

City of Fresno

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



Meeting Minutes – Final

Thursday, July 29, 2021

9:00 AM

Regular Meeting

Electronic Only

City Council

President – Luis Chavez

Vice President – Nelson Esparza

Councilmembers:

Esmeralda Z. Soria, Mike Karbassi, Miguel Angel Arias, Tyler Maxwell, Garry Bredefeld

City Manager – Thomas Esqueda

City Attorney – Douglas T. Sloan

Interim City Clerk – Briana Parra, CMC

9:00 A.M. ROLL CALL

Council Vice President Esparza called the meeting to order at 9:02 A.M.

Present: 7 Council President Luis Chavez
 Council Vice President Nelson Esparza
 Councilmember Esmeralda Soria
 Councilmember Mike Karbassi
 Councilmember Miguel Arias
 Councilmember Tyler Maxwell
 Councilmember Garry Bredefeld

Absent: 0

ID 21-22864 Invocation by Pastor Jason Spencer of Image Church

ID 21-22865 Pledge of Allegiance to the Flag

APPROVE AGENDA

Interim City Clerk Parra announced the following changes to the agenda: A special meeting was noticed to add an additional item to Consent Calendar File ID 21-23120 – Actions pertaining to decorative over-street lighting project in the Tower District. Sponsored by Councilmember Soria and Councilmember Arias.

The following items were requested to be removed from the agenda with no return date:

- 1. 1-I File ID 21-23113 - ***RESOLUTION- Authorize the dissolution of the Capital Project Oversight Board and rescission of Resolution Nos. 2015-34 and 2015-82. (Subject to Mayor's Veto) was removed from the agenda indefinitely by Council Vice President Esparza.*
- 2. 1-T File ID 21-23089 – Approve an agreement with Wallace, Roberts and Todd, Inc., in the amount of \$552,090 with a \$50,000 contingency for Planning Services related to Measure P Implementation, including an update of the Parks Master Plan was removed from the agenda indefinitely by Councilmember Maxwell.*

Councilmember Maxwell spoke regarding the Wallace, Roberts, and Todd, Inc., item and requested the Administration and the contractor meet with the Measure P Council Subcommittee and go over the scope of the project before bringing the item back to Council for a formal vote. City Manager Esqueda responded.

The following items were requested to be pulled from the agenda to a future date:

- 1. 1-L File ID 21-22923 - Actions pertaining to the Vehicle Miles Traveled (VMT) Mitigation Program:*

- 1. ***RESOLUTION – Adopting the 3rd Amendment to the Annual Appropriation Resolution No. 2021-178 Appropriating \$150,000 for the City of Fresno Vehicle Miles Traveled (VMT) Mitigation Program (Requires 5 affirmative votes) (Subject to Mayor’s Veto)*

- 2. Approve a consultant services agreement with LSA Associates, Inc., for professional environmental planning and fiscal analysis services related to the development of a Vehicle Miles Traveled Mitigation Program in the amount of \$269,157.73 with a contingency in the amount of \$29,472.38 was requested to be removed from the agenda and continued to August 19, 2021 by Councilmember Maxwell.*

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

- 1. 1-D File ID 21-22977 – Actions related to the Third Amendment to the Food and Beverage Concession Agreement with Fresno, AAI, Inc.:*

- 1. Adopt a finding of Categorical Exemption pursuant to Section 15301 (Existing Facilities) of the California Environmental Quality Act Guidelines.*

- 2. Approve the Third Amendment to the Food and Beverage Concession Agreement between the City of Fresno and Fresno, AAI, Inc., at Fresno Yosemite International Airport, extending the term of the lease by eight months. Amount of revenue generated by agreement extension is \$70,563.04, not including monthly percentage fees. (Council District 4) was pulled by Councilmember Maxwell.*

- 2. 1-G File ID 21-23005 - Actions pertaining to Commercial Cannabis Activity:*

- 1. Approve a one-year consultant services agreement with Make Green Go LLC for the Provision of Technical Assistance for Qualified Social Equity Businesses, in the amount of \$100,000.00 was pulled by Councilmember Bredefeld.*

- 3. 1-H File ID 21-23079 Accept an award of \$4,000,000 from the Department of Health and Human services (HHS), Office of the Assistant Secretary for Health/ Office of Minority Health in response to announcement MP-CP-21-006 and*

authorize the City Manager or designee to execute all agreements with HHS including Memoranda of Understanding with any and all community based organizations identified in the grant as sub-recipients to implement the grant retroactively to July 1, 2021 running through June 30, 2023 was pulled by Councilmember Arias.

