agenda and will be hearing on June 18, 2020

- 1-Y** [ID](#)
[20-00671](#) Approve an agreement for consultant services with Area West Environmental Inc., of Orangevale, California for \$62,368.86 for the preparation of environmental studies and technical memos for the Bridge Preventive Maintenance Program Phase 2 Project (Council Districts 3, 5, 7)

- 1-Z** [ID](#)
[20-00672](#) **RESOLUTION** - Approving the Final Map of Tract No. 5631, of Vesting Tentative Tract Map No. 5631, and accepting dedicated public uses offered therein except for dedications offered subject to City acceptance of developer installed required improvements - East side of North Polk Avenue between West Gettysburg Avenue and the West Ashlan Avenue. (Council District 1)

RESOLUTION 2020-128 ADOPTED

- 1-AA** [ID](#)
[20-00676](#) Approve the award of a cooperative purchase agreement to Quinn Company of Fresno, California, for the purchase of two Caterpillar backhoes in the amount of \$259,288
- 1-BB** [ID](#)
[20-00677](#) Approve the award of a purchase contract to Haaker Equipment Company Inc. of La Verne, California, for the purchase of one Elgin Crosswind sweeper in the amount of \$308,826

- 1-CC [ID](#) [20-00678](#) Approve the award of a cooperative purchase agreement to Pape Kenworth of Fresno, California, for the purchase of one Kenworth emulsion spreader truck in the amount of \$222,502
- 1-DD [ID](#) [20-00688](#) Approve the award of a purchase contract to Terex Utilities, Inc., of Watertown, South Dakota, for the purchase of one Terex tree trimmer truck in the amount of \$186,806

CONTESTED CONSENT CALENDAR

- 1-E [ID](#) [20-00650](#) Approval of the 2020 Management Agreement between the City of Fresno and ASM Global for the Management of the Fresno Convention and Entertainment Center

The above item was introduced to Council by Council Vice President Caprioglio, District 4.

Discussion was held between Councilmembers regarding the history of the AMS Global Contract, the local vendor list and extending the contract for five years.

Councilmember Esparza made a friendly amendment to have the contract come back to Council at the end of the five years for review and approval. Council Vice President Caprioglio and Councilmember Soria accepted the friendly amendment.

Councilmember Bredefeld suggested the contract come back in two to three years rather than five years. Councilmember Soria and Council Vice President Caprioglio did not agree to the two to three years suggestion. Council President Arias asked if the agreement would allow Council to terminate the contract prior to five years. City Attorney Sloan stated yes.

Council Vice President Caprioglio asked the Administration to update Council on an annual basis.

APPROVED AS AMENDED

On motion of Vice President Caprioglio, seconded by Councilmember Soria, 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](#)
[20-00765](#)

1. ***RESOLUTION - Creating the Fresno Temporary Parklet Program for expansion of restaurant service area due to social distancing guidelines. (Subject to Mayor's Veto)
2. ***RESOLUTION -Amendment to the Annual Appropriation Resolution (AAR) No. 2019-133 to appropriate \$100,000 in CARES Act funds to the Fresno Temporary Parklet Program. (Subject to Mayor Veto)

The above item was introduced to Council by Councilmember Soria, District 1.

Discussion was held between Councilmembers and the Administration regarding the temporary parklet program adding additional space for customers, CARES Act funding, amending the resolution language to include citywide, the marketing committee and ensuring accountability for the \$100,000.

Councilmember Chavez offered a friendly amendment to the motion to ensure that the program is citywide and businesses can utilize the funds to fund barriers. Councilmember Soria agreed to the amendment.

Council Vice President Caprioglio suggested that the Administration oversee the funding and keep it above board by having an objective entity. Assistant City Manager Schaad suggested that the Economic and Development Department oversee and administer the funds.

RESOLUTION 2020-123 ADOPTED AS AMENDED
RESOLUTION 2020-124 ADOPTED

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

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

- 1-H [ID](#) [20-00698](#) ***BILL No. 18 (Intro. 5/21/2020) (For adoption) - Adding California Building Code Title 24 Appendix 0104 To Section 11-102 of the Fresno Municipal Code relating to Amendments to the California Building Code regarding Emergency Sleeping Cabins. (Subject to Mayor's Veto)

The above item was introduced to Council by Director Clark, Planning and Development Department.

Councilmember Soria asked how the item will help increase the ability to house more people who are experiencing homelessness and the aftermath of COVID-19. Director Clark responded.

Council President Arias reminded the Council that additional provisions were added at the last meeting and this item is specific to the Poverello House.

