

City of Fresno

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



Meeting Minutes - Final

Thursday, May 21, 2020

11:00 AM

Notice of Special Emergency Closed and Open Session 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

The City Council met in special emergency closed and open session meeting, City Hall on the date and time written above.

11:06 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

APPROVE AGENDA

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

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

Open Session

- C. [ID 20-00668](#) ***Approve the 48th Amendment to Annual Appropriations Resolution No. 2019-133 to Appropriate \$1,012,900 for the Purpose of Funding the Transfer of State of California COVID-19 Emergency Homeless Funding to the County of Fresno (Requires 5 Votes) (Subject to Mayor's veto)

The above item was introduced to Council by Council President Arias, District 3. There was no Council discussion and no public comment.

RESOLUTION 2020-119 ADOPTED

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

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

- B. [ID 20-00664](#) Approve Resolution concerning implementation of the COVID-19 Housing Retention Grant Program.

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

1. Upon call, there was no public comment.

Councilmember Karbassi amended the motion to include a new section 3 to the Resolution moving the current number 3 to number 4, stating "any contract over \$50,000 shall return to Council for a vote, at a special or emergency meeting. The City Administration shall oversee the program, ensuring compliance with any applicable restrictions on use of allocated funding." Council Vice President Caprioglio and Councilmember Soria agreed to the amended motion.

Discussion was held between Councilmembers regarding the CARES Act money, the Housing Retention Grant Program subcommittee, members on the subcommittee are Councilmember Soria, Councilmember Chavez and Council President Arias. There are no General Fund or Community Development Block Grant (CDBG) Fund dollars being used, and if the funds can be used on any illegal individuals.

Councilmember Bredefeld stated he does not support the above item.

Councilmember Karbassi asked City Attorney Sloan if Council is violating any laws in moving forward with the above item regarding undocumented individuals. City Attorney Sloan stated this resolution does not violate the law.

RESOLUTION 2020-118 ADOPTED AS AMENDED

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

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

No: 1 - Bredefeld

Closed Session

[ID](#)
[20-00662](#)

CONFERENCE WITH LEGAL COUNSEL - PUBLIC SECURITY - Government Code Section 54957(a):

Matters posing a threat to the security of public buildings, the security of essential public services, and to the public's right of access to public services and public facilities, and related actions pertaining to the

Declaration by Governor Newsom of a State of Emergency to Help State Prepare for Broader Spread of COVID-19, and related local concerns.

City Council recessed into Closed Session at 11:27 A.M. and returned from Closed Session at 12:14 P.M.

There was no announcement after Closed Session and the above item was discussed.

City Council recessed for lunch at 12:14 P.M. and returned from lunch at 1:43 P.M.

- A. [ID 20-00663](#) Consider emergency amendment to FMC Article 5, Emergency Services Ordinance, adding Section 2-515 to the Fresno Municipal Code regarding outdoor dining during the COVID-19 pandemic emergency, and adopt a finding that the ordinance is exempt from the requirements of CEQA pursuant to Section 15269(c) of the CEQA Guidelines (requires 5 affirmative votes).

The above item was introduced to Council by Councilmember Karbassi, District 2, Council Vice President Caprioglio, District 4. Upon call, the following member of the public addressed Council: Lisa Flores.

Councilmember Soria amended the motion to include in section (a) City property and permission of the City Manager. Councilmember Karbassi and Council Vice President Caprioglio agreed to the amendment to the motion.

Councilmember Esparza asked City Attorney Sloan if any part of the Ordinance is out of State guidelines or compliance and how does City of Fresno settle any business disputes or complaints. City Attorney Sloan responded.

BILL 20/ORDINANCE 2020-020 ADOPTED AS AMENDED

On motion of Vice President Caprioglio, seconded by Councilmember Karbassi, 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

ADJOURNMENT

City Council adjourned the special emergency closed and open session

meeting at 2:00 P.M.