



City of Fresno

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

Meeting Minutes - Final City Council

President - Paul Caprioglio

Vice President - Sal Quintero

Councilmembers:

Oliver L. Baines, III, Lee Brand, Steve Brandau,

Clinton J. Olivier, Esmeralda Z. Soria

City Manager - Bruce Rudd

City Attorney - Douglas T. Sloan

City Clerk - Yvonne Spence, CMC

Thursday, September 15, 2016

1:30 PM

Council Chambers

Regular Session

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

1:31 P.M. ROLL CALL

Present: 6 - President Paul Caprioglio
Vice President Sal Quintero
Councilmember Oliver L. Baines III
Councilmember Steve Brandau
Councilmember Clinton Olivier
Councilmember Esmeralda Soria

Absent: 1 - Councilmember Lee Brand

Councilmember Baines III was absent during roll call but entered the Council Chamber at 2:27 P.M.

Invocation by Pastor Brad Bell of The Well

Pledge of Allegiance to the Flag

APPROVE AGENDA

City Clerk Spence announced the following changes to the agenda: Consent Calendar item 1-M (File ID 16-1081) has been removed from the agenda and will be brought back to Council on September 22, 2016; the 2:05 P.M. Scheduled Matter (File ID 16-1004) was both an Agency and City action, and; the following clarification was read into the record for Consent Calendar item 1-P (File ID 16-803) "The version of the ordinance to be

adopted is the one provided in the supplement because it reflects the ordinance bill that was introduced at the last hearing by the Council. Changes to Section 15-104-A were included in the introduction and it is also included in the action for today."

APPROVED AS AMENDED

On motion of Councilmember Soria, seconded by Vice President Quintero, the Agenda was adopted as amended. The motion carried by the following vote:

Aye: 5 - Caprioglio, Quintero, Brandau, Olivier and Soria

Absent: 2 - Baines III and Brand

APPROVE MINUTES

[ID16-158](#) Approval of minutes from September 1, 2016

City Clerk Spence announced the following change to the minutes of September 1, 2016: with regards to the 5:00 P.M. Scheduled Hearing (File ID 16-1002) the minutes should reflect that Bill B-34 was introduced AS AMENDED and adopted as Ordinance 2016-31.

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

Aye: 5 - Caprioglio, Quintero, Brandau, Olivier and Soria

Absent: 2 - Baines III and Brand

COUNCILMEMBER REPORTS AND COMMENTS

Councilmember Brandau reported that the Fresno State Football team won their home opener the previous week.

Councilmember Brandau also reported that he had a "fantastic" tour of the Fulton Street project by the Administration and Public Works staff. He learned the first two phases of the project would be the North and South ends of the street followed by the third phase which would be the middle of the street. He was happy to announce that the challenges had been worked out with relatively few change orders and the project was on time and on budget.

Councilmember Brandau announced that River Tree Fresno was planning a

clean-up operation on the San Joaquin River on September 17. He invited everyone interested in volunteering to meet him at the Starbucks at Herndon and Goldenstate Avenues at 8:30 A.M. for the cleanup, which would last until 1:30 P.M.

Councilmember Olivier asked Assistant Director Zack to explain the comment period for the Downtown Plan and the Fulton Corridor Specific Plan. Director Zack and Deputy City Attorney Kolluri replied that the statutory period closed Monday, September 12 but noted that people could submit comments for Council consideration up to 24 hours before the item was heard by Council.

Councilmember Soria thanked the administration and staff for joining her at a community meeting at Homan Elementary School to discuss issues with recycling centers. She announced that a case had been opened to look into issues and she would continue to work with staff to find a resolution.

Councilmember Soria reported that she met with the City Consultants on the Parks Master Plan. She provided her input and was excited for the planning efforts on this important issue. Councilmember Soria stated she would like to continue to assist the administration with community outreach.

Vice President Quintero announced that, on September 24th from noon to 5:00 P.M., the Mosqueda Community Center would host the annual Carnival children's event. He said the event would be lots of fun and would include one dollar hot dogs, raffles, music and information tables. This years event would honor Police and Firefighters. He thanked the PARCS department for coordinating the event that hosts approximately three thousand patrons each year.