BILL 18/ORDINANCE 2020-018 ADOPTED

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

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

- 1-I [ID](#) [20-00691](#) Authorize the Chief of Police to enter into an agreement with the Fresno County Sheriff's Office in the amount of \$100,000 for three years with the option for two one-year extensions for the continued shared use of the Satellite Jail facility office for the registration of convicted sexual offenders

The above item was introduced to Council by Chief Hall, Fresno Police Department.

Councilmember Soria asked several questions regarding the rules and responsibilities of the City of Fresno, if the City is mandated by law, and asked for a background on the agreement. Chief Hall responded.

APPROVED

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

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

- 1-J** [ID](#)
[20-00646](#) Actions pertaining to proposed Substantial Amendment 2019-03 to the 2019-2020 Annual Action Plan:
1. RESOLUTION - Adopting Substantial Amendment 2019-03 to the 2019-2020 Annual Action Plan and COVID-19 Amendments to the Citizen Participation Plan to submit a request to the U.S. Department of Housing and Urban Development (HUD) to program Emergency Solutions Grant-Coronavirus (ESG-CV) and Housing Opportunities for Persons with AIDS-Coronavirus (HOPWA-CV) funds to prevent, prepare for, and respond to the coronavirus (COVID-19) and authorizing the City Manager to sign all necessary implementing documents
 2. Approve a \$1,998,334.50 HEARTH Emergency Solutions Grant (HESG) Agreement with the County of Fresno Department of Social Services for implementation of the joint COVID-19 homelessness response plan
 3. Approve a \$87,020 Housing Opportunities for Persons with AIDS (HOPWA) Agreement with WestCare California for COVID-19 response
 4. ***RESOLUTION - Adopting the 49th amendment to the Annual Appropriation Resolution No. 2019-133 appropriating \$2,196,100 for COVID-19 related homeless and special needs services through federal entitlement grant programs (Requires 5 affirmative votes) (Subject to Mayor's veto)

The above item was continued to June 18, 2020

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

Aye: 6 - Arias, Caprioglio, Soria, Chavez, Bredefeld and Esparza

No: 1 - Karbassi

- 1-K** [ID](#)
[20-00680](#) Award a Construction Contract to Smith Construction Company, Inc., in the amount of \$375,955.12, for construction of well site improvements at Pump Station 60A, located at 728 W Vassar Avenue (Bid File 3726) (Council District 1)

The above item was continued to June 18, 2020

On motion of Councilmember Soria, seconded by President Arias, that the above Action Item be continued. The motion carried by the

following vote:

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

- 1-S** [ID](#) RESOLUTION - Approving a grant application for \$1,904,000 in formulaic funds from the Local Partnership Program (LPP) for the Veterans Boulevard Interchange and Extension Project Phase 4b and Authorizing the execution of grant documents and agreements by the Public Works Director or designee (Council District 2)

Councilmember Soria requested the item come back to Council for approval of the matching dollars.

RESOLUTION 2020-127 ADOPTED

On motion of President Arias, 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

4. CITY COUNCIL

- 4-A** [ID](#) Actions pertaining to Services Agreement with Kosmont Companies:

1. Approve Second Amendment to Services Agreement with Kosmont Companies, dated June 5, 2019, adding \$5,000 for additional services related to the formation of the Fresno Enhanced Infrastructure Financing District.
2. ***RESOLUTION - Adopting the 56th amendment to the Annual Appropriation Resolution No. 2019-133 appropriating \$80,000 for costs associated with formation of the Fresno Enhanced Infrastructure Financing District. (Requires 5 affirmative votes) (Subject to Mayor's veto)

The item was moved under Consent Calendar by Councilmember Esparza. Councilmember Bredefeld pulled the item from Consent Calendar and moved it to Contested Consent for further discussion.

The above item was introduced to Council by Councilmember Esparza, District 7. Upon call, there was no public comment.

Councilmember Bredefeld asked why there is a second amendment so quickly and asked about the increase to the contract. Councilmember Esparza responded.

RESOLUTION 2020-130 ADOPTED

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

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

- 1-T [ID](#) Actions pertaining to the Requirements Contract to Furnish and Install
[20-00616](#) Slurry Seal on Various Streets - Bid File No. 9539 (All Districts)
1. Adopt a finding of Categorical Exemption per staff determination, pursuant to Section 15301/Class 1, of the California Environmental Quality Act guidelines
 2. Award a requirements contract to Sierra Nevada Construction, Inc. of Sparks, Nevada with an annual budgeted allocation of \$2,863,389

Councilmember Soria asked questions regarding multiple year agreements, if there is away out of the program if there becomes a shortfall, and if there were any local bidders for the project. Director Mozier responded.

