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Superior Court of California
County of Fresno
By: Hannah Garcia, Deputy

14
15 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
16 **FOR THE COUNTY OF FRESNO**

17 AMERICAN CIVIL LIBERTIES UNION OF
18 NORTHERN CALIFORNIA, a nonprofit
corporation, and FIRST AMENDMENT
19 COALITION, a nonprofit corporation,

20 Petitioners,

21 v.

22 THE CITY OF FRESNO, and THE HONORABLE
MEMBERS OF THE FRESNO CITY COUNCIL,

23 Respondents.
24

CASE NO. 23CECG04744

**DECLARATION OF ANN
CAPPETTA IN SUPPORT OF
MOTION FOR JUDGMENT**

Date: August 28, 2024

Time: 1:30 p.m.

Dept.: 404

Judge: Hon. Robert Whalen

Petition Filed: November 15, 2023

25
26 I, ANN CAPPETTA, declare as follows:

27 1. I am a member in good standing of the State Bar of California, an attorney with the
28 First Amendment Coalition, and one of the counsel of record for Petitioners in this action. I make

1 this declaration based on personal knowledge and if called as a witness I could and would testify
2 competently to the facts stated herein.

3 2. The City of Fresno (“City”) posted official minutes for its June 21, 2018 Regular
4 City Council Meeting on its Legistar Legislative Information Center webpage (“Legistar”).¹
5 Attached hereto as **Exhibit A**² is a true and correct copy of an excerpt of the June 21, 2018
6 Meeting Minutes.

7 3. The City posted official minutes for its May 2, 2019 Regular City Council Meeting
8 on Legistar.³ Attached hereto as **Exhibit B** is a true and correct copy of an excerpt of the May 2,
9 2019 Meeting Minutes.

10 4. The City posted official minutes for its September 19, 2019 Regular City Council
11 Meeting on Legistar.⁴ Attached hereto as **Exhibit C** is a true and correct copy of an excerpt of the
12 September 19, 2019 Meeting Minutes.

13 5. The City posted official minutes for its January 30, 2020 Regular City Council
14 Meeting on Legistar.⁵ Attached hereto as **Exhibit D** is a true and correct copy of an excerpt of the
15 January 30, 2020 Meeting Minutes.

16 6. The City posted official minutes for its February 4, 2021 Regular City Council
17 Meeting on Legistar.⁶ Attached hereto as **Exhibit E** is a true and correct copy of an excerpt of the

18 _____
19 ¹ <https://fresno.legistar.com/View.ashx?M=M&ID=582751&GUID=EB9F155E-AE5C-42FB-A159-EDC7A77BAB2A>

20 ² Exhibits A to Z, attached hereto, are lettered consistently with the exhibits to the Petition in this
21 case for clarity. However, not every exhibit to the Petition is cited in the Memorandum of Points
22 and Authorities in Support of Motion for Judgment or attached as an exhibit to this declaration.
23 Thus, the Court should be advised that while some letters appear to have been skipped in the
ordering of exhibits attached hereto, this is only for consistency with the lettering of exhibits to the
Petition and all relevant exhibits are included.

24 ³ <https://fresno.legistar.com/View.ashx?M=M&ID=677744&GUID=2869A514-495F-4E0D-B74C-F1F8A12C4915>

25 ⁴ <https://fresno.legistar.com/View.ashx?M=M&ID=668038&GUID=05208BC8-C96D-4CD6-AA03-F94398FEB80D>

26 ⁵ <https://fresno.legistar.com/View.ashx?M=M&ID=749701&GUID=700E10F1-31FD-442D-AD9A-E49A01130D5E>

27 ⁶ <https://fresno.legistar.com/View.ashx?M=M&ID=749727&GUID=613A4E1D-E7F2-4889-9978-B16208A12A77>

1 February 4, 2021 Meeting Minutes.

2 7. The City posted official minutes for its February 10, 2022 Regular City Council
3 Meeting on Legistar.⁷ Attached hereto as **Exhibit F** is a true and correct copy of an excerpt of the
4 February 10, 2022 Meeting Minutes.

5 8. The City posted official minutes for its January 19, 2023 Regular City Council
6 Meeting on Legistar.⁸ Attached hereto as **Exhibit G** is a true and correct copy of an excerpt of the
7 January 19, 2023 Meeting Minutes.

8 9. The City posted the official Supplement Packet document for Item 1-T (23-59) at
9 its January 19, 2023 Regular City Council Meeting on Legistar at File # ID 23-59.⁹ Attached
10 hereto as **Exhibit K** is a true and correct copy of an excerpt of the Supplement Packet document
11 for Item 1-T (23-59).

12 10. The City posted official minutes for its April 23, 2020 City Council Special Open
13 Session Meeting on Legistar.¹⁰ Attached hereto as **Exhibit P** is a true and correct copy of an
14 excerpt of the April 23, 2020 Meeting Minutes.

15 11. The City posted official minutes for its May 27, 2021 Regular City Council
16 Meeting on Legistar.¹¹ Attached hereto as **Exhibit R** is a true and correct copy of an excerpt of the
17 May 27, 2021 Meeting Minutes.

18 12. The City posted official minutes for its June 5, 2023 City Council Budget Hearings
19 Meeting on Legistar.¹² Attached hereto as **Exhibit S** is a true and correct copy of the June 5, 2023

20 _____
21 ⁷ <https://fresno.legistar.com/View.ashx?M=M&ID=910782&GUID=85C93EF7-6AE1-42AA-8981-8DB7F0DCB20F>

22 ⁸ <https://fresno.legistar.com/View.ashx?M=M&ID=1061456&GUID=2DDEB652-811F-4515-9C63-A6A4B58974C9>

23 ⁹ <https://fresno.legistar.com/View.ashx?M=F&ID=11584659&GUID=AAE96148-BF0F-42AE-A769-54632D73EFF3>

24 ¹⁰ <https://fresno.legistar.com/View.ashx?M=M&ID=775301&GUID=5335A861-C4DA-402B-AFE0-022455AA813B>

25 ¹¹ <https://fresno.legistar.com/View.ashx?M=M&ID=936468&GUID=FC4C60D0-CDF2-4399-9995-220F61D01096>

26 ¹² <https://fresno.legistar.com/View.ashx?M=M&ID=1061814&GUID=E05CB0A0-1ED9-4A98-A583-9491D9AFE118>

1 Budget Hearings Meeting Minutes.

2 13. The City posted official minutes for its June 14, 2023 City Council Budget
3 Hearings on Legistar.¹³ Attached hereto as **Exhibit T** is a true and correct copy of the June 14,
4 2023 Meeting Minutes.

5 14. On September 5, 2023, Petitioners sent Respondents a letter via e-mail demanding
6 that the City cease and desist from holding Budget Committee meetings in secret and make an
7 unconditional commitment to conduct all future Committee meetings in accordance with the
8 Brown Act. Attached hereto as **Exhibit U** is a true and correct copy of Petitioners' Demand Letter.

9 15. On September 18, 2023, City Attorney Andrew Janz responded to Petitioners'
10 Demand Letter in a letter sent via e-mail, which refused the demand to hold Budget Committee
11 meetings openly in accordance with the Brown Act. Attached hereto as **Exhibit V** is a true and
12 correct copy of Janz's Response to Petitioners' Demand Letter.

13 16. The City posted official minutes for its June 6, 2023 City Council Budget Hearings
14 Meeting on Legistar.¹⁴ Attached hereto as **Exhibit W** is a true and correct copy of the June 6,
15 2023 Budget Hearings Meeting Minutes.

16 17. The City posted official minutes for its June 7, 2023 City Council Budget Hearings
17 Meeting on Legistar.¹⁵ Attached hereto as **Exhibit X** is a true and correct copy of the June 7, 2023
18 Budget Hearings Meeting Minutes.

19 18. The City posted an official Supplement Packet, including the Budget Reconciliation
20 Summary document, for Item 2-C (23-994) at its June 22, 2023 Regular City Council Meeting on
21 Legistar at File # ID 23-994.¹⁶ Attached hereto as **Exhibit Y** is a true and correct copy of the
22 supplemental Budget Reconciliation Summary document for Item 2-C (23-994).

