

City of Fresno

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



Meeting Agenda - Final-revised

Thursday, August 18, 2022

9:00 AM

Regular Meeting

Council Chambers (In Person And/Or Electronic)

City Council

President - Nelson Esparza

Vice President - Tyler Maxwell

Councilmembers:

Esmeralda Z. Soria, Mike Karbassi, Miguel Angel Arias, Luis Chavez,

Garry Bredefeld

City Manager - Georgeanne A. White

Interim City Attorney - Rina Gonzales

City Clerk - Todd Stermer, CMC

PUBLIC ADVISORY:

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

You can also participate in the meeting on our City's website click on the URL <https://fresno.legistar.com/Calendar.aspx> and click on the "In progress" link under "video" for the corresponding meeting. The Council meeting can also be viewed live at 9:00 A.M. on Comcast Channel 96 and AT&T Channel 99.

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

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

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

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

b) eComments will be a maximum of 450 words.

OR

2. You are invited to a Zoom webinar.

When: August 18, 2022, 9:00 AM Pacific Time (US and Canada)

Topic: August 18, 2022, Regular Meeting

a) Register in advance for this webinar:

https://zoom.us/webinar/register/WN_dkvtwtbUR2aLXbAhkgAw-w

After registering, you will receive a confirmation email containing information about joining the webinar.

b) If you do not wish for your name to appear on the screen, then use the drop down menu and click on "rename" to rename yourself.

c) If you wish to address Council during the public comment portion of the agenda, click on the icon labeled "Participants" at the bottom center of your PC or Mac screen. At the bottom of the window on the right side of the screen, click the icon labeled "RaiseHand". Your digital hand will now be raised.

d) Those addressing Council must state their name for the record.

e) To facilitate electronic access, no person shall speak until recognized by the Presiding Officer.

OR

3. Email: to clerk@fresno.gov

a) Residents may also email comments to be read during the meeting. Please include the agenda date and item number you wish to speak on in the subject line of your email.

b) Emails will be a maximum of 450 words.

c) All comments received will be distributed to Council prior and during the meeting and will be a part of the official record.

Pursuant to Rule 11 (c) of the Rules of Procedure for the City Council of the City of Fresno, no documents shall be accepted for Council review unless submitted to the City Clerk at least 24 hours prior to the Council Agenda item be heard.

All participants will be on mute until they are called upon at which point they will be unmuted. To prevent participants from having their video on, we will remove the option to show their video.

The City of Fresno's goal is to comply with the Americans with Disabilities Act, If you need additional accommodations such as interpreters, sign language signers, or the services of a translator, please contact the office of the City Clerk at (559) 621-7650 or clerk@fresno.gov. To ensure availability, you are advised to make your request at least three business days prior to the meeting.

The City of Fresno thanks you in advance for taking all precautions to prevent spreading COVID19 virus.

9:00 A.M. ROLL CALL

Invocation

Pledge of Allegiance to the Flag

APPROVE AGENDA

CEREMONIAL PRESENTATIONS

COUNCILMEMBER REPORTS AND COMMENTS

MAYOR/MANAGER REPORTS AND COMMENTS

UNSCHEDULED COMMUNICATION

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

1. CONSENT CALENDAR

1.-A. [ID 22-1308](#) Approval of minutes for August 11, 2022, Regular Meeting.

Sponsors: Office of the City Clerk

1.-B. [ID 22-1250](#) Actions pertaining to Commercial Cannabis Activity:
1. Approve the Second Amendment to the software service and support agreement with OpenGov, Inc., in the amount of \$27,500 for a total contract value of \$99,150, for software services, support, and professional services.

Sponsors: Office of Mayor & City Manager

1.-C. [ID 22-1273](#) ***RESOLUTION - Adopting the 572nd Amendment to the Master Fee Schedule Resolution No. 80-420 to add various fees for the Tower Theatre in the General Government Section (Subject to Mayor's Veto).