Council Vice President Caprioglio thanked Director Mozier for all his work on the project.

APPROVED

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

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

2. SCHEDULED COUNCIL HEARINGS AND MATTERS

10:00 A.M.

- [ID](#) HEARING to consider the vacation of a portion of Mono Street and a
[20-00674](#) portion of the R Street and S Street alley, east of R Street (Council District

3)

1. ***RESOLUTION - Ordering the vacation of a portion of Mono Street and a portion of the R Street and S Street alley, east of R Street (Subject to Mayor's Veto)

The item was called to order at 11:02 A.M. There was no introduction to Council, no Council discussion and no public comment.

RESOLUTION 2020-129 ADOPTED

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

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

10:30 A.M.

[ID 20-00752](#) WORKSHOP - Building Community Trust and Accountability While Protecting Social Justice, Presented by Fresno State and National Association for the Advancement of Colored People (NAACP)

The above Workshop was presented to Council by D'Aungillique Jackson, Marcel Woodruff, Denise Rogers-Heydt, Joshua Slack, JePahl White, Shantay Davies-Balch, and Pastor David Criner with The National Association for the Advancement of Colored People (NAACP).

Upon call, the following members of the public addressed Council: Kassandre Clayton, Ivanka Saunders, Lisa Flores, Carolina Garza De Luna, Heather Brown, Matthew Woodward, Kimberly McCoy, Bryan Patterson, Arthur Callahan, Jadiel Mateo, Amber Crowell, Matthew Gillian, Daniel Paul, Andrew Hulshut, Cesar Casamayor, James Mendez, Mr. John D., James Pitts and Former Mayor Ashley Swearengin.

City Council recessed into Closed Session at 12:30 P.M. and returned from Closed Session at 1:39 P.M.

1:00 P.M. #1

[ID 20-00640](#) Approve the Fourth Amendment to the Amended and Restated Memorandum of Understanding between the County of Fresno and the City of Fresno, dated January 6, 2003, relating to annexation, development, and

property and sales tax allocation.

Council Vice President Caprioglio left the meeting at 1:39 P.M.

The above item was introduced to Council by Assistant City Manager Sumpter, City Manager's Office. Upon call, the following member of the public addressed Council: Lisa Flores.

Discussion was held between Councilmembers and the Administration regarding the proposed one year extension of the Memorandum of Understanding (MOU).

Councilmember Soria suggested the extension be reduced to 90 days.

Councilmember Soria motioned to extend for 90 days rather than a year. Council President Arias seconded the motion.

Councilmember Chavez asked City Attorney Sloan what the legal recourse was. City Attorney Sloan responded if the City of Fresno does not have an agreement, every property the City has is annexed and would need to negotiate each annex separately.

Council President Arias suggested to move forward with the 90 day extension and look to legal counsel on getting a larger portion of the sales tax.

Councilmember Bredefeld requested the Administration share the matrix with the Council.

Councilmember Soria modified her motion and to go forward with 60 days with direction to the Administration to provide the matrix to the Council.

Councilmember Karbassi asked for an item to be placed on the June 18, 2020 under closed session and requested the 90 days extension instead of 60 days.

Councilmember Soria restated her motion to approve to extend for 90 days and direct the City Attorney's Office to come back on June 18, 2020 with a

closed session item.

APPROVED AS AMENDED

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

Aye: 4 - Arias, Soria, Bredefeld and Esparza

No: 2 - Karbassi and Chavez

Absent: 1 - Caprioglio

City Council recessed the regular meeting and opened the special emergency open session meeting at 2:13 P.M.

The special emergency meeting adjourned at 2:59 P.M. and City Council resumed the regular meeting at 3:00 P.M.

1:00 P.M. #2 Budget Hearings

[ID](#) Finance Department
[20-00732](#)

The above item was continued from June 9, 2020.

Director Lima presented the Finance Department budget to Council. Upon call, the following members of the public addressed Council: Ivanka Saunders. There was no Council discussion. There were no directions and motions made by Council.

[ID](#) Information Services Department
[20-00737](#)

The above item was continued from June 9, 2020.

Director Horn, presented the Information Services Department budget to Council. Upon call, there was no public comment. There were no motions made by Council.

Councilmember Esparza directed Director Horn to provide a status update on integration of Apple products.

[ID](#) Personnel Services Department
[20-00738](#)

Director Cardell presented the Personnel Services Department budget to Council. Upon call, there was no public comment.

Councilmember Soria requested a report of the ethnic breakdown of City Employees by bargaining unit.