President Caprioglio congratulated the Fresno State Football team on the home game win. He also congratulated Fresno State for being the top public university in the Country for graduation levels.

President Caprioglio reported on his attendance at a BIA Community Leadership Forum to discuss regional growth in the Fresno and Madera areas. He stated that he and Councilmember Brandau had been reaching out Madera to combine efforts for regional development.

President Caprioglio also reported that he toured the Student Cupboard at Fresno State. He explained that all students with needs could visit the

Cupboard for quality food at no cost. He thanked Mary Castro for her work at the Cupboard.

President Caprioglio spoke at the Fresno State Community Revitalization Summit which discussed the partnerships with Associated Students Incorporated, other students, and community groups in the revitalization of the El Dorado area. He explained the plan was to take those partnerships and transition them to the Sierra Madre area.

Finally, President Caprioglio announced he and several Councilmembers welcomed Mexican Consul David Preciado to City Hall for the raising of the Mexican Flag at City Hall to celebrate 206 years of Mexican Independence.

1. CONSENT CALENDAR

Councilmember Soria moved Consent Calendar item 1-I (File ID 16-1040) to the Contested Consent Calendar for further discussion.

APPROVAL OF THE CONSENT CALENDAR

On motion of Vice President Quintero, seconded by President Caprioglio, the CONSENT CALENDAR was hereby adopted by the following vote:

Aye: 5 - Caprioglio, Quintero, Brandau, Olivier and Soria

Absent: 2 - Baines III and Brand

- 1-A** [ID16-904](#) RESOLUTION - To claim funds for uncashed checks dated November 3, 2011, through December 20, 2012, and transfer said funds from "Special Fund" 63539 to the General Fund 10101

RESOLUTION 2016-168 ADOPTED

The above item was approved on the Consent Calendar.

- 1-B** [ID16-965](#) Approve a contract change order in the amount of \$31,362.15, for change order work associated with Fresno Area Express Compressed Natural Gas Station Electrical Services Upgrade project (BF 3414)

APPROVED

The above item was approved on the Consent Calendar.

- 1-C** [ID16-975](#) Award SB 90 Cost Reimbursement Claim Services Contract to

Cost Recovery Systems, Inc.

APPROVED

The above item was approved on the Consent Calendar.

- 1-D** [ID16-1001](#) Actions related to the sale of Water Pump Site 302 located near the rear of 2665 W. Beechwood Avenue (County of Fresno)
1. Adopt a finding of no possibility of significant effect pursuant to CEQA Guidelines Section 15061 and Categorical Exemption pursuant to CEQA Guidelines Section 15312 for the sale of an abandoned water well parcel.
 2. Approve the sale of a small abandoned water well parcel known as APN 500-220-06T located behind 2665 W. Beechwood Avenue, to the adjacent property owners Allen and Amy Moran

APPROVED

The above item was approved on the Consent Calendar.

- 1-E** [ID16-1003](#) Approve the Substitution of a listed Subcontractor, Taylor Drilling, for the traffic signal installation at the intersection of Blackstone and Fedora, Project ID PW00680 (Council District 7)

APPROVED

The above item was approved on the Consent Calendar.

- 1-F** [ID16-1026](#) RESOLUTION - Approving the Final Map of Tract No. 6108 and accepting dedicated public uses offered therein - northeast corner of N. Fowler Avenue and E. Clinton Avenue (Council District 4)

RESOLUTION 2016-169 ADOPTED

The above item was approved on the Consent Calendar.

- 1-G** [ID16-1028](#) Award a service contract in the amount of \$77,546.90 to Shier Aviation Corporation, dba Corporate Helicopters (San Diego, CA), to complete a manufacturer-mandated 12-year inspection of a Fresno Police Department Airbus H-120 helicopter.

APPROVED

The above item was approved on the Consent Calendar.

- 1-H** [ID16-1036](#) Actions pertaining to the 2017 Selective Traffic Enforcement

Program (STEP) grant

1. Authorize the Chief of Police to accept \$448,462 in grant funding for the 2017 STEP grant awarded to the Fresno Police Department from the National Highway Traffic Safety Administration (NHTSA) through the California Office of Traffic Safety (OTS)
2. ***RESOLUTION - 9th amendment to the Annual Appropriation Resolution (AAR) No. 2016-118 appropriating \$338,000 for the Police Department's STEP grant (Requires 5 affirmative votes)

RESOLUTION 2016-170 ADOPTED

The above item was approved on the Consent Calendar.