4. *1-J File ID 21-23064 – Approve a two-year Amended Agreement to extend to September 1, 2021 through August 31, 2023, with an option of a three year extension for Employee Assistance Program Services between the City of Fresno and Halcyon Behavioral Employee Assistance with a Fiscal Year expense in 2022 of \$61,430 which is an increased expense of \$8,149, and a Fiscal Year expense in 2023 of \$67,362, which is an increased expense of \$14,081 for a total contract amount of \$128,792 and authorize the Personnel Services Director to execute the agreement on behalf of the City was pulled by Councilmember Arias.*

5. *1-K File ID 21-22871-01 – (CONTINUED FROM JULY 15, 2021)
***RESOLUTION – Adopting submission of Substantial Amendment 2020-01 to the Fiscal Year (FY) 2020-2021 Annual Action Plan and authorizing submission to the U.S. Department of Housing and Urban Development (HUD) to reprogram \$1,649,409.94 in Community Development Block Grant (CDBG) funds from prior year CDBG project savings and program \$1,159,704.42 in program income from the HOME Investment Partnership Program (HOME) (Subject to Mayor’s Veto) was pulled by Councilmember Maxwell.*

6. *1-M File ID 21-23099 – Actions pertaining to the City of Fresno Local Housing Trust Fund:*
 1. ****RESOLUTION - Establishing the City of Fresno Local Housing Trust Fund (Subject to Mayor’s veto)*
 2. ****RESOLUTION - Authorizing and directing submission of an application for funding under the State of California Local Housing Trust Fund Grant program to provide matching funds to the City of Fresno Local Housing Trust Fund (Subject to Mayor’s veto) was pulled by Councilmember Soria.*

7. *1-N File ID 21-23016 – Reject all bids for the Central Avenue Improvements – Bid File 3796 (Council District 3) was pulled by Councilmember Arias.*

8. *1-S File ID 21-23032 – Award a Requirements Contract for Custodial Services at Fresno City Hall in the amount of \$1,216,800 for three years with an option of two one-year extensions for a total contract value of \$2,028,000 to ScrubCan Inc., of Fresno, CA, Bid File No. 9550 (District 3) was pulled by Councilmember Maxwell.*

9. *1-W File ID 21-23081 – RESOLUTION – Supporting increasing broadband access to underserved communities throughout the City was pulled by Councilmember Arias.*

Councilmember Karbassi requested items 3A File ID 21-22917-01 and 3-B File ID 21-22953-01 be heard before the Contested Consent Calendar.

On motion of Councilmember Soria, seconded by Councilmember Maxwell, the above item be approved as amended. The motion carried by the following vote:

Aye: Chavez, Esparza, Soria, Karbassi, Arias, Maxwell, Bredefeld

Status: 7 – 0 – Pass

CEREMONIAL PRESENTATIONS

The below Ceremonial Presentations were presented to Council

ID 21-22794 Proclamation for “Cambodia’s Day of Remembrance”

ID 21-23085 Announcement of Summer Employee of the Quarter (EOQ) recipients

COUNCILMEMBER REPORTS AND COMMENTS

Councilmember Soria thanked the Public Works Department for the reopening of the Tower District street scape construction project; she invited everyone to come out for the ribbon cutting on Saturday, 2:00 P.M. She spoke regarding a community meeting she held to discuss a pocket park for additional green space.