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24 ¹³ <https://fresno.legistar.com/View.ashx?M=M&ID=1061508&GUID=1C976E5D-E877-433E-B1BF-4366A0B386C2>

25 ¹⁴ <https://fresno.legistar.com/View.ashx?M=M&ID=1061815&GUID=D459D0E6-B57F-4005-8791-9A89DE3F9CF0>

26 ¹⁵ <https://fresno.legistar.com/View.ashx?M=M&ID=1061816&GUID=E32130FA-D87A-4EFE-933A-A0F20A674677>

27 ¹⁶ <https://fresno.legistar.com/View.ashx?M=F&ID=12110635&GUID=3B1EC814-E05A-4CB8-BDC5-AE4A9F715F55>

1 19. The City posted the final Adopted Budget for Fiscal Year 2024, including the
2 Mayor’s Fiscal Year 2024 Budget Message, on its City Budget webpage.¹⁷ Attached hereto as
3 **Exhibit Z** is a true and correct copy of an excerpt of the Mayor’s Fiscal Year 2024 Budget
4 Message from the Adopted Budget for Fiscal Year 2024.

5 20. On or about December 21, 2023, Petitioners served their First Set of Requests For
6 Production to Respondents.

7 21. On or about February 5, 2024, Respondents served Petitioners with Respondents’
8 Responses to Requests for Production of Documents, Set One.

9 22. On or about February 26, 2024, Respondents produced the first set of documents in
10 response to Petitioner’s First Set of Requests for Production. Attached hereto as **Exhibits FC-A**¹⁸
11 through **FC-M** are true and correct copies of documents included in Respondents’ February 26,
12 2024 production.

13 23. On or about June 7, 2024, I visited the official websites for the ten largest cities in
14 California. The sites for Los Angeles, San Diego, San Francisco, Sacramento, Long Beach,
15 Oakland, Bakersfield, and Anaheim each had posted agendas and minutes for meetings of their
16 respective budget committees.¹⁹ The City of San Jose has a web-page for its Annual Budget

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18 ¹⁷ <https://www.fresno.gov/wp-content/uploads/2023/10/FY-2023-2024-Adopted-Budget.pdf>

19 ¹⁸ Because documents produced in discovery were not attached as exhibits to the Petition and
20 assigned unique letters therein, *see supra* n.2, exhibits of documents produced in discovery are
21 titled with the designation “FC-” preceding the lettering.

22 ¹⁹ *See Budget and Finance Committee Agendas*, City of Los Angeles,
23 <https://councilcommittee.lacity.gov/budget/BudgetandFinanceCommitteeAgendas/> (last visited
24 June 7, 2024); *City Council Committees Agendas and Minutes*, City of San Diego,
25 <https://sandiego.hylandcloud.com/211/agendaonlinecomm/Meetings/Search?dropid=4&mtids=116>
26 (last visited June 7, 2024) (includes “Budget & Government Efficiency Committee” meeting
27 minutes and agendas); *Budget & Finance Committee Agendas & Minutes*, City and County of San
28 Francisco, <https://sfbos.org/meetings/budget-and-finance-committee> (last visited June 7, 2024);
Budget and Audit Committee, City of Sacramento,
https://sacramento.granicus.com/viewpublisher.php?view_id=38 (last visited June 7, 2024)
(includes agendas, minutes, and videos of Budget and Audit Committee meetings); *Budget
Oversight Committee*, City of Long Beach,
[https://longbeach.legistar.com/DepartmentDetail.aspx?ID=2527&GUID=B4EC104A-540B-4839-
960E-477CA880FA22](https://longbeach.legistar.com/DepartmentDetail.aspx?ID=2527&GUID=B4EC104A-540B-4839-960E-477CA880FA22) (last visited June 7, 2024) (lists the committee’s “type” under “Standing
Committees” and includes agendas, minutes, and videos of meetings); *Budget Advisory*

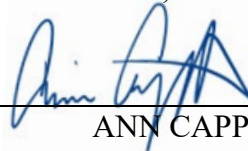
1 Process, which describes that the entire City council deliberates on the proposed budget publicly
2 in San Jose, rather than using a committee.²⁰

3 24. On or about June 7, 2024, I visited Legistar, where the City has posted its agendas
4 and minutes for all public meetings of City bodies, dating back to 2014. The page includes
5 agendas and minutes for both active and inactive City bodies subject to the Brown Act. The
6 Budget Committee does not appear on the list of City bodies that have posted agendas or minutes
7 in the last ten years. No Budget Committee agenda or minutes appears on the City’s Legistar.

8 25. On or about June 7, 2024, I reviewed the minutes of every City Council meeting
9 since June 21, 2018. I searched for the terms “committee,” and “budget,” and reviewed every
10 notation in the City Council meeting minutes that related to the Budget Committee. No notation
11 on any of these minutes reflects a City Council vote to dissolve the Budget Committee.

12 I declare under penalty of perjury under the laws of the State of California that the
13 foregoing is true and correct.

14 Executed this 10th day of June, 2024 at Sacramento, California.

15 

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ANN CAPPETTA

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23 *Commission*, City of Oakland, [https://www.oaklandca.gov/boards-commissions/budget-advisory-](https://www.oaklandca.gov/boards-commissions/budget-advisory-commission)
24 [commission](https://www.oaklandca.gov/boards-commissions/budget-advisory-commission) (last visited June 7, 2024) (includes agendas, minutes, and videos of Budget Advisory
25 *Commission* meetings); *Budget, Finance & Economic Development*, City of Bakersfield,
26 <https://www.bakersfieldcity.us/528/Budget-Finance-Economic-Development> (last visited June 7,
27 2024) (includes agendas and minutes for the Budget, Finance & Economic Development
28 committee of the City Council); *Boards and Commissions*, City of Anaheim,
<https://anaheim.net/176/Boards-Commissions> (last visited June 7, 2024) (includes agendas and
minutes for the Budget, Investment, and Technology Commission).

²⁰ *Annual Budget Process*, City of San Jose,
<https://www.sanjoseca.gov/home/showpublisheddocument/37874/636826477938630000> (last
visited June 7, 2024).

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PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF MARIN

At the time of service, I was over 18 years of age and not a party to this action. I am employed in the County of Marin, State of California. My business address is 534 4th Street, Suite B, San Rafael, CA 94901-3334.

On June 10, 2024, I served true copies of the following document(s) described as **DECLARATION OF ANN CAPPETTA IN SUPPORT OF MOTION FOR JUDGMENT** on the interested parties in this action as follows:

Anthony R. Taylor
Michael R. Linden
3880 Lemon Street, Suite 520
Riverside, CA 92501
Email: ataylor@awattorneys.com; mlinden@awattorneys.com

BY E-MAIL OR ELECTRONIC TRANSMISSION: Based on an agreement of the parties to accept service by e-mail or electronic transmission I caused a copy of the document(s) to be sent from e-mail address rregnier@firstamendmentcoalition.org to the persons at the e-mail addresses listed in the Service List. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on June 10, 2024, at East Palo Alto, California.



Robin P. Regnier

Exhibit A

Motion No. 12: Council Vice President Brandau motioned for the Administration to find and appropriate an additional \$150,000 for a total of \$200,000 for each Council District's infrastructure fund. Council President Soria seconded the motion. Motion Passed 6-1. Councilmember Olivier voted, no.

Motion No. 13: Council Vice President Brandau motioned to move all sales tax monies from August 2019 (the estimated \$9.9 million) into the General Fund's Emergency Reserve Fund. 6-21-2018 amendment: to include the required "clean up language" to the budget documents drafted by the City Attorney, relating to the resulting change to the Annual Sales Tax Forecast. Councilmember Olivier seconded the motion. Motion FAILED 3-2. Councilmember Caprioglio and Councilmember Chavez abstained, Councilmember Baines and Council President Soria voted, no.