Sponsors: Office of Mayor & City Manager

- 1.-D. [ID 22-1276](#) Approve the award of a purchase contract to Fire Apparatus Solutions of Rialto, California, for the purchase of two Smeal heavy fire apparatuses in the amount of \$2,158,724 for the Fresno Fire Department

Sponsors: General Services Department

- 1.-E. [ID 22-1053](#) Actions pertaining to the use of Parking Garage 7:
1. Adopt a finding of Categorical Exemption pursuant to Section 15301 (Existing Facilities) of the California Environmental Quality Act Guidelines.
 2. Approve the Second Amendment to the License Agreement between the City of Fresno, and T-Mobile West, LLC., to license use of certain real property, together with access and utility rights located at the Fresno City Parking Garage 7 (801 Van Ness Avenue, Fresno, CA 93721) for four (4) five-year terms and total contract revenue of \$436,920 (District 3)

Sponsors: Planning and Development Department

- 1.-F. [ID 22-1323](#) Actions pertaining to supplemental Emergency Solutions Grant funding provided by the U.S. Department of Housing and Community Development Office of Community Planning and Development (HUD CPD) to prevent, prepare for, and respond to the Coronavirus:

1. Approve a First Amendment to the Emergency Solutions Grant-Coronavirus (ESG-CV) agreement between the City of Fresno and Poverello House to extend the term of the agreement through September 30, 2023 and increase the funding by \$304,180 for a total award of \$671,605 for Street Outreach within the City of Fresno.
2. Approve the sixth revision of the Emergency Solutions Grant-Coronavirus (ESG-CV) Activity Allocations to allocate \$777,284.21 of ESG-CV funds to activities for Street Outreach and Emergency Shelter operations.

Sponsors: Planning and Development Department

- 1.-G. [ID 22-873](#) RESOLUTION - Authorizing the Submission of a Grant Application to the United States Department of

Transportation Safe Streets and Roads for All Discretionary Grant Opportunity for a Vision Zero Action Plan Project Totaling Up to \$1 Million in Request for Funding; and Authorizing the Execution of Grant Application and Grant Agreement Documents by the Public Works Director or Designee (Citywide)

Sponsors:

Public Works Department

1.-H. [ID 22-914](#)

***RESOLUTION - Adopting the Artistic Crosswalk Policy (Subject to Mayor's veto) (Citywide)

Sponsors:

Public Works Department

1.-I. [ID 22-1266](#)

Actions pertaining to West Audubon Drive Street Reconstruction at West Nees Avenue (Council District 2)
1. Approve an Agreement with Pacific Gas and Electric Company (PG&E) in the amount of \$85,700.00 to relocate telecommunication facilities associated with the relocation of electrical facilities. (Council District 2)

Sponsors:

Public Works Department

1.-J. [ID 22-1324](#)

Actions pertaining to the Orange Avenue and Central Avenue Intersection Improvement Project - Bid File No. 3833 (Council District 3):

1. Adopt a finding of Categorical Exemption per staff determination, pursuant to Section 15301 of the California Environmental Quality Act (CEQA) guidelines
2. Award a construction contract in the amount of \$2,582,991 to Avison Construction, Inc. of Madera, California

Sponsors:

Public Works Department

1.-K. [ID 22-1326](#)

BILL (for introduction) - Amending Section 6-520 of the Fresno Municipal Code, relating to regulations for urban water conservation

Sponsors:

Department of Public Utilities

1.-L. [ID 22-1281](#)

***RESOLUTION - Adopt the Third Amendment to the FY 2023 Salary Resolution No. 2022-152, amending Section 9, subsection 1.b; and Exhibit 2, Non-Represented Management and Confidential Classes adding the new

classification of Project Liaison/Program Administrator and the respective new E13 salary range, retitling the Labor Relations Manager to Chief Labor Negotiator and modifying the salary range from E7 to E6, modifying the Deputy City Manager salary range from E7 to E6, and retitling the Principal Labor Relations Analyst to Principal Labor Relations/Risk Analyst, effective August 22, 2022 (Subject to Mayor's Veto)

Sponsors:

Personnel Services Department

1.-M. [ID 22-429](#)

***RESOLUTION - Confirming emergency conditions continue to directly impact the ability of legislative bodies to meet safely in person, and authorizing remote teleconference meetings of City legislative bodies for 30 days, pursuant to Brown Act provisions (Subject to Mayor's Veto).