Council President Arias requested a report on the Liability fund with the top five departments that have most financial risk in the last five years and with the most settlements in litigation.

Councilmember Soria requested a report on the amount of COVID-19 reimbursement Personnel Services Department is expecting to date.

[ID](#) Planning and Development Department
[20-00734](#)

Director Clark presented the Planning and Development Department budget to Council. Upon call, the following member of the public addressed Council: Ivanka Saunders.

Discussion was held between Councilmembers and Director Clark regarding the vacant positions in the department.

Council President Arias asked Director Clark to call a Community Development Block Grant (CDBG) meeting and asked that the Clerk bring back appointments for the Council to appoint members to the CDBG on June 18, 2020 regular Council meeting.

Councilmember Esparza requested a status report on Parking District 10.

Councilmember Soria requested a report of where building permits are being pulled in the City of Fresno.

[ID](#) Department of Public Utilities
[20-00735](#)

Director Carbajal presented the Department of Public Utilities budget to

*Council. Upon call the following member of the public addressed Council:
Ivanka Saunders.*

Councilmember Soria requested a memo be provided to Council with how many families are benefiting from the Low Income Program and what is being done to help the residents out during COVID-19.

Council President Arias requested an update on the following: he purple pipe, Recycling Water Program, the well issues under litigation and the homeless trash tonnage being picked up from encampments. He asked for the department to find a way to fund appliance pickup instead of using Council funds.

Councilmember Soria asked how many Police Department employees does Department of Public Utilities have working towards the liter enforcement clean-up.

Council President Arias requested a follow up with Director Carbajal regarding the solid waste plastic can lids.

3. GENERAL ADMINISTRATION

- 3-A** [ID](#) ***Resolution - Approve the 54th Amendment to Annual Appropriations
[20-00717](#) Resolution No. 2019-133 to Appropriate \$10,000,000 for the Purpose of
Funding Additional COVID-19 Testing and Contact Tracer Services (Requires 5
affirmative votes) (Subject to Mayor's Veto)

The above item was removed from the agenda per staff.

CLOSED SESSION (CONTINUED)

*City Council recessed into Closed Session at 4:27 P.M. and returned from
Closed Session at 4:43 P.M.*

*There was no announcements after Closed Session and the below item was
discussed.*

- 5-A** [ID](#) CONFERENCE WITH LABOR NEGOTIATORS - Government Code
[20-00687](#) Section 54957.6
City Negotiators: Jeffrey Cardell, Richard Boyd
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), 13. Unrepresented Employees in Unit 2 (Non-Represented Management and Confidential Classes): Airport Public Safety Manager, Assistant City Attorney, Assistant City Manager, Assistant Controller, Assistant Director, Assistant Director of Personnel Services, Assistant Director of Public Utilities, Assistant Director of Public Works, Assistant Police Chief, Assistant Retirement Administrator, Budget Analyst, Budget Manager, Chief Assistant City Attorney, Chief Information Officer, Chief of Staff to Councilmember, Chief of Staff to the Mayor, City Attorney (City Negotiator, Council President Arias), City Attorney Investigator, City Clerk (City Negotiator, Council President Arias), City Engineer, City Manager (City Negotiator, Mayor Brand), Community Coordinator, Community Outreach Specialist, Controller, Council Assistant, Deputy City Attorney II, Deputy City Attorney III, Deputy City Manager, Director, Director of Aviation, Director of Development, Director of Personnel Services, Director of Public Utilities, Director of Transportation, Economic Development Coordinator, Economic Development Director, Executive Assistant to Department Director, Executive Assistant to the City Attorney, Executive Assistant to the City Manager, Fire Chief, Governmental Affairs, Manager, Human Resources Manager, Independent Reviewer, Internal Auditor, Investment Officer, Labor Relations Manager, Management Analyst II, Payroll Accountant, Payroll Manager, Police Chief, Principal Budget Analyst, Principal Internal Auditor, Public Affairs Officer, Public Works Director, Retirement Administrator, Retirement Benefits Manager, Senior Budget Analyst, Senior Deputy City Attorney I, Senior Deputy City Attorney II, Senior Deputy City Attorney III, Senior Human Resources/Risk Analyst, Senior Law Clerk, Supervising Deputy City Attorney

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

UNSCHEDULED COMMUNICATION

Unscheduled Communication was taken with Consent Calendar items.

eComments

[ID](#)

eComments and Emails received for June 11, 2020 Regular Meeting

[20-00865](#)

ADJOURNMENT

City Council adjourned at 4:43 P.M. in memory of Council Vice President Caprioglio's mother-in-law Estella Aguirre Chavez