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CITY OF FRESNO  
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Agenda Date: 4/8/2021  
Council Meeting

# FRESNO CITY COUNCIL



## Information Packet

### ITEM(S)

#### File ID 21-566 (1-AA)

\*\*\*RESOLUTION - Revoking the declaration of APN 452-114-34T as surplus property (Subject to Mayor's Veto)

### Contents of Supplement: Resolution.

### Item(s)

#### **Supplemental Information:**

Any agenda related public documents received and distributed to a majority of the City Council after the Agenda Packet is printed are included in Supplemental Packets. Supplemental Packets are produced as needed. The Supplemental Packet is available for public inspection in the City Clerk's Office, 2600 Fresno Street, during normal business hours (main location pursuant to the Brown Act, G.C. 54957.5(2)). In addition, Supplemental Packets are available for public review at the City Council meeting in the City Council Chambers, 2600 Fresno Street. Supplemental Packets are also available on-line on the City Clerk's website.

#### **Americans with Disabilities Act (ADA):**

The meeting room is accessible to the physically disabled, and the services of a translator can be made available. Requests for additional accommodations for the disabled, sign language interpreters, assistive listening devices, or translators should be made one week prior to the meeting. Please call City Clerk's Office at 621-7650. Please keep the doorways, aisles and wheelchair seating areas open and accessible. If you need assistance with seating because of a disability, please see Security.

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE COUNCIL OF THE CITY OF  
FRESNO, CALIFORNIA, REVOKING THE DECLARATION  
OF APN 452-114-34T AS SURPLUS PROPERTY

WHEREAS, the property located at the southeast corner of Broadway and Elizabeth, APN 452-114-34T (Property), was declared surplus on August 27, 2020, by Resolution No. 2020-212; and

WHEREAS, Notices of Availability were sent on September 1, 2020, and notices of interest were received by Lowell CDC and Reza Assemi; and

WHEREAS, pending litigation regarding the validity of Measure P, a local tax to support parks, was resolved in 2021, which will result in sufficient funds for the City to develop the Property as a park; and

WHEREAS, in light of the availability of Measure P funds, the City intends to develop the Property as a park and it is no longer surplus; and

WHEREAS, Lowell CDC and Reza Assemi agree to withdraw their notices of interest and consent to the City retaining the Property and developing it as a park; and

WHEREAS, Section 202(a)(2)(D)(iii) of the Surplus Land Act Guidelines provide for withdrawal of a Notice of Availability; and

WHEREAS, the City intends to withdraw its Notice of Availability for the Property.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Fresno as follows:

1. Resolution No. 2020-212 declaring APN 452-114-34T to be is hereby revoked.

2. The City Manager, or designee, is requested to send a notice of withdrawal to all housing sponsors, local public entities, HCD, and any other developers to which the notice of availability was sent pursuant to Section 202(a)(2)(D)(iii) of the Surplus Land Act Guidelines.

3. This resolution shall be effective upon final approval.

\* \* \* \* \*

STATE OF CALIFORNIA )  
COUNTY OF FRESNO ) ss.  
CITY OF FRESNO )

I, YVONNE SPENCE, City Clerk of the City of Fresno, certify that the foregoing resolution was adopted by the Council of the City of Fresno, at a regular meeting held on the \_\_\_\_\_ day of \_\_\_\_\_ 2021.

AYES :  
NOES :  
ABSENT :  
ABSTAIN :

Mayor Approval: \_\_\_\_\_, 2021  
Mayor Approval/No Return: \_\_\_\_\_, 2021  
Mayor Veto: \_\_\_\_\_, 2021  
Council Override Vote: \_\_\_\_\_, 2021

YVONNE SPENCE, MMC CRM  
City Clerk

By: \_\_\_\_\_  
Deputy Date

APPROVED AS TO FORM:  
DOUGLAS T. SLOAN  
City Attorney

By: \_\_\_\_\_  
Laurie Avedisian-Favini Date  
Assistant City Attorney