- 1-I [ID16-1040](#) Approval of a five-year agreement with West Fresno Family Resource Center for lead agency operation at Mary Ella Brown Neighborhood Center (Council District 3)

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

- 1-J [ID16-1041](#) Approve a contract change order in the amount of \$269,717.81 for the construction contract with Garney Construction of Livermore, California, for the Recycled Water Transmission Main, Southwest Quadrant, Project SW1C (Bid File 3439) (Council District 3 and Fresno County).

APPROVED

The above item was approved on the Consent Calendar.

- 1-K [ID16-1060](#) Actions pertaining to a Concession Agreement and Agreement for golf course operations at Airways Golf Course between the City of Fresno and Sierra Golf Management, Inc. for concessions and golf management of Airways Golf Course at Fresno Yosemite International Airport. (Council District 4):
1. Adopt finding of a Categorical Exemption pursuant to CEQA Guidelines section 15301(d), Class 1; and
 2. Approve a Concession Agreement and Agreement for golf course operations at Airways Golf Course between the City of Fresno and Sierra Golf Management, Inc. for concessions and golf management of Airways Golf Course for a term of seven months at Fresno Yosemite International Airport

APPROVED

The above item was approved on the Consent Calendar.

- 1-L [ID16-1066](#) Reject all bids for the Herndon right turn lane improvements at the intersection of Herndon and Blackstone Avenues - Bid File No. 3461 (Council District 6)

APPROVED (Bids Rejected)

The above item was approved on the Consent Calendar.

- 1-M [ID16-1081](#) Approve a consultant services agreement with Bertz-Rosa Strategy & Creative for an amount not to exceed \$172,757 for community engagement for parks and trails within the City of Fresno.

Continued to September 22, 2016

- 1-N [ID16-1052](#) Approve Contract Change Order No. 1 to the contract to reduce the original contract price by \$11,442 for a final contract price of \$10,077,577 with Mountain Cascade Inc. for the T4 3 million gallon water storage tank and booster pump station project. (Council District 3)

APPROVED

The above item was approved on the Consent Calendar.

- 1-O [ID16-1051](#) Approve an Assistance Agreement with the United States Department of the Interior, Bureau of Reclamation and accept receipt of \$300,000 grant for the Fresno School Districts Water Conservation Project to provide for local school districts to install irrigation system improvements to conserve water. (Citywide)

APPROVED

The above item was approved on the Consent Calendar.

- 1-P [ID16-1083](#) Action pertaining to Plan Amendment Application No. A-16-006, Rezone Application No. R-16-007, Development Code Text Amendment Application No. TA-16-001 and related environmental finding filed by the Development and Resource Management Department Director pertaining to 316.09 acres of property as follows:
1. ***BILL NO. B-35 - (Intro. 9/1/2016) (For adoption) - Approving Text Amendment Application No. TA-16-001 for minor changes to the Development Code in order to improve

functionality, clarity, and internal consistency. Proposed amendments affect the following standards and/or procedures: rear setbacks, private open space, fencing, signage, hours of operation for establishments serving alcohol, design standards within mixed use districts, the apartment house overlay, intersection visibility; the addition of produce stands, urban farms and large family day care to certain zone districts; the deletion of the airport environs and planned development overlay districts (due to redundancy); and posting requirements, among others (see Exhibit B for complete text amendment). The affected sections are 15-404-F, 15-904-A, 15-1004-C-1, 15-1004-D-1-a, 15-1104-D-1, 15-2006-F, 15-2305-C-2, 15-2609-B, 15-2610-E-2, 15-2611-G, 15-2735-G, 15-2741-A-7-a, Table 15-2744-A, 15-2744-C-1, 15-2747, Table 15-751-G, 15-4906-D-1, 15-4906-H, 15-5003-A, 15-5302-D, 15-5602-A, 15-6703, 15-104-A, Table 15-107-B, 15-313, Table 15-902, Table 15-1002, Table 15-1102, 15-1104-G.1, Table 15-1202, Table 15-1302, Table 15-1402, 15-1601, 15-1602, 15-1609-B, 15-2006-F, Table 15-2015-B.4, 15-2018, 15-2102-A, 15-2707, 15-2754, 15-5007-C, 15-5810-A.

ORDINANCE 2016-32 ADOPTED

The above item was approved on the Consent Calendar.

- 1-Q [ID16-1082](#) ***BILL NO. B-33 - (Intro. 9/1/2016) (For adoption) - Amending Subsection (d) of Section 2-1105 of the Fresno Municipal Code relating to threshold limits that require electronic filing of statements, reports and other documents described by Chapter 4 of the Government Code commencing with Section 84100.

ORDINANCE 2016-33 ADOPTED

The above item was approved on the Consent Calendar.

3. SCHEDULED COUNCIL HEARINGS AND MATTERS

1:30 P.M.

CEREMONIAL PRESENTATIONS

[ID16-389](#) Proclamation of "MEXICAN INDEPENDENCE DAY"

PRESENTED

[ID16-1006](#) Proclamation of "WELCOMING AMERICA WEEK"

PRESENTED

[ID16-1093](#) Proclamation of "MAXIE L. PARKS DAY"

PRESENTED

2. GENERAL ADMINISTRATION

- 2-A [ID16-855](#) RESOLUTION - Authorizing the submission of a grant application to the Fresno Council of Governments for Regional Surface Transportation Program (RSTP) funds to retrofit eligible city street lights to Light Emitting Diode (LED) and authorize the execution of application and related documents by the Public Works Director or designee (Citywide)

The above item was introduced to Council by Public Works Director Mozier. City Manager Rudd also spoke on this item.

RESOLUTION 2016-171 ADOPTED

On motion of Councilmember Brandau, seconded by Councilmember Baines III, the above item was approved. The motion carried by the following vote:

Aye: 6 - Caprioglio, Quintero, Baines III, Brandau, Olivier and Soria

Absent: 1 - Brand

3. SCHEDULED COUNCIL HEARINGS AND MATTERS **CONTINUED**

2:00 P.M.

[ID16-898](#) (HEARING CONTINUED FROM 10:00 A.M.)
CONTINUED HEARING - Regarding the vacation of a portion of N. Blythe Avenue, and a portion of a landscape and public utility easement, north of W. Minarets Avenue (Council District 2)
1.***RESOLUTION - Ordering the vacation of a portion of N. Blythe Avenue, and a portion of a landscape and public utility easement, north of W. Minarets Avenue

The above hearing was called to order at 2:28 P.M. Chief Surveyor Camit introduced the item to Council.

Upon call for public comment, no members of the public chose to address Council and public comment was closed.

The hearing was closed at 2:31 P.M.

RESOLUTION 2016-172 APPROVED

On motion of Councilmember Brandau, seconded by Councilmember Baines III, the above item was approved. The motion carried by the following vote:

Aye: 6 - Caprioglio, Quintero, Baines III, Brandau, Olivier and Soria

Absent: 1 - Brand

**2:05 P.M. JOINT MEETING OF THE CITY OF FRESNO, THE
SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF
THE CITY OF FRESNO AND THE FRESNO REVITALIZATION
CORPORATION**

The City Council, met in joint session with the Successor Agency to the Redevelopment Agency of the City of Fresno at 2:31 P.M. to discuss the following:

[ID16-1004](#) RESOLUTION - Regarding the disposition of property of approximately 1.38 acres at 1911 Merced and 1900 Tuolumne Street (APN(s) 466-206-50T and 466-206-51T)
(Council District 3)

The above item was introduced to Council by Councilmember Baines III.

The following members of the public spoke on this item: Mr. Khairalla and Mr. Tutelian.

RESOLUTION 2016-173 ADOPTED (City)

RESOLUTION SA-34 ADOPTED (Successor Agency)

CITY VOTE

On motion of Councilmember Baines III, seconded by President Caprioglio, the above item was approved. The motion carried by the following vote:

Aye: 6 - Caprioglio, Quintero, Baines III, Brandau, Olivier and Soria

Absent: 1 - Brand

SUCCESSOR AGENCY VOTE:

On motion of Chair Baines III, seconded by Vice Chair Caprioglio, the above item was approved. The motion carried by the following vote:

Aye: 6 - Caprioglio, Quintero, Baines III, Brandau, Olivier and Soria

Absent: 1 - Brand

The Joint Meeting recessed at 2:37 P.M until the Joint Closed Session at 5:31 P.M.