Motion No. 14: Council Vice President Brandau motioned to move all RDA repayment monies to be received from Fiscal Year 2019 (the estimated \$3.5 million) into a down payment for Fire Station 18 west of Highway 99. (2nd stipulated the City would pay cash for the station with no borrowing or bonding) 6-21-2018 amendment: to additionally move all sales tax monies from August 2019 (the estimated \$9.9 million) into the General Fund's Emergency Reserve Fund. Councilmember Olivier seconded the motion. Motion FAILED 3-2. Council President Soria and Councilmember Chavez abstained, Councilmember Caprioglio and Councilmember Baines voted, no.

Motion No. 15: Councilmember Chavez motioned to move estimated \$9.9 million August 2019 Sales Tax into the Reserve Fund and move estimated \$3.5 million General Fund Reserve Revenue across each Council District's Infrastructure fund. 6-21-2018 amendment: to create a sub-committee with Council President Soria, and Councilmembers Chavez and Caprioglio to discuss the \$3.5 million and \$9.9 million and to come back at the next budget hearing for discussion and vote. Councilmember Baines seconded the motion. Motion PASSED 4-3. Councilmember Bredefeld, Council Vice President Brandau and Councilmember Olivier voted, no.

Motion No. 16: Council President Soria motioned to move the election

Exhibit B

be used for eligible projects.

Council President Caprioglio suggested looking into outsourcing and that the Multigenerational Center is his top priority. Assistant City Manager Schaad responded.

RESOLUTION 2019-096 ADOPTED

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

Aye: 5 - Caprioglio, Arias, Soria, Chavez and Esparza

Absent: 1 - Bredefeld

- 3-B** [ID19-1584](#) ***RESOLUTION - 39th Amendment to the Annual Appropriation Resolution (AAR) No. 2018-157 to appropriate \$2,010,000 for Supplemental Refunds and Reimbursements to approved Developers in the Urban Growth Management and Development Impact Fee Programs (Requires 5 affirmative votes) (Subject to Mayor's veto)

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

Upon call, there was no public comment.

Council Vice President Arias requested that the staff report reflect who the City of Fresno is paying and for what services.

RESOLUTION 2019-097 ADOPTED

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

Aye: 5 - Caprioglio, Arias, Soria, Chavez and Esparza

Absent: 1 - Bredefeld

4. CITY COUNCIL

- 4-A** [ID19-1620](#) Council Boards and Commissions Communications, Reports, Assignments and/or Appointments, Reappointments, Removals to/from City and non-City Boards and Commissions:

1. Association for the Beautification of Highway 99 - **Soria, Arias**
2. Budget Sub-Committee - **Soria, Chavez, Caprioglio**
3. Cannabis Ad Hoc Committee - **Soria, Arias, Caprioglio**
4. Council of Governments - **Mayor Brand-Ex-Officio (Caprioglio)**
5. Council Sub-committee on Homelessness - **Chavez (Chair), Bredefeld, Arias**
6. CDBG Sub-committee - **(Pertaining to Housing and addressing the allocation of Funds) - Caprioglio, Soria, Arias**
7. Code Enforcement Sub-Committee - **Bredefeld, Caprioglio, Soria**
8. Economic Development Corporation Serving Fresno County - **Caprioglio-Ex-Officio, City Manager Wilma Quan and (Chavez - Alternate)**
9. Enterprise and Construction Management Oversight Board - **Chavez, Bredefeld-Alternate**
10. Finance and Audit Committee - **Bredefeld, Esparza-Chair, Vice Chair-Vacant**
11. Fresno Area Workforce Investment Corporation - **Soria**
12. Fresno County Transportation Authority (FCTA) - **Mayor Brand-Ex-Officio, (Caprioglio - Alternate)**
13. Fresno Regional Workforce Development Board - **Soria**
14. Fresno County Zoo Authority - **Mayor Brand-Ex-Officio, (Arias-Alternate)**
15. Fresno Madera Area Agency on Aging Board - **Chavez**
16. Joint Powers Financing Authority - **Mayor Brand, Soria, Caprioglio**
17. League of California Cities (Annual Meeting) - **Soria, Caprioglio - Alternate**
18. Litigation Exposure Reduction Ad Hoc Committee -**Caprioglio-Chair, Soria, Arias**
19. North Kings Groundwater Sustainability Agency (GSA) Joint Powers Authority - **Mayor Brand (Michael Carbajal, Tim Orman - Alternates)**
20. San Joaquin River Conservancy Board - **Mayor Brand-Ex-Officio, (Bredefeld-Alternate)**
21. School Liaison Sub-Committee - **Esparza-Chair, Chavez, Arias**
22. Sub-Committee on Transportation - **Arias, Caprioglio, Soria**
23. Upper Kings Basin Integrated Regional Water Management JPA - **Vacant (Michael Carbajal and Chavez - Alternates)**

Upon call, there was no public comment.

1. *Association for the Beautification of Highway 99: Council Vice President Arias was appointed to the committee.*

Councilmember Soria motioned to appoint Council Vice President Arias to the Association for the Beautification of Highway 99 committee. Council President Caprioglio seconded the motion. The motion PASSED 5-0 vote.

3. *Cannabis Ad Hoc Committee: Council President Caprioglio and Council Vice President Arias were appointed to the committee.*

Councilmember Chavez motioned to appoint Council President Caprioglio and Council Vice President Arias to the Cannabis Ad Hoc Committee. Councilmember Esparza seconded the motion. The motion PASSED 5-0 vote.

10. *Finance and Audit Committee: Councilmember Esparza requested this committee be continued to a future meeting.*

15. *Fresno Madera Area Agency on Aging Board: Councilmember Chavez replaced Councilmember Esparza.*

Councilmember Esparza resigned from the Fresno Madera Area Agency on Aging Board due to scheduling conflict. Councilmember Esparza motioned to appoint Councilmember Chavez to the Fresno Madera Area Agency on Aging Board. Council President Caprioglio seconded the motion. The motion PASSED 5-0 vote.

17. *League of California Cities (Annual Meeting): Councilmember Soria announced there were no vacant positions. The members on the committee are Councilmember Soria and Council President Caprioglio as the alternate.*

18. *Litigation Exposure Reduction Ad Hoc Committee: Council Vice President Arias and Councilmember Soria were appointed to the Ad Hoc committee. Council President Caprioglio appointed as the Chair.*

Councilmember Chavez motioned to appoint Council Vice President Arias and Councilmember Soria to the Litigation Exposure Reduction Ad Hoc Committee and appoint Council President Caprioglio as the Chair. Council President Caprioglio seconded the motion. The motion PASSED 5-0 vote.

Council Vice President Arias requested that the Mayor attend more of the San Joaquin River Conservancy Boards and requested legal counsel to update him in Closed Session.

Councilmember Esparza gave an update on his first School Liaison Sub-Committee meeting for District 7, District 5 and District 3.

5. CLOSED SESSION

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

UNSCHEDULED COMMUNICATION

Upon call, the following member of the public address Council: David Love

ADJOURNMENT

City Council adjourned at 4:33 P.M.

The above minutes were approved at the May 16, 2019 meeting with a motion from Councilmember Soria and a second from Councilmember Esparza. The motion passed on a 6-0 vote.