Councilmember Arias thanked Ryan for cleaning the Chambers and City Hall. He stated he is working with the Administration to get the intersection of Los Angeles and California cleaned up. He spoke regarding the upcoming school year and getting schools, sidewalks, and the area ready for students and parents for a safe and easy transition. He addressed the vacant building ordinance and will be working with the Administration to re-evaluate or purchase vacant buildings. He spoke regarding neighborhood improvements and requested there be enough staff in Public Works to address all the proposed projects submitted by the Council. Councilmember Arias spoke regarding the mask and vaccine mandates and stated the vaccine rates in the city is extremely low and might consider mandating vaccination in the near future. He requested the Administration have routine cleanup for Chinatown and Tower District area.

Councilmember Maxwell announced the hard launch of the City of Fresno Eviction. If you are interested in applying for the program you can call 559-621-8400 or apply online at www.fresno.gov/epp, or visit City Hall, 3rd Floor, Room 3065. Councilmember Maxwell mentioned next Wednesday at Meldoy Park off Shields and Fowler, his office will be holding the first of three Beat the Heat events. The event will be "Welcome to the Circus" from 4:00 P.M. to 7:00 P.M and thanked all the sponsors, Calviva, Anthem Blue Cross, PG&E, and Donaghy Sales.

Councilmember Bredefeld oppose any mandatory vaccines for City of Fresno employees.

Council Vice President Esparza spoke regarding tonight Beat the Heat Community Event at Romain Park at 7:00 P.M. He announced a National Night Out next Tuesday, August 3, 2021. He asked if the 56% of those who received the vaccine and if they were County of City of Fresno residents.

MAYOR/MANAGER REPORTS AND COMMENTS

Mayor Dyer announced on Saturday there was a Beautify Fresno event at Melody Park with a 120 volunteers. He spoke regarding Love a Park adoption by the 144th fighter wing who have agree td to keep the park cleaned. He stated 330 youths were sent to day camp and anticipated will be over 400 by the end of the summer through August 15, 2021.

City Manager Esqueda updated the Council on the following: The progress report of advance peace, local housing trust fund update, progress report on LTA within the Police Department, and the Police and Fire firework ordinance. He spoke regarding the quarterly report of hiring in the Police Department, the economic incentive program, and an update on broadband access for the underserved community. He announced on Friday, he will be issuing three letters regarding cannabis licenses for the social equity and non retail.

Assistant City Manager White spoke regarding the privately owned buildings and addressed comments on the tower light project.

UNSCHEDULED COMMUNICATION

Lisa Flores, Brandi Villegas, Grisel Morales, Ricky Goodwin, Michelle Desimare, Karla Martinez, Fernando Lozano, Dez Martinez, Elizabeth Lake, Josefa Vega, Shi'an, Ryan Rendahl, Gordie Bermuda, Robert McCloskey, Linda Tubach, Cruz Lang, Cesar Casamayor, Lance Kruse, Fernando Lozano, Ruben Lucero, and Alexandros Acedo,

Ruben Espinoza.

Councilmember Arias requested the CEO's be present during Council meetings: Poverello House, Marjaree Mason Center, etc. to help the homeless who are in attendance. City Manager Esqueda responded.

Council President Chavez left the meeting at 9:49 A.M.

1. CONSENT CALENDAR

On motion of Councilmember Bredefeld, seconded by Councilmember Arias, the below Consent Calendar items were approved. The motion carried by the following vote:

Aye: Esparza, Soria, Karbassi, Arias, Maxwell, Bredefeld

Absent: Chavez

Status: 6-0-Pass

1-A ID 21-0251 Approval of minutes for July 15, 2021 Regular Meeting.