2:10 P.M.

[ID16-1029](#) Appearance by Costel Constantin Fuiorea to discuss the quality of water in northeast Fresno (Speaker resides in District 1)

Costel Fuiorea was not present when called at 2:37 P.M.

4. CITY COUNCIL**4-C [ID16-1094](#) RESOLUTION - To Support High Speed Rail**

Councilmember Baines III introduced the above item to Council.

Upon call for public comment, the following people addressed Council in opposition of the item: Kathy Omachi with Fresno Chinatown Revitalization; J.D. Bennette with the American Legion; Cherylyn Smith; Connie Brooks; Robert Morrissey, and; Frank Esquivel.

The following people addressed Council in support of this item: Michael Lopez of Building Trades; Steven Gonzales of I Will Ride; Christian Gonzales of I Will Ride; Scott Elia of I Will Ride; Brandalyn Hastings of I Will Ride; Isaac Camarena of Central Valley Coordinator Association; Lee Ann Eager; Cliff Tutelian, and; Dave Herb.

Councilmember Soria stated, for the record, that the High Speed Rail project was required to conform with CEQA and NEPA guidelines, despite rumors to the contrary.

RESOLUTION 2016-174 ADOPTED

On motion of Councilmember Baines III, seconded by President Caprioglio, the above item was approved. The motion carried by the following vote:

Aye: 4 - Caprioglio, Quintero, Baines III and Soria

No: 2 - Brandau and Olivier

Absent: 1 - Brand

3. SCHEDULED COUNCIL HEARINGS AND MATTERS CONTINUED

3:00 P.M.

CONTESTED CONSENT CALENDAR

- 1-I [ID16-1040](#) Approval of a five-year agreement with West Fresno Family Resource Center for lead agency operation at Mary Ella Brown Neighborhood Center (Council District 3)

The above item was introduced to Council by Councilmember Soria. Parks, After School, Recreation and Community Service Director Mollinedo also spoke on this item.

APPROVED

On motion of Councilmember Baines III, seconded by Councilmember Soria, the above item was approved. The motion carried by the following vote:

Aye: 6 - Caprioglio, Quintero, Baines III, Brandau, Olivier and Soria

Absent: 1 - Brand

4. CITY COUNCIL CONTINUED

- 4-A [ID16-1025](#) RESOLUTION - Naming the California and Elm Gym the "Maxie L. Parks Community Center and Gym" - (Council District 3)

The above item was introduced to Council by District Three Chief of Staff Barfield.

RESOLUTION 2016-175 ADOPTED

On motion of Councilmember Baines III, seconded by President Caprioglio, the above item was approved. The motion carried by the following vote:

Aye: 6 - Caprioglio, Quintero, Baines III, Brandau, Olivier and Soria

Absent: 1 - Brand

- 4-B** [ID16-1079](#) Approve designation of Councilmember Olivier as a voting delegate, and Council President Caprioglio and Councilmember Brandau as voting alternates for the League of California Cities annual business meeting on Friday, October 7th, 12:00 P.M.

The above item was introduced to Council by President Caprioglio.

APPROVED

On motion of President Caprioglio, seconded by Councilmember Olivier, the above item was approved. The motion carried by the following vote:

Aye: 6 - Caprioglio, Quintero, Baines III, Brandau, Olivier and Soria

Absent: 1 - Brand

UNSCHEDULED COMMUNICATION

Upon call, the following members of the public addressed Council during Unscheduled Communication:

Louis Marques - suggested using bricks from demolished buildings to fill in dirt spaces around downtown. Mr. Marques also suggested the city implement an "Operation Alley Cleanup" to address the filthy alleys throughout the City.

Paul Condon - stated that, for a third time, he was been kept from running for the Fresno City Council. He explained how the County Clerk said he was two signatures short and how he also received conflicting information from Sacramento.

4. CITY COUNCIL CONTINUED

- 4-D** [ID16-1104](#) Action pertaining to creation of a City Park Ranger service to provide public safety in parks (Citywide)

Councilmember Olivier introduced City Council items 4-D (File ID 16-1104) and 4-E (File ID 16-1105) concurrently. Council Assistant Willis, Fresno Art Museum Instructor Voss and Social Vocational Services Community Development Director Abeytia also spoke on these items.

Councilmember Olivier motioned for the City Manager to come back to Council in thirty days with a plan to protect city parks. Councilmember Olivier subsequently withdrew the motion.

By consensus, the Council agreed to work with the administration to develop solutions to the issues facing city parks.

DISCUSSED

- 4-E** [ID16-1105](#) Discussion and action to implement park cleanup crews to maintain parks (Citywide)

Councilmember Olivier introduced City Council items 4-D (File ID 16-1104) and 4-E (File ID 16-1105) concurrently. Council Assistant Willis, Fresno Art Museum Instructor Voss and Social Vocational Services Community Development Director Abeytia also spoke on these items.

Councilmember Olivier motioned for the City Manager to come back to Council in thirty days with a plan to protect city parks. Councilmember Olivier subsequently withdrew the motion.

By consensus, the Council agreed to work with the administration to develop solutions to the issues facing city parks.

DISCUSSED

5. CLOSED SESSION

City Council met in Closed Session in Room 2125 from 5:31P.M. to 6:00 P.M. to discuss the following:

- [ID16-997](#) CONFERENCE WITH LEGAL COUNSEL-EXISTING
LITIGATION - Government Code Section 54956.9, subdivision
(d)(1)
1. Ramon Camarillo v. City of Fresno, et al.; Fresno County
Superior Court No. 15CECG01680

The above item was discussed during closed session. No open session announcements were made regarding this item.

- [ID16-1008](#) CONFERENCE WITH LEGAL COUNSEL-EXISTING
LITIGATION - Government Code Section 54956.9, subdivision
(d)(1)
1. Charles King Company v. RePipe California, LP, et al.;
Fresno County Superior Court Case No. 15CECG03695

The above item was discussed during closed session. No open session announcements were made regarding this item.

- [ID16-1034](#) CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION - Government Code Section 54956.9, subdivision (d)(1)
1. Steven Kennedy v. City of Fresno, et al.; Fresno Superior Court Case No. 14CECG02334

The above item was discussed during closed session. No open session announcements were made regarding this item.

- [ID16-1087](#) CONFERENCE WITH LABOR NEGOTIATOR - Government Code Section 54957.6
City Negotiator(s): Jeffrey Cardell, Ken Phillips
Employee Organizations:
1. International Association of Firefighters, Local 753, Unit 10 (Fire Management)

The above item was discussed during closed session. No open session announcements were made regarding this item.

- [ID16-1092](#) CONFERENCE WITH REAL PROPERTY NEGOTIATOR - Government Code Section 54956.8
Property: 5607 W. Jensen
Negotiating Parties: City Manager Bruce Rudd; Darling Ingredients, Inc.
Under Negotiation: Price and Terms of Payment

The above item was discussed during closed session. No open session announcements were made regarding this item.

- [ID16-1095](#) CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION - Government Code Section 54956.9, subdivision (d)(1)
1. Familias Addams Por Un Mejor Futuro, et al. v. City of Fresno; Fresno Superior Court Case No. 16CECG00317

The above item was discussed during closed session. No open session announcements were made regarding this item.

JOINT CLOSED SESSION OF THE CITY OF FRESNO, THE SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF THE CITY OF FRESNO AND THE FRESNO REVITALIZATION CORPORATION

- [ID16-1062](#) CONFERENCE WITH REAL PROPERTY NEGOTIATOR - Government Code Section 54956.8; Property: APN

466-214-17T;

Negotiating Parties: Marlene Murphey, Executive Director

The above item was discussed during joint closed session. No open session announcements were made regarding this item.

ADJOURNMENT

Adjourned from Closed Session at 6:00 P.M.

The above minutes were approved by unanimous vote of the City Council during the September 22, 2016 City Council meeting with Councilmembers Baines III and Soria absent.