Exhibit C

APPROVED

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

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

Absent: 1 - Soria

4. CITY COUNCIL

- 4-A** [ID19-11162](#) Council Boards and Commissions Communications, Reports, Assignments and/or Appointments, Reappointments, Removals to/from City and non-City Boards and Commissions:
1. Association for the Beautification of Highway 99 - **Soria, Arias, Karbassi**
 2. Budget Sub-Committee - **Soria, Chavez, Caprioglio**
 3. Cannabis Ad Hoc Committee - **Soria, Caprioglio, Arias**
 4. Council of Governments - **Mayor Brand-Ex-Officio (Caprioglio)**
 5. CDBG Sub-committee - **(Pertaining to Housing and addressing the allocation of Funds) - Caprioglio, Soria, Arias**
 6. Code Enforcement Sub-Committee - **Bredefeld, Caprioglio, Soria**
 7. Economic Development Corporation Serving Fresno County - **Caprioglio-Ex-Officio, City Manager Wilma Quan and (Chavez - Alternate)**
 8. Enterprise and Construction Management Oversight Board - **Chavez, Bredefeld-Alternate**
 9. Finance and Audit Committee - **Esparza- Chair, Bredefeld- Vice Chair, Arias**
 10. Fresno Area Workforce Investment Corporation - **Soria**
 11. Fresno County Transportation Authority (FCTA) - **Mayor Brand-Ex-Officio, Caprioglio**
 12. Fresno Regional Workforce Development Board - **Soria**
 13. Fresno County Zoo Authority - **Mayor Brand-Ex-Officio, (Arias-Alternate)**
 14. Fresno Madera Area Agency on Aging Board - **Esparza**
 15. **Homeless (HEAP Funding Plan) Sub-Committee - Chavez-Chair, Bredefeld, Arias**
 16. Joint Powers Financing Authority - **Mayor Brand, Soria, Caprioglio**
 17. League of California Cities (Annual Meeting) - **Caprioglio, (Soria and Chavez - Alternates)**
 18. Litigation Exposure Reduction Ad Hoc Committee - **Arias, Soria, Caprioglio-Chair**

19. Lobbyist Committee- Soria, Arias and Esparza
20. North Kings Groundwater Sustainability Agency (GSA) Joint Powers Authority - **Mayor Brand (Michael Carbajal, Tim Orman - Alternates)**
21. Parks & Public Safety Subcommittee - **Arias, Soria, Esparza**
22. San Joaquin River Conservancy Board - **Mayor Brand-Ex-Officio, (Bredefeld-Alternate)**
23. San Joaquin Valley Special City Selection Committee - **Primary Representative-Arias, Alternate Representative-Vacant**
24. School Liaison Sub-Committee - **Esparza-Chair, Chavez, Arias**
25. Sub- Committee on Transportation - **Arias, Caprioglio, Soria**
26. Upper Kings Basin Integrated Regional Water Management JPA - **Vacant (Brock Buche and Chavez - Alternates)**

The above item was approved as amended.

1. Association for the Beautification of Highway 99 - Soria, Arias and Councilmember Karbassi was added to the committee.

9. Finance and Audit Committee - Chair Esparza, Vice Chair Bredefeld and Member Arias.

11. Fresno County Transportation Authority (FCTA) - Mayor Brand - Ex-officio and member Caprioglio was added as a member, not an alternate.

14. Fresno Madera Area Agency on Aging Board - Member Chavez appointed Councilmember Esparza to take his place.

21. Parks and Public Safety Subcommittee - Arias, Soria, and Councilmember Espzara replaced Councilmember Chavez.

24. School Liaison Subcommittee - Chair Esparza, Member Chavez and Member Arias. Chair Esparza announced the next School Liaison Meeting will be Monday, September 23, 2019, Council Chambers at 6 P.M.

- 4-C** [ID19-11287](#) BILL - (for introduction) Amending Sections 1-308 and 11-307 of the Fresno Municipal Code relating to Code Enforcement administrative citations and serial violators.

The above item was introduced to Council by Council Vice President Arias, District 3.

Exhibit D

1-L [ID 20-00124](#) Approve the appointment of Cierra Jones to the Friends of Fancher Creek and the appointment of Gurjant Singh to the District 5 Project Review Committee

1-M [ID 20-00145](#) RESOLUTION - Amending certain designated positions which shall be subject to the Conflict of Interest Code and defining categories of disclosure for such positions

The above item was removed from the agenda and continued to February 13, 2020.

1-N [ID 20-0087](#)

The above item PASSED 5-0 vote, Councilmember Esparza recused himself from the item. Council Vice President Caprioglio was absent.

RESOLUTION 2020-015 ADOPTED

1-O [ID 20-00147](#)

1. Council Boards and Commissions Communications, Reports, Assignments and/or Appointments, Reappointments, Removals to/from City and non-City Boards and Commissions
2. Approve the appointments of Councilmember Soria as Chair and Council President Arias as Vice Chair to the Successor Agency to the Redevelopment Agency of the City of Fresno

1-P [ID 20-00153](#) RESOLUTION - To Amend the Council Rules of Procedure

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

1-Q [ID 20-00150](#) Action related to amending the Cannabis Retail Business and Commercial Cannabis Business Ordinance:

1. ***BILL NO. B-3 - (Intro. 1/16/2020) (For adoption) - Amending Sections 9-3306, 9-3307, 9-3308, 9-3309, 9-3310, 9-3311, 9-3312, 9-3313, 9-3314, 9-3316, 9-3317, 9-3318, 9-3319, 9-3321, 9-3325, 9-3328, 9-3335, and 9-3337 of the Fresno Municipal Code related to Cannabis Retail Business and Commercial Cannabis Business. (Subject to Mayor's veto)

The above item PASSED 3-2 vote, Councilmember Karbassi and Councilmember Bredefeld voted no. Council Vice President Caprioglio and Councilmember Chavez was absent.

ORDINANCE 2020-002 ADOPTED.

Exhibit E

RESOLUTION 2021-037 ADOPTED

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

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

- 1-T** [ID 21-233](#) Actions pertaining to deferment of projects to fund Citywide tree trimming
1. ***RESOLUTION - 64th amendment to the Annual Appropriation Resolution (AAR) No. 2020-159 to appropriate \$700,000 for tree trimming by transfer of \$350,000 from Housing Fund and \$350,000 from Multi-Generational Facility Project (requires 5 affirmative votes) (Subject to Mayor's Veto)

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

Councilmember Maxwell motioned to adopt as amended with the following changes to the resolution "That the intent is to replace such dollars from new funding sources that may be received in the current fiscal year or General Fund dollars in Fiscal Year 2022." Councilmember Arias seconded the motion.

RESOLUTION 2021-038 ADOPTED AS AMENDED

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

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

- 1-W** [ID 21-240](#) Council Boards and Commissions Communications, Reports, Assignments and/or Appointments, Reappointments, Removals to/from City and non-City Boards and Commissions

1. *Association for Beautification of 99 - was dissolved.*
2. *Budget Sub-Committee (Leadership) - Soria, Bredefeld, Esparza.*
3. *Cannabis Ad Hoc Committee - Nelson, Arias, Karbassi.*

4. CDBG Sub-committee – (Pertaining to Housing and addressing the allocation of Funds) – Maxwell, Soria, Arias. - No Changes

5. Census/Redistricting Ad Hoc Committee – Esparza, Arias, Maxwell - No Changes

Councilmember Bredefeld motioned to replace Councilmember Arias with Councilmember Karbassi to the Census/Redistricting Ad Hoc Committee. Councilmember Karbassi seconded the motion. Motion FAILED 4-2-1, Councilmember Arias, Councilmember Maxwell, Councilmember Soria, and Council Vice President Esparza voted no, Council President Chavez abstained.

6. Code Subcommittee - Terminated

Councilmember Arias motioned to terminated the Code Subcommittee, Council Vice President Esparza seconded the motion. Motion PASSED 7-0.

7. Council of Governments – Mayor Dyer-Ex-Officio, Soria - No Changes

8. Economic Development Corporation Serving Fresno County – Karbassi-Ex-Officio, City Manager Esqueda and (Chavez– Alternate) - Approved by consensus

9. Enterprise & Construction Management - Leave in tact by consensus

10. Finance and Audit Committee – Esparza- Chair, Bredefeld-Vice Chair, Arias -Approved by consensus

11. Fresno Area Workforce Investment Corporation – Karbassi - No Changes

12. Fresno County Transportation Authority (FCTA) – Mayor Dyer-Ex-Officio, Soria - No Changes

13. Fresno County Zoo Authority – Mayor Dyer-Ex-Officio, (Arias-Alternate)

- No Changes

14. Fresno EIFD Public Financing Authority – Esparza-Chair, Soria, Arias - No Changes

15. Fresno Madera Area Agency on Aging Board – Chavez - No Changes

16. Fresno Regional Workforce Development Board –Karbassi - No Changes

17. Homeless (HEAP Funding Plan) Sub-Committee – Soria, Bredefeld, Arias - No Changes

18. COVID Program Subcommittee- Soria, Karbassi, Arias -Chair -Approved by consensus

19. Joint Powers Financing Authority – Mayor Dyer, Chair Bredefeld, Esparza - Approved by consensus

20. League of California Cities (Annual Meeting) – Arias (Maxwell-Alternates) - No Changes

21. Litigation Exposure -Terminated

Councilmember Soria motioned to terminate the Litigation Exposure Committee. Councilmember Arias seconded the motion. Motion PASSED 7-0.