Sponsors:

Council President Esparza

1.-N. [ID 22-1317](#)

Approval of the appointment of Leonela Harari to the City of Fresno Women's Commission.

Sponsors:

Councilmember Chavez

1.-O. [ID 22-1327](#)

Actions pertaining to acceptance of State of California funds allocated to the City of Fresno as pass-through entity to be distributed to local non-profits pursuant to AB 178:

1. *** RESOLUTION - Accepting \$7 million in state funds to the City of Fresno, as pass-through entity for Arte Americas; Accepting \$1.5 million in state funds to the City of Fresno, as pass-through entity for Neighborhood Industries; and accepting \$1 million in state funds to the City of Fresno, as pass-through entity for Planned Parenthood Mar Monte (Subject to Mayor's veto)
2. ***RESOLUTION - Adopting the 5th Amendment to the Annual Appropriation Resolution (AAR) No. 2022-154 to appropriate \$7 million from the State of California to the City of Fresno as pass-through entity, which funds are earmarked for local non-profit Arte Americas (Requires 5 votes)(Subject to Mayor's veto)
3. ***RESOLUTION - Adopting the 6th Amendment to the Annual Appropriation Resolution (AAR) No. 2022-154 to

appropriate \$1.5 million from the State of California to the City of Fresno as pass-through entity, which funds are earmarked for local non-profit Neighborhood Industries (Requires 5 votes)(Subject to Mayor's veto)

4. ***RESOLUTION - Adopting the 7th Amendment to the Annual Appropriation Resolution (AAR) No. 2022-154 to appropriate \$1 million from the State of California to the City of Fresno as pass-through entity, which funds are earmarked for local non-profit Planned Parenthood Mar Monte (Requires 5 votes)(Subject to Mayor's veto)

5. Approve subrecipient agreement between the City as grantor and Arte Americas for \$7 million

6. Approve subrecipient agreement between the City as grantor and Neighborhood Industries for \$1.5 million

7. Approve subrecipient agreement between the City as grantor and Planned Parenthood Mar Monte for \$1 million

Sponsors:

Councilmember Arias, Councilmember Soria and Councilmember Chavez

1.-P. [ID 22-1328](#)

Approval of the appointment for Laura Ward to the City of Fresno Woman's Commission.

Sponsors:

Councilmember Soria

CONTESTED CONSENT CALENDAR

2. SCHEDULED COUNCIL HEARINGS AND MATTERS

10:00 A.M. Joint Meeting of The City Council, The City in Its Capacity as Housing Successor to the Redevelopment Agency of the City of Fresno and The Fresno Revitalization Corporation

[ID 22-1330](#)

Actions pertaining to the Amended and Restated Disposition and Development Agreement between the City of Fresno and Noyan Frazier Capital, L.P., for The Park at South Fulton Street (South Stadium)

1. RESOLUTION-Finding Good Cause and Public Benefit for Extension of the South Fulton Street Mixed Use Residential Rental Project Pursuant to the Fresno Municipal Code Section 4-204 Relating to the disposition of real property

(APN 468-282-22T, 468-282-05T, 468-282-23T)(Requires 5 affirmative votes)

2. Consider Request from Noyan Frazier Capital L.P. for a Second Amendment to the Amended and Restated Disposition and Development Agreement

Sponsors: Successor Agency to the Redevelopment Agency of the City of Fresno

10:05 A.M.

[ID 22-1316](#) Appearance by Amanda Hyde to discuss “rent control and rent increase protection” (Resides in District 1)

Sponsors: Office of the City Clerk

3. GENERAL ADMINISTRATION

3.-A. [ID 22-1286](#) WORKSHOP - Parkway Drive Shelter Operations and Future Plan

Sponsors: Planning and Development Department

3.-B. [ID 22-1248](#) Actions pertaining to homeless services agreements provided under the Homeless Housing, Assistance, and Prevention (HHAP) program:

1. Approve a First Amendment to the Agreement with Elevate Community Services (Elevate) to extend the Term to operate the Ambassador Inn as a low-barrier emergency homeless shelter and increase funding by \$789,531.75 for a total award amount of \$1,619,520.25.

2. Approve a First Amendment to the Agreement with Elevate Community Services (Elevate) to extend the Term to operate the Villa Motel as a low-barrier emergency homeless shelter and increase funding by \$789,531.75 for a total amount of \$1,668,959.75.

Sponsors: Planning and Development Department

3.-C. [ID 22-1287](#) Actions pertaining to using the Villa Motel located at 817 N. Parkway Drive, Fresno 93728, as an interim low-barrier homeless shelter:

1. Adopt a finding of Categorical Exemption pursuant to

Section 15301 of the California Environmental Quality Act (CEQA) guidelines; and

2. Affirm City's Manager's determination with RH Community Builders LP is uniquely qualified; and
3. Approve a Repair Services Agreement with the RH Community Builders LP not to exceed \$4,702,108 (District 3) Planning and Development Department

Sponsors:

3.-D. [ID 22-1288](#)

Actions pertaining to using the Ambassador Inn located at 1804 W. Olive Avenue, Fresno 93728, as an interim low-barrier homeless shelter:

1. Adopt a finding of Categorical Exemption pursuant to Section 15301 of the California Environmental Quality Act (CEQA) guidelines; and
2. Affirm the City Manager's finding that RH Community Builders LP, is uniquely qualified; and
3. Approve a Repair Services Agreement with the RH Community Builders LP not to exceed \$5,981,700 (District 3)

Sponsors:

Planning and Development Department

4. CITY COUNCIL

5. CLOSED SESSION

ADJOURNMENT

UPCOMING SCHEDULED COUNCIL HEARINGS AND MATTERS

September 15, 2022

10:10 A.M. - Public Hearing on the Consolidated Annual Performance Evaluation Report for PY 2021

October 13, 2022

10:00 A.M. - HEARING to adopt resolutions and ordinance to annex territory and levy a special tax regarding CITY OF FRESNO COMMUNITY FACILITIES DISTRICT NO. 11, Annexation No. 133 (Final Tract Map No. 6310) (property located on north side of West Dakota Avenue between North Hayes & North Polk Avenues) (Council District 1)

UPCOMING EMPLOYEE CEREMONIES

October 19, 2022 - Employee of the Fall Quarter

November 16, 2022 -Employee Service Awards

2022 CITY COUNCIL MEETING SCHEDULE

AUGUST 25, 2022 - NO MEETING

SEPTEMBER 1, 2022 - 9:00 A.M.

SEPTEMBER 8, 2022 - NO MEETING

SEPTEMBER 15, 2022 - 9:00 A.M.

SEPTEMBER 22, 2022 - NO MEETING

SEPTEMBER 29, 2022 - 9:00 A.M.

OCTOBER 6, 2022 - NO MEETING

OCTOBER 13, 2022 - 9:00 A.M.

OCTOBER 20, 2022 9:00 A.M.

OCTOBER 27, 2022 - NO MEETING

NOVEMBER 3, 2022 - 9:00 A.M.

NOVEMBER 10, 2022 - NO MEETING

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

NOVEMBER 24, 2022 - NO MEETING

DECEMBER 1, 2022 - 9:00 A.M.

DECEMBER 8, 2022 - NO MEETING

DECEMBER 15, 2022 - 9:00 A.M.

DECEMBER 22, 2022 - NO MEETING

DECEMBER 29, 2022 - NO MEETING