1-B ID 21-22973 Actions related to the Third Amendment to the Airport Lease Agreement with Federal Express Corporation:

1. Adopt a finding of Categorical Exemption pursuant to Section 15301 (Existing Facilities) of the California Environmental Quality Act Guidelines.
2. Approve the Third Amendment to Airport Lease Agreement between the City of Fresno and Federal Express Corporation, at Fresno Yosemite International Airport, extending the term of the lease by five years. Amount of revenue generated by agreement extension is \$443,524.80, plus annual CPI adjustments. (Council District 4)

1-C ID 21-22974 Actions pertaining to the Parking Lot Solar project at Fresno Yosemite International Airport (Council District 4):

1. Adopt finding of a Categorical Exemption pursuant to Sections 15303 and 15311 of the California Environmental Quality Act Guidelines
2. Award cooperative purchase Energy Services Agreements-Solar with FFP BTM Solar, LLC, for the design, financing, construction, installation, operation, and maintenance of a 2,970 kW (DC) solar photovoltaic system
3. Award cooperative purchase Energy Services Agreements-Energy Storage with FFP BTM Solar, LLC, for the design, financing, construction, installation, operation, and maintenance of a 2,000 kW/3,828 kWh energy storage system

1-D ID 21-22977 Actions related to the Third Amendment to the Food and Beverage Concession Agreement with Fresno, AAI, Inc.:

1. Adopt a finding of Categorical Exemption pursuant to Section 15301 (Existing Facilities) of the California Environmental Quality Act Guidelines.

2. Approve the Third Amendment to the Food and Beverage Concession Agreement between the City of Fresno and Fresno, AAI, Inc., at Fresno Yosemite International Airport, extending the term of the lease by eight months. Amount of revenue generated by agreement extension is \$70,563.04, not including monthly percentage fees.(Council District 4)

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

The item was introduced to Council by Director Meikle, Airports Department.

Councilmember Soria directed staff to do more outreach and education on disadvantage businesses to ensure disadvantage businesses are included in the future.

APPROVED

On motion of Councilmember Maxwell, seconded by Councilmember Arias, the above item be Approved. The motion carried by the following vote:

Aye: Esparza, Soria, Karbassi, Arias, Maxwell, Bredefeld

Absent: Chavez

Status: 6 – 0 – Pass

- 1-E ID 21-23008** Actions pertaining to construction of a new production well at Pump Station 36A:
1. Adopt a finding of Categorical Exemption pursuant to Sections 15301/Class 1 and 15303/Class 3 of the California Environmental Quality Act guidelines
 2. Award a Construction Contract to Nor-Cal Pump & Well Drilling, Inc., of Yuba City, California, in the amount of \$537,155 to drill and construct a new production well at Pump Station 36A, located at 3632 East Church Avenue (Bid File 3763) (County Island near Council District 5)
- 1-F ID 21-22792-02** ***BILL No. 31 (Re-Intro 7/15/2021) (For Adoption) – Amending Section 9-1609 of the Fresno Municipal Code relating to suspension and revocation of massage business registration certificates. (Subject to Mayor’s veto)

ORDINANCE 2021-036 ADOPTED

- 1-G ID 21-23005** Actions pertaining to Commercial Cannabis Activity:
1. Approve a one-year consultant services agreement with Make Green Go LLC for the Provision of Technical Assistance for Qualified Social Equity Businesses, in the amount of \$100,000.00

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

The item was introduced to Council by Project Manager Ruiz, Office of the Mayor and City Manager's Office.

APPROVED

On motion of Council Vice President Esparza, seconded by Councilmember Soria, the above item be Approved. The motion carried by the following vote:

Aye: Esparza, Soria, Arias, Maxwell

No: Karbassi, Bredefeld

Absent: Chavez

Status: 4 – 2 – **Pass**

- 1-H ID 21-23079** Accept an award of \$4,000,000 from the Department of Health and Human services (HHS), Office of the Assistant Secretary for Health/ Office of Minority Health in response to announcement MP-CP-21-006 and authorize the City Manager or designee to execute all agreements with HHS including Memoranda of Understanding with any and all community based organizations identified in the grant as sub-recipients to implement the grant retroactively to July 1, 2021 running through June 30, 2023

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

The item was introduced to Council by Assistant City Manager Barfield, Office of the Mayor and City Manager.

Councilmember Arias requested their be a point person to contact to manage the grant. City Manager Esqueda stated Courtney Espinosa will be the point of contract.

APPROVED

On motion of Councilmember Arias, seconded by Councilmember Soria, the above item be Approved. The motion carried by the following vote:

Aye: Esparza, Soria, Karbassi, Arias, Maxwell, Bredefeld

Absent: Chavez

Status: 6 – 0 – Pass

- 1-I ID 21-23113 ***RESOLUTION-** Authorize the dissolution of the Capital Project Oversight Board and rescission of Resolution Nos. 2015-34 and 2015-82. (Subject to Mayor's Veto).

The above item was removed from the agenda indefinitely by Council Vice President Esparza

- 1-J ID 21-23064** Approve a two-year Amended Agreement to extend to September 1, 2021 through August 31, 2023, with an option of a three year extension for Employee Assistance Program Services between the City of Fresno and Halcyon Behavioral Employee Assistance with a Fiscal Year expense in 2022 of \$61,430 which is an increased expense of \$8,149, and a Fiscal Year expense in 2023 of \$67,362, which is an increased expense of \$14,081 for a total contract amount of \$128,792 and authorize the Personnel Services Director to execute the agreement on behalf of the City

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

The item was introduced to Council by Councilmember Arias, District 3.

APPROVED

On motion of Councilmember Arias, seconded by Councilmember Bredefeld, the above item be Approved. The motion carried by the following vote:

Aye: Esparza, Soria, Karbassi, Arias, Maxwell, Bredefeld

Absent: Chavez

Status: 6 – 0 –

- 1-K ID 21-22871-01 (CONTINUED FROM JULY 15, 2021)**
***RESOLUTION – Adopting submission of Substantial Amendment 2020-01 to the Fiscal Year (FY) 2020-2021 Annual Action Plan and authorizing submission

to the U.S. Department of Housing and Urban Development (HUD) to reprogram \$1,649,409.94 in Community Development Block Grant (CDBG) funds from prior year CDBG project savings and program \$1,159,704.42 in program income from the HOME Investment Partnership Program (HOME) (Subject to Mayor's Veto)

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

Councilmember Maxwell motioned to approve the Community Development Block Grant (CDBG) portion of the resolution in the amount of \$1,649,409.94.

Councilmember Arias stated the item will be bifurcating the HOME Investment Partnership Program in the amount of \$1,159,704.42 which will be taken up at the next Council on August 19, 2021 and will be re-noticed by the department.

RESOLUTION 2021-200 APPROVED AS AMENDED

On motion of Councilmember Maxwell, seconded by Councilmember Arias, the above item be Adopted as Amended. The motion carried by the following vote:

Aye: Esparza, Soria, Karbassi, Arias, Maxwell, Bredefeld

Absent: Chavez

Status: 6 – 0 – Pass

- 1-L ID 21-22923** Actions pertaining to the Vehicle Miles Traveled (VMT) Mitigation Program:
1. ***RESOLUTION – Adopting the 3rd Amendment to the Annual Appropriation Resolution No. 2021-178 Appropriating \$150,000 for the City of Fresno Vehicle Miles Traveled (VMT) Mitigation Program (Requires 5 affirmative votes) (Subject to Mayor's Veto)
 2. Approve a consultant services agreement with LSA Associates, Inc., for professional environmental planning and fiscal analysis services related to the development of a Vehicle Miles Traveled Mitigation Program in the amount of \$269,157.73 with a contingency in the amount of \$29,472.38.

The above item was removed from the agenda and continued to August 19, 2021

- 1-M ID 21-23099** Actions pertaining to the City of Fresno Local Housing Trust Fund:
1. ***RESOLUTION - Establishing the City of Fresno Local Housing Trust Fund (Subject to Mayor's veto)

2. ***RESOLUTION - Authorizing and directing submission of an application for funding under the State of California Local Housing Trust Fund Grant program to provide matching funds to the City of Fresno Local Housing Trust Fund (Subject to Mayor's veto)

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

Councilmember Arias motioned to approve the establishment of the fund with the following changes to the scope of work: 1. Fund will also include housing rehabilitation programs, 2. First time home buyers assistance programs, 3. Acquisition of property for the purpose of development of housing, 4. Housing rights education eviction program, and 5. Intended assistance for temporary housing and add additional dollars for the establishment of the Housing Trust Fund to be \$2.5 million, making us eligible for a \$2.5 million match from the state. Councilmember Soria seconded the motion.

RESOLUTION 2021-201 ADOPTED AS AMENDED
RESOLUTION 2021-202 ADOPTED AS AMENDED

1-N ID 21-23016 Reject all bids for the Central Avenue Improvements – Bid File 3796 (Council District 3)

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

The item was introduced to Council by Director Mozler, Public Works Department and City Manager Esqueda, Office of the Mayor and City Manager.

APPROVED

On motion of Councilmember Arias, seconded by Councilmember Maxwell, the above item be Approved. The motion carried by the following vote:

Aye: Esparza, Soria, Karbassi, Arias, Maxwell, Bredefeld

Absent: Chavez

Status: 6 – 0 – **Pass**

1-O ID 21-23017 Actions pertaining to the traffic signal installation at Polk Avenue

and Ashlan Avenue, a condition of approval for Vesting Tentative Map No. 6215 (Council District 1):

1. ***RESOLUTION - 4th Amendment to the Annual Appropriation Resolution No. 2021-178 appropriating \$44,700.00 for the traffic signal installation at Polk Avenue and Ashlan Avenue (Requires 5 affirmative votes) (Subject to Mayor's veto)
2. Approve the Agreement for Purchase and Sale of a 6,628 square foot permanent easement from a portion of 5550 West Ashlan Avenue (APN: 510-210-05), owned by Valentine L. Molina and Valentina J. Bandoni, as Co-Trustees of the Molina Family Trust for \$44,700 in compensation

RESOLUTION 2021-203 ADOPTED

- 1-P** **ID 21-23018** Approve Contract Change Order No. 2 for interior surface coating in the amount of \$153,501 to Euro Style Management for the rehabilitation of digester 8 at the Fresno/Clovis Regional Wastewater Reclamation Facility for a total contract value of \$846,356 (Council District 3)
- 1-Q** **ID 21-23031** Approve Contract Change Order No. 3 for additional cubic feet of skirt seal installation in the amount of \$189,040 to Euro Style Management for the rehabilitation of Digester 8 at the Fresno/Clovis Regional Wastewater Reclamation Facility for a total contract value of \$1,035,396 (Council District 3)
- 1-R** **ID 21-23028** RESOLUTION - Of Intention to Annex Final Tract Map No. 6272 as Annexation No. 126 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, September 2, 2021, at 10:00 am (Phase 4 of Vesting Tentative Tract Map No. 6258, area on the west side of North Hayes Avenue, north of West Ashlan Avenue) (Council District 1)

RESOLUTION 2021-204 ADOPTED

- 1-S** **ID 21-23032** Award a Requirements Contract for Custodial Services at Fresno City Hall in the amount of \$1,216,800 for three years with an option of two one-year extensions for a total contract value of \$2,028,000 to ScrubCan Inc., of Fresno, CA, Bid File No. 9550 (District 3)

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

The item was introduced to Council by O'Mally Facilities Department.

Councilmember Maxwell asked if there was away to only approve a contract for a year instead of three and asked if there was an exit clause in the event they

do not meet.

APPROVED

On motion of Councilmember Maxwell, seconded by Councilmember Soria, the above item be Approved. The motion carried by the following vote:

Aye: Esparza, Soria, Karbassi, Arias, Maxwell, Bredefeld

Absent: Chavez

Status: 6 – 0 – Pass

- 1-T ID 21-23089** Approve an agreement with Wallace, Roberts and Todd, Inc., in the amount of \$552,090 with a \$50,000 contingency for Planning Services related to Measure P Implementation, including an update of the Parks Master Plan.

The above item was removed from the agenda by Councilmember Maxwell.

- 1-U ID 21-23110** Approve the award of a purchase contract to Ruckstell Sales of Fresno, California, for the purchase of three 520 Peterbilt rear loading refuse trucks and three T370 Kenworth rear loading refuse trucks in the amount of \$1,745,408 using a cooperative purchase agreement with Sourcewell, for the Department of Public Utilities, Solid Waste Management Division

- 1-V ID 21-23098** Approval of appointments of Janay Conley and Michael Birdsong to the Tower District Specific Plan Implementation Committee.

- 1-W ID 21-23081** RESOLUTION – Supporting increasing broadband access to underserved communities throughout the City.

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

Councilmember Arias motion to approve as amended to have a Councilmember serve on the representing the City's broadband discussions with the local partners.

RESOLUTION 2021-205 ADOPTED AS AMENDED

On motion of Councilmember Arias, seconded by Councilmember Maxwell, the above item be approved as amended. The motion carried by

the following vote:

Aye: Esparza, Soria, Karbassi, Arias, Maxwell, Bredefeld

Absent: Chavez

Status: 6 – 0 – Pass

City Council recessed for lunch at 12:15P.M. and returned at 1:37P.M.

CONTESTED CONSENT CALENDAR

2. SCHEDULED COUNCIL HEARINGS AND MATTERS

2-A 10:00 A.M

ID 21-23065 Actions pertaining to Club One Casino, Inc. Card Room Permit Application:

1. CONTINUED HEARING to consider the Club One Casino, Inc. Card Room Permit Application on July 29, 2021, at 10:00 a.m.
2. RESOLUTION – Granting a Card Room Permit to Club One Casino, Inc pursuant to the City of Fresno Card Room Ordinance

The item was called to order at 1:39 P.M. and Councilmember Soria recused herself from the above item.

The item was presented to Council by City Manager Esqueda, Office of the Mayor and City Manager.

Upon call, the following members of the public addressed Council: Charlie Vang, Khouandara Nikki Thirakoune, Katherine Soto, Tammy Karker, Damian Fukushima, Joe Patterson, Brad Phillips, Cindy Sopha, Ayah Fernandez, Brandon Duenas, Chue Her, Nicholas Gross, John Dohlin, Erica Macedo, Danielle Leger, Jack Gross, Chef Soupy, Nghi Pham, Dempsey Eslick, Kiel Kirkland, and Clint Olivier.

Councilmember Arias asked Applicant Kirkland what cautions will he take to ensure his staff is protected from Covid.

Councilmember Maxwell addressed his issues with the Casino being so close to Duncan school and requested there be additional outreach in District 4 and the surrounding areas.

Councilmember Maxwell motioned to continue the matter for no more than 30

days to allow the applicant the opportunity to do more outreach to the surrounding areas around the property; and to bring the item back to Council on August 19, 2021 at 10:00 A.M. Council Vice President Esparza seconded the motion.

CONTINUED

On motion of Councilmember Maxwell, seconded by Council Vice President Esparza, the above item be continued to August 19, 2021 with direction to staff. The motion carried by the following vote:

Aye: Esparza, Soria, Karbassi, Arias, Maxwell

No: Bredefeld

Absent: Chavez

Status: 5 – 1 – Pass

2-B **11:00 A.M.**

ID 21-23082 HEARING to receive input from the community regarding the redrawing of the election district boundaries (fourth update).

The item was called to order at 11:07 A.M. and was introduced to Council by Dr. Jeff Tilton, Senior Consultant with National Demographics Corporation.

Public comment period opened at 11:19 A.M. and upon call, there was no public comment..

3. **GENERAL ADMINISTRATION**

3-A **ID 21-22917-01** BILL - (For Introduction) - Modifying Sections 1901 and 1905 of Chapter 14 of the Fresno Municipal Code relating to taxiing aircraft and parking of aircraft and other vehicles on public streets in Sierra Sky Park (District 2)

Sponsors: Public Works Department

The above item was introduced to Council by Assistant Director Benelli, Public Works Department.

Assistant Director Benelli announced the following changes into the record: Section 14-191(c) shall be updated to provide that the southern 75 feet of Spatz Avenue shall not be designated for aircraft use, parking, or taxiing. Section 14-195(a) shall be updated to clarify that aircraft may park on Spatz Avenue between Doolittle Avenue and appoint 300 feet West of Doolittle

Avenue and may park on that portion of the realign Doolittle Avenue between Spaatz Avenue and Herndon Avenue.

Upon call, there was no public comment

BILL 35 APPROVED AS AMENDED, INTRODUCED AND LAID OVER

On motion of Councilmember Karbassi, seconded by Councilmember Soria, the above item be approved as amended. The motion carried by the following vote:

Aye: Esparza, Soria, Karbassi, Arias, Maxwell, Bredefeld

Absent: Chavez

Status: 6 – 0 – Pass

3-B ID 21-22953-01 Actions pertaining to Resolution of Intention No. 1142-D to vacate a portion of West Spaatz Avenue and North Doolittle Drive between North Blythe Avenue and West Herndon Avenue (Council District 2):

1. Adopt a finding of Negative Declaration per staff determination, pursuant to Public Resources Code § 21157.1 and California Environmental Quality Act (CEQA) Guidelines §15177, Master Environmental Impact Report (SCH # 2012111015)

2. RESOLUTION - Adopt Resolution of Intention No. 1142-D to vacate a portion of West Spaatz Avenue and North Doolittle Drive between North Blythe Avenue and West Herndon Avenue

Sponsors: Public Works Department

The above item was introduced to Council by Assistant Director Benelli, Public Works Department.

Assistant Director Benelli stated there was a meeting with the homeowners in the area and that there is a request for changes: West Spaatz Avenue is no longer included in the right away that is being vacated and as part of the vacation of North Doolittle Drive a portion will still be vacated and a portion will be realigned such that the amount of the right away is equal to the portion being vacated and the street will be realigned to be adjacent and parallel to the existing runway at Sierra Sky Park. The dedication of replacement right away and construction of the North Doolittle Avenue realignment shall be a condition of the vacation.

Upon call, there was no public comment.

ADOPTED AS AMENDED

On motion of Councilmember Karbassi, seconded by Councilmember Soria, the above item be Adopted as Amended. The motion carried by the following vote:

Aye: Esparza, Soria, Karbassi, Arias, Maxwell, Bredefeld

Absent: Chavez

Status: 6 – 0 – Pass

4. CITY COUNCIL

4-A ID 21-23107 Vote to Support Farm Workforce Modernization Act of 2021.

The above item was introduced to Council by Manuel Cunha and Councilmember Karbassi, District 2.

Upon call, the following members of the public addressed Council: Peter Aguayo, Kevin Romero, Luis Ramirez.

APPROVED

On motion of Councilmember Karbassi, seconded by Councilmember Soria, the above item be Approved. The motion carried by the following vote:

Aye: Chavez, Esparza, Soria, Karbassi, Arias, Maxwell

No: Bredefeld

Status: 6 – 1 – Pass

5. CLOSED SESSION

City Council recessed into Closed Session at 4:14 P.M. and returned from Closed Session at 5:38 P.M. There were no announcements made after Closed Session and the below items were discussed.

5-A ID 21-23086 CONFERENCE WITH REAL PROPERTY NEGOTIATOR –
Government Code Section 54956.8
Property: Grizzlies Stadium;
Negotiating Parties: City Manager, Fresno Sports and Events, LLC.;
Under Negotiations: Price and terms of lease.

DISCUSSED

- 5-B** **ID 21-23114** CONFERENCE WITH REAL PROPERTY NEGOTIATOR –
Government Code Section 54956.8
Property: APN 466-214-17T
Negotiating Parties: City Manager, Broadway Plaza Family Apartments, LP
Under Negotiation: Terms of lease and/or sale

DISCUSSED

- 5-C** **ID 21-23111** CONFERENCE WITH REAL PROPERTY NEGOTIATOR –
Government Code Section 54956.8
Property: APN 438-022-21
Negotiating Parties: City Manager, Won K. Lee and Sang D. Lee
Under Negotiations: Price and terms of payment.

Councilmember Soria recused from the above item

ADJOURNMENT

City Council adjourned at 5:34 P.M.