22. Lobbyist Committee- Soria, Chavez and Esparza - No Changes

23. North Kings Groundwater Sustainability Agency (GSA) Joint Powers Authority – Mayor Dyer (Michael Carbajal, Tim Orman – Alternates) - No Changes

24. Parks & Public Safety -Terminated

Councilmember Arias to terminated the Parks & Public Safety Committee.

Councilmember Bredefeld seconded the motion. Motion PASSED 7-0.

25. San Joaquin River Conservancy Board - Mayor Dyer-Ex-Officio, (Karbassi-Alternate) - No Changes

26. San Joaquin Valley Special City Selection Committee – Primary Representative-Arias, Alternate Representative-Vacant - No Changes

27. School Liaison Sub-Committee – Esparza–Chair, Karbassi, Bredefeld -Approved by consensus

28. Special Events -Terminated

Councilmember Soria motioned to terminated the Special Events Committee. Councilmember Arias seconded the motion. Motion PASSED 7-0.

29. Street2Home Fresno County Board – Arias - No Changes

30. Sub-Committee on Transportation – Arias, Maxwell, Soria - No Changes

31. Upper Kings Basin Integrated Regional Water Management JPA – Vacant (Brock Burche and Chavez – Alternates) - No Changes

32.Measure P Sub-committee - Maxwell, Soria, Arias - No Changes

33.PLA Sub-committee - Esparza, Arias, Soria - No Changes

2. SCHEDULED COUNCIL HEARINGS AND MATTERS

3. GENERAL ADMINISTRATION

3-A [ID 21-197](#) Actions pertaining to supplemental 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. ***RESOLUTION - Adopting Substantial Amendment 2019-06 to the 2019-2020 Annual Action Plan and COVID-19 Amendments to the Citizen Participation Plan to submit a request to HUD to program

Exhibit F

Arias, the above Action Item was ADOPTED. The motion carried by the following vote:

Aye: 5 - Esparza, Maxwell, Soria, Arias and Chavez

Absent: 2 - Karbassi and Bredefeld

- 1.-H. [ID 22-171](#) Actions pertaining to the FY22 Position Authorization Resolution No. 2021-179:
1: ***RESOLUTION - Adopt the 5th Amendment to Position Authorization Resolution No. 2021-179, adding one hundred seven (107) full-time and two (2) permanent part-time positions Citywide. (Subject to Mayor's Veto).

There was no staff presentation on this item. City Manager White and Police Chief Balderrama responded to questions.

Discussion on this item included: the overall cost of the positions; workload and current staff capacity; support staff for council districts; ARPA funds; 3 to 5 year projection of costs for the positions; the return of the bike units in Tower District and downtown; class and compensation studies; and City reserves.

Vice President Maxwell requested the item be continued to the February 17, 2022, Council meeting and asked the administration to provide a fiscal analysis of the positions and the overall cost.

Upon consensus, the council agreed to continue the matter to February 17, 2022.

- 1.-Q. [ID 22-226](#) Council Boards and Commissions Communications, Reports, Assignments and/or Appointments, Reappointments, Removals to/from City and non-City Boards and Commissions.

1. Animal Center Sub-Committee - Bredefeld, Arias, Soria
2. Budget Sub-Committee (Leadership) - Soria, Bredefeld, Esparza
3. Cannabis Ad Hoc Committee - Arias (Chair), Esparza, Karbassi
4. CDBG Sub-committee - (Pertaining to Housing and addressing the allocation of Funds) -Maxwell, Soria, Arias.
5. Census/Redistricting Ad Hoc Committee - Esparza, Arias, Maxwell

6. Council of Governments - Mayor Dyer-Ex-Officio, Soria
7. COVID Program Subcommittee - Arias (Chair), Karbassi, Soria
8. Economic Development Corporation Serving Fresno County - Karbassi-Ex-Officio, City Manager Esqueda and (Chavez- Alternate)
9. Enterprise & Construction Management - Chavez, Bredefeld (Alternate)
10. Finance and Audit Committee - Esparza- Chair, Bredefeld-Vice Chair, Arias
11. Fresno Area Workforce Investment Corporation - Karbassi
12. Fresno County Transportation Authority (FCTA) - Mayor Dyer-Ex-Officio, Soria
13. Fresno County Zoo Authority - Mayor Dyer-Ex-Officio, Arias (Alternate)
14. Fresno EIFD Public Financing Authority - Esparza (Chair), Arias (Vice Chair), Soria
15. Fresno Madera Area Agency on Aging Board - Chavez
16. Fresno Regional Workforce Development Board -Karbassi
17. Homeless (HEAP Funding Plan) Sub-Committee - Soria, Bredefeld, Arias
18. Joint Powers Financing Authority - Bredefeld (Chair), Mayor Dyer, Esparza
19. League of California Cities (Annual Meeting) - Arias (Maxwell- Alternates)
20. Lobbyist Committee- Soria, Chavez, and Esparza
21. Measure P Sub-Committee - Maxwell, Arias, Soria
22. North Kings Groundwater Sustainability Agency (GSA) Joint Powers Authority - Mayor Dyer (Michael Carbajal, Tim Orman - Alternates)
23. PLA Sub-committee - Esparza, Arias, Soria

24. San Joaquin River Conservancy Board - Mayor Dyer-Ex-Officio, (Karbassi-Alternate)
25. San Joaquin Valley Special City Selection Committee - Primary Representative-Arias, Alternate Representative-Vacant
26. School Liaison Sub-Committee - Esparza (Chair), Karbassi, Bredefeld
27. Street2Home Fresno County Board - Arias
28. The Local Mobile Food Vendor Association Committee - Chavez, Arias, Soria
29. Transportation Sub-Committee - Arias, Maxwell, Soria
30. Upper Kings Basin Integrated Regional Water Management JPA - Vacant (Brock Burche and Chavez - Alternates)

City Attorney Sloan clarified that so long as a member of the prevailing side agreed, this item which had been approved on the Consent Calendar, it could be amended by a vote of the Council.

Councilmember Bredefeld requested to amend the appointment list attached to the item so that he could serve on the Housing Subcommittee. Councilmember Chavez offered to be replaced by Councilmember Bredefeld.

Councilmember Karbassi requested to be placed back on the Economic Development Corporation Serving Fresno County. Council President Esparza agreed to nominating Councilmember Karbassi as the primary member and to making himself the alternate.

Councilmember Arias motioned to approve the appointment list as amended by replacing Councilmember Chavez with Councilmember Bredefeld on the Housing Subcommittee and making Council President Esparza the alternate member and Councilmember Karbassi the primary member for the Economic Corporation Serving Fresno County. Councilmember Bredefeld seconded the motion.

APPROVED AS AMENDED

On motion of Councilmember Arias, seconded by Councilmember

Bredefeld, the above Action Item was ADOPTED AS AMENDED. The motion carried by the following vote:

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

2. SCHEDULED COUNCIL HEARINGS AND MATTERS

10:00 A.M. #1

[ID 22-215](#) Appearance by Sue Hague to discuss the “revision of current parking permit fees in residential areas near FSU” (Resides in District 1).

Sue Hague appeared and addressed Council.

10:00 A.M. #2

[ID 22-210](#) Appearance by Jorge Zavala to discuss the lack of communication from various City departments, as well as the difficulties of obtaining records (Resides in District 4).

Jorge Zavala appeared and addressed Council.

10:00 A.M. #3

[ID 22-236](#) HEARING to consider the vacation of a portion of Stanislaus Street and L Street adjacent to Block 89 of the Town (now City) of Fresno, and a portion of an alley in Block 89 of the Town (now City) of Fresno (Council District 3)
1. ***RESOLUTION - Ordering the vacation of a portion of Stanislaus Street and L Street adjacent to Block 89 of the Town (now City) of Fresno, and a portion of an alley in Block 89 of the Town (now City) of Fresno (Subject to Mayor’s Veto)

The above hearing was called to order at 12:21 P.M. There was no staff presentation and no Council discussion on this item. Upon call, there was no public comment.

Council recessed for lunch at 12:23 P.M. and resumed this item at 2:47 P.M.

RESOLUTION 2022-034 ADOPTED

On motion of Councilmember Arias, seconded by Council President Esparza, the above Action Item was ADOPTED. The motion carried by the following vote:

Exhibit G

- 1.-T. [ID 23-59](#) Council Boards and Commissions Communications, Reports, Assignments and/or Appointments, Reappointments, Removals to/from City and non-City Boards and Commissions

APPROVED ON CONSENT CALENDAR

- 1.-U. [ID 23-120](#) RESOLUTION - Amending Rule 2 of the Council Rules of Procedure Relating to the Election of Council President and Vice President

The above item was tabled to February 9, 2023, by Councilmember Karbassi.

TABLED

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

- 1.-W. [ID 23-64](#) *** RESOLUTION - Declaring a .29-acre vacant parcel located at the southeast corner of E. Ventura Street and S. Seventh Street (APN: 470-052-01T), a 2.85-acre vacant parcel located on E. Ventura Street between S. Eighth Street and S. Seventh Street (APN: 470-052-02T), and a .26-acre vacant parcel located at the southeast corner of S. Eighth Street and E. El Monte Way (APN: 470-052-03T), to be exempt surplus land and directing staff to comply with the open and competitive request for proposals process for the disposition of these parcels for a mixed-use mixed-income housing development as required by FMC Section 4-204 (District 5) (Subject to Mayor’s Veto)

*RESOLUTION 2023-019 ADOPTED
SUCCESSOR AGENCY RESOLUTION NO. 51 ADOPTED*

APPROVED ON CONSENT CALENDAR

- 1.-X. [ID 23-88](#) Successor Agency to the Redevelopment Agency of the City of Fresno and Fresno Revitalization Corporation (FRC) consider adopting:
 1. RESOLUTION - Approving the Recognized Obligation Payment Schedule 23-24

SUCCESSOR AGENCY RESOLUTION NO. 52 ADOPTED

APPROVED ON CONSENT CALENDAR

CONTESTED CONSENT CALENDAR

- 1.-E. [ID 23-116](#) Approve the first amendment to the Bank of America contract for banking services to allow for amendments to the Services that are not included in the scope of services but are necessary for City business operations

Exhibit K

Regular Council Meeting
January 19, 2023

FRESNO CITY COUNCIL



Supplement Packet

ITEM(S)

1-T (23-59)

Council Boards and Commissions Communications, Reports, Assignments and/or Appointments, Reappointments, Removals to/from City and non-City Boards and Commissions

Contents of Supplement:

Redline version Boards and Commissions Council list

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.

Council Boards and Commissions Communications, Reports, Assignments and/or Appointments, Reappointments, Removals to/from City and non-City Boards and Commissions:

1. Animal Center Sub-Committee – Maxwell, Bredefeld, Karbassi – **Maxwell, Bredefeld, Karbassi**
2. Budget Sub-Committee (Leadership) – ~~Esparza, Maxwell, Arias~~ – **Recommend this be a standing committee, with members Maxwell, Perea, Karbassi**
3. Cannabis Ad Hoc Committee – Soria, Karbassi, Arias – **Esparza, Karbassi, Arias**
4. CDBG Sub-committee – ~~Soria, Arias, Maxwell~~ – **Maxwell, Perea, Arias**
5. ~~COVID Program Subcommittee – Arias (Chair), Karbassi, Soria~~ – **Recommend Terminating (per February 4, 2021 minutes)**
6. Economic Development Corporation Serving Fresno County – ~~Karbassi, Esparza, City Manager White~~ – **Esparza, Karbassi (Alternate), City Manager White**
7. Economic Development Sub-Committee – ~~Esparza, Karbassi, Maxwell~~ – **Perea, Karbassi, Esparza**
8. ~~Enterprise & Construction Management – Chavez, Bredefeld (Alternate)~~ – **Recommend terminating**
9. Finance and Audit Committee – Esparza- Chair, Maxwell-Vice Chair, Arias
10. Fresno Area Workforce Investment Corporation – Karbassi
11. Fresno County Transportation Authority (FCTA) – Mayor Dyer-Ex-Officio, ~~Soria~~ – **Arias**

Exhibit P

City Council met in special open session in City Hall on the date and time written above.

APPROVE AGENDA

City Council approved the special open session meeting agenda during the regular meeting. The special open session meeting began at 3:30 P.M.

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

[ID](#) [20-00531](#) ***RESOLUTION - Directing appropriations to the COVID-19 Emergency Response Fund to create a Consumer Grant Program to assist Fresno families impacted by job loss or reduction in working hours, and directing appropriations to the Save our Small Business Program (Subject to Mayor's Veto)

The above item was introduced to Council by Councilmember Soria, District 1. Upon call, the following members of the public addressed Council: Dave S., Shayna Rose, Jaimee Olsen, Grecia Elenes, Estela Ortega, Dan and Kacey Austin Tibbetts.

Councilmember Soria motioned to approve the item as presented.

Councilmember Esparza is supportive of the concept of providing the grants; however, he does not agree leaving the funding source too flexible, particularly the housing dollars.

Councilmember Esparza offered a second to the motion as a placeholder and amended the motioned to protect the housing dollars, utilized the COVID relief in the CARES Act, and retroactively turn the previous loans into grants to be eligible to be recovered and reimbursed by the CARES Act. Councilmember Soria agreed to the amendment.

Councilmember Chavez supported Councilmember Esparza's amendments to retroactively turn the loans into a grant to make it reimbursable to prevent

small businesses from closing and helping residents stay in their home. He asked to also include in the motion resources for the Small Business program increasing the amount from \$1 million to \$1.5 million to the Small Business program and give the City Manager the flexibility for the other pot of money and to come back to Council with a final plan to be voted on. Councilmember Soria agreed to the amendment.

City Attorney Sloan stated only COVID related expenses can be reimbursed.

Councilmember Karbassi stated he would like more time to review the proposal. He suggested the Council Budget Subcommittee work with the Administration and come up with a plan before bringing it back to Council for approval. He agrees the Small Business program should be a grant rather than a loan and he would like Fresno Economic Opportunities Commission (EOC) to be involved.

City Manager Quan requested Assistant City Manager Sumpter be the point person to do the research regarding the utilization of the funds.

Council President Arias stated no money would be spent until the program is completed by the Administration.

Councilmember Karbassi does not support the item as presented and suggested the program go before the Council Budget Subcommittee first.

Councilmember Bredefeld asked if the Consumer Grant Program is available to those who are in the Country illegally. Councilmember Soria stated it is open to all Fresno residents. Councilmember Bredefeld stated residents want to get back to work and earn a living and does not support the item as presented.

Council Vice President Caprioglio agreed with Councilmember Karbassi and would have liked more time to review the information; he stated he does not support cashing checks when there is no money and addressed his concerns with the spending of the \$750,000 for the Small Business Act. Therefore, he does not support the item as presented.

Councilmember Chavez stated they are trying to be proactive, saving one small business at a time and trying to prevent potential families from becoming homeless. He suggested the proposal be sent to the Council Budget Subcommittee.

Councilmember Soria directed the Administration to work with the Council Budget Subcommittee on the allocation before coming to Council for final approval of the proposal.

Council President Arias spoke regarding the Small Business program and immediate relief to Fresno residents.

Councilmember Soria motioned to direct the Administration to prepare for Council consideration an appropriation of an additional \$1.5 million to the Save our Small Business program. Funds shall be issued as grants and reimbursed with Federal funding to the extent legally permissible. The City Manager shall also identify funds and the Council Budget Subcommittee shall review the proposal before returning to Council for consideration. Councilmember Esparza seconded the motion.

RESOLUTION 2020-091 ADOPTED

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

Aye: 4 - Arias, Soria, Chavez and Esparza

No: 3 - Caprioglio, Karbassi and Bredefeld

[ID](#) RESOLUTION - Directing the City Manager to return to Council with an agreement to bring additional energy savings to the City of Fresno.
[20-00533](#)

The above item was introduced to Council by Council President Arias, District 3 and Councilmember Soria, District 1. Upon call, there was no public comment.

Discussion was held between Councilmember Soria and Assistant City Manager Schaad regarding the future agreement to include local jobs, future workforce and if there will be immediate savings. They discussed the

Exhibit R

Sponsors: Office of Mayor and City Manager

The above item was removed from the agenda and continued to June 10, 2021 by Councilmember Arias.

- 1-M ID 21-22534** Actions pertaining to the FY2021 Mid-Year Budget Review:
1. ***RESOLUTION – 80th Amendment to the Annual Appropriation Resolution (AAR) No. 2020-159 to appropriate \$2,685,800 to the first CDBG repayment per the settlement with the Office of Inspector General at the U.S. Department of Housing and Urban Development. The second repayment of \$2,685,700 is budgeted in FY 2022 under the Planning & Development Department and 10502 Housing General Fund. (Requires 5 affirmative votes)(Subject to Mayor’s Veto)
 2. ***RESOLUTION – 83rd Amendment to Annual Appropriation Resolution (AAR) No. 2020-159 to re-establish appropriations of \$700,000 to the original funding sources (Housing GF and PARCS’ MultiGen Project) per the 64th Amendment to the Annual Appropriation Resolution (Adopted Resolution No. 2021-038). (Requires 5 affirmative votes)(Subject to Mayor’s Veto).
 3. ***RESOLUTION – 84th Amendment to Annual Appropriation Resolution (AAR) No. 2020-159 to establish appropriations of \$600,000 for Homeless Housing Project (Travel Inn) as presented during FY 2021 Mid-year workshop to City Council on April 8, 2021 and during Council Budget Subcommittee meeting on May 6, 2021. (Requires 5 affirmative votes)(Subject to Mayor’s Veto)

Sponsors: Office of Mayor and City Manager

RESOLUTION 2021-133 ADOPTED

RESOLUTION 2021-134 ADOPTED

RESOLUTION 2021-135 ADOPTED

- 1-N ID 21-22541** Approve the appointment of Marina Magdaleno to the Civil Service Board, approve the reappointment of Caine Christensen, Sharon Wilson-Williams, and Donyell Wilkins to the Housing Authority, and approve the reappointment of Felipe Arballo to the Bicycle and Pedestrian Advisory Committee.

Sponsors: Office of Mayor and City Manager

The reappointments for Caine Christensen, Sharon Wilson-Williams, and Donyell Wilkins to the Housing Authority was removed from the agenda by Council Vice President Esparza and tabled to an unknown date.

The appointment of Marina Magdaleno to the Civil Service Board was approved. The reappointment of Felipe Arballo to the Bicycle and Pedestrian Advisory Committee was approved.

- 1-O ID 21-22492** Approve a consultant services agreement with Economic & Planning

Exhibit S

City of Fresno

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



Meeting Minutes - Final

Monday, June 5, 2023

9:00 AM

Budget Hearings - Commencing on June 5, 2023, the budget hearings will be considered one continuous meeting Council Chambers (In Person and/or Electronic)

City Council

President - Tyler Maxwell

Vice President - Annalisa Perea

Councilmembers:

Mike Karbassi, Miguel Angel Arias, Luis Chavez,

Garry Bredefeld, Nelson Esparza

City Manager - Georgeanne A. White

City Attorney - Andrew Janz

City Clerk - Todd Stermer, CMC

Budget Hearings - Commencing on June 6, 2023, the budget hearings will be considered one continuous meeting

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

9:11 A.M. ROLL CALL

Present: 7 - Councilmember Nelson Esparza
Council President Tyler Maxwell
Vice President Annalisa Perea
Councilmember Mike Karbassi
Councilmember Miguel Angel Arias
Councilmember Luis Chavez
Councilmember Garry Bredefeld

Pledge of Allegiance to the Flag

Councilmember Bredefeld led the Pledge of Allegiance.

Approve Agenda

City Clerk announced a special meeting was separately noticed to discuss the following items:

Open Session item A (ID 23-896) regarding hearing to adopt Resolutions and Ordinance to Annex Territory and Levy a Special Tax regarding City of Fresno Community Facilities District Number 9, Annexation Number 58 (Final Parcel Map Number 2007-41) (Northeast and Southeast corners of East Tulare Avenue and North Clovis Avenue) (Council District 5).

Open Session item B (ID 23-940) regarding Resolution - In Support of California Governor Gavin Newsom's \$250 Million Recommendation to Fund Downtown Fresno Infrastructure Projects.

Monday, June 5, 2023 - 9:00 A.M.

Council President Maxwell announced public comment would be taken at the beginning of each budget hearing for the departments to be discussed that day. Upon call, the following members of the public addressed Council: Lisa Flores, Debbie Darden, Brandi Nuse-Villegas, and Sam Frank.

REQUEST FOR MORE INFORMATION WAS MADE DURING THE JUNE 5, 2023, BUDGET OVERVIEW:

Councilmember Arias requested information on the amount received from Measure P year-to-date, the amount set aside for the Cultural Arts Plan, and the rest of the programs.

Councilmember Chavez requested a list of budgeted positions that were filled and not filled and asked the information be filtered by department.

Vice President Perea requested a memo regarding the up-to-date list of all incomplete or not completely funded District 1 PARCs projects.

Council President Maxwell requested the amount of allocation in Fiscal Year 2024 budget for the city's water conservation rebates in total and what the amount of the allocation is for each program and would also like to know where the allocation is referenced in the budget with the list of specific page numbers and sections.

Council President Maxwell requested a reference of the budget page numbers where District 4's pending Department of Public Works projects are listed in the proposed Fiscal Year 2024 budget and a list of the funding amount for the Public Works Streets and Landscape Division projects.

Council President Maxwell requested information on all Department of Public Works projects, and if any funding is leftover from Fiscal Year 2023 will be carried over into Fiscal Year 2024.

Council President Maxwell requested information regarding the project time frame to begin construction for the following projects, including a list of construction that is anticipated to begin in Fiscal Year 2023 in the following locations: Traffic signal at Fresno and Browning, Traffic Signal at Barstow and Bond, and Traffic signal scramble at Chestnut and Weldon Hawk, and Fresno Rapid Rectangular Flashing Beacon.

Council President Maxwell requested the following information regarding the District 4 bicycle unit: Is the El Dorado Park/Shaw bike unit included in

the Fiscal Year 2024 budget? If so, he requested a list of the page reference and funding amount, including how many officers will be dedicated to the El Dorado Park/Shaw bike unit.

Council President Maxwell requested information regarding a list of projects anticipated to begin construction in Fiscal Year 2024, the construction cost, and if the project is funded or unfunded.

[ID 23-782](#) General Fund Overview

The above General Fund Overview was presented to Council by Director Fierro.

Discussion was held between Council and the administration.

REQUEST FOR MORE INFORMATION WAS MADE DURING THE GENERAL FUND BUDGET OVERVIEW:

Councilmember Karbassi requested that property taxes and cannabis revenue be shared quarterly with the Budget subcommittee.

Councilmember Arias requested information on the Fiscal Year 2023 estimate and the year-to-date actuals for cannabis receipts.

Councilmember Arias requested the comparison of actual property taxes receipts from April 2023 to a year ago.

[ID 23-783](#) General Services Department

The above General Services Overview was presented to Council by Director Barr.

Discussion was held between Council and the administration.

REQUEST FOR MORE INFORMATION WAS MADE DURING THE GENERAL SERVICES BUDGET OVERVIEW:

Councilmember Arias requested information on how many new vehicles are being funded in the Fiscal Year 2024 budget, and would like the information

by department, how many are new, and which vehicles are associated with past purchases.

Councilmember Arias requested the percentage of new purchases/vehicles that are EVs.

Councilmember Arias requested additional information on the electric update and asked if any of the upgrades facilitate the transition to electrification.

Councilmember Arias requested additional options for alternative financing for electrical updates apart from ARPA funding.

[ID 23-784](#) Information Services Department

The above Information Services Department overview was presented to Council by Director Horn.

Discussion was held between Council and the administration and there were no motions or directions made at this time.

[ID 23-785](#) Finance Department

The above Finance Department Overview was presented to Council by Director Danisi.

Discussion was held between Council and the administration.

REQUEST FOR MORE INFORMATION WAS MADE DURING THE FINANCE DEPARTMENT BUDGET OVERVIEW:

Councilmember Arias requested the following information regarding Bitwise: Where has their past revenue been reflected over the past few years, and where is it in the proposed budget.

Councilmember Arias requested confirmation that the bonding would be an appropriate use to fund telecommunication infrastructure for public safety.

Councilmember Arias requested a list of public facilities that have been

bonded against and the amounts.

Councilmember Arias requested an audit of cannabis companies to ensure tax revenue is accounted for and asked to exercise the right to perform its audit by the City.

Councilmember Arias requested staff to confirm when "no neighborhood left behind" bonds were paid off.

Councilmember Esparza requested information on the budget account for the outgoing revenue for Fresno Enhanced Infrastructure Financing District (EIFD).

Councilmember Esparza requested what amount of General Fund is going towards debt service.

Councilmember Esparza requested a memo informing if the City has the collateral capacity to enter into \$1 billion worth of bond(s) to address public works deferred maintenance and the resulting debt service requirement from said bond(s).

Vice President Perea requested Finance to work with Tower District mobile vendors and work towards compliance.

[ID 23-786](#) Budget & Management Studies Department

The above Budget & Management Studies Department Overview was presented to Council by Director Fierro.

Discussion was held between Council and the administration.

REQUEST FOR MORE INFORMATION WAS MADE DURING THE BUDGET & MANAGEMENT STUDIES DEPARTMENT BUDGET OVERVIEW:

Councilmember Arias requested staff provide details on the error for Measure P revenues.

[ID 23-787](#) Airport Department

The above Airport Department Overview was presented to Council by Director Thompson.

Discussion was held between Council and the administration.

REQUEST FOR MORE INFORMATION WAS MADE DURING THE AIRPORT DEPARTMENT BUDGET OVERVIEW:

Council President Maxwell requested information on the average for federal grants every year for noise abatement, how many households it allows Airports to assist per fiscal year, and how many it has served so far.

Council President Maxwell requested the following information regarding noise abatement: Who does the city contract with, what is the system used to administer, was it a competitive bid, when was the last time Airports bid out that service, the terms of the contract, the terms of eligibility for residents, and specification on the noise mitigation measures provided to homes.

THE FOLLOWING MOTION WAS MADE DURING BUDGET OVERVIEW:

Council President Maxwell motioned to allocate \$500,000 toward the noise mitigation project. Councilmember Esparza seconded the motion.

Adjournment

City Council recessed the June 5, 2023 Budget Hearings at 2:50 P.M. The next Budget Hearings is scheduled for Tuesday, June 6, 2023.

The above minutes were approved by unanimous vote of the City Council during the June 15, 2023, regular meeting.

Exhibit T



City of Fresno

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

Meeting Minutes - Final City Council

President - Tyler Maxwell

Vice President - Annalisa Perea

Councilmembers:

Mike Karbassi, Miguel Angel Arias, Luis Chavez,

Garry Bredefeld, Nelson Esparza

City Manager - Georgeanne A. White

City Attorney - Andrew Janz

City Clerk - Todd Stermer, CMC

Wednesday, June 14, 2023

9:00 AM

Council Chambers (In
Person and/or Electronic)

Budget Hearings Continued From June 8, 2023. The budget hearings will be considered one continuous meeting.

City Council resumed the budget hearings in open session in the Council Chamber, City Hall, on the date and time above written.

9:11 A.M. ROLL CALL

Present: 7 - Councilmember Nelson Esparza
Council President Tyler Maxwell
Vice President Annalisa Perea
Councilmember Mike Karbassi
Councilmember Miguel Angel Arias
Councilmember Luis Chavez
Councilmember Garry Bredefeld

Pledge of Allegiance to the Flag

Wednesday, June 14, 2023 - 9:00 A.M. (Vote on Motions)

[ID 23-804](#) Vote on Council Motions

Council President Maxwell announced public comment would be taken at the beginning of budget meeting. Upon call, the following members of the public addressed Council: Kat Fobear, Karla Martinez, Alan McCuen, Annie McCuen, Nishea Balajadia, Jasmin Guzman, Brandi Nuse-Villegas, Tony Quezada, Jamed Ruelas, Juana Echeveste-Davis, Pedro Navarro Cruz, and

Mavern Hardy.

Councilmember Karbassi, Councilmember Arias, Councilmember Esparza and Vice President Perea all registered a “no” vote on motion No.84: motion to Fund \$50,000 for the Obria Medical Clinic.

Councilmember Bredefeld registered a "no" vote on the following motion numbers: 58, 78, 91, 92, 93, and 94.

REQUEST FOR MORE INFORMATION WAS MADE DURING BUDGET OVERVIEW:

Councilmember Karbassi amended direction No.24: Request that the Administration meet quarterly with the Council Budget Subcommittee to provide and review quarterly reports on revenue.

Councilmember Karbassi requested a tray memo reviewing the 2017 report on the Planning Department “The Ramirez” report and a summary of accepted/rejected recommendations and how they have been implemented over the last 6 years.

Councilmember Arias requested activity reports for the Office of Community Affairs members for the last 12 months. Changed from motion No.76 to direction No.151.

Councilmember Arias requested motion to fund capital improvements remaining in the Northpointe Settlement Agreement.

Councilmember Arias requested Fund and execute legislative charter officers’ welcome message and council district profile at Airport within 30 days.

THE FOLLOWING MOTIONS WERE MADE DURING BUDGET HEARINGS:

Councilmember Karbassi amended motion No.37: to allocate \$50,000 for the installation of irrigation infrastructure at vacant lot at the Contessa

Avenue landscape buffer.

Councilmember Karbassi amended motion No.7: to allocate \$100,000 for Project Spotlight to feed video images into the Fresno Police Departments Real Time Crime Center, or any other technology, equipment or service to combat organized retail crime.

Councilmember Karbassi motioned to allocated \$244,000 into the Shift Replacement Budget in the Fresno Fire Department to aid in achieving a minimum daily staffing level of 103. Vice President Perea seconded the motion.

Councilmember Karbassi motioned to allocate \$500,000 for improvements to the City's community center in Pinedale. Council President Maxwell seconded the motion.

Councilmember Karbassi motioned to allocate \$40,204 for tablets for inspectors in the Public Works Department. Vice President Perea seconded the motion.

Councilmember Karbassi motioned to allocate \$900,000 to implement left turn phasing on West Shaw Avenue at Feland. Councilmember Bredefeld seconded the motion.

Councilmember Karbassi motioned to allocate \$800,000 to complete the security gate fencing project around the South lot at City Hall. Councilmember Bredefeld seconded the motion.

Councilmember Karbassi motioned to allocate \$69,000 to convert the tennis courts at Logan Park to pickleball courts. Councilmember Bredefeld seconded the motion.

Councilmember Karbassi motioned to set aside \$1 million for organizations to apply for funds for projects that fit within the scope of Measure P. Specific criteria and guidelines to be set by a subcommittee of the Measure P Commission (in compliance with applicable laws). Councilmember Bredefeld seconded the motion.

Councilmember Arias rescinded motion No.76: Motion to reallocate funding and positions of the Office of Community Affairs under the City Council support services division.

Councilmember Arias amended motion No.55: Motion to identify Basin XX as a high-priority, high-needs for the joint use agreement with the Flood Control District to make it a dual-purpose space; green space and water basin and allocate \$1M from the existing \$8M designated for New Parks/Facilities under Measure P for the construction phase of Basin XX.

Councilmember Arias rescinded motion No.72: Motion to fund capital improvements remaining in the Northpointe Settlement Agreement.

Councilmember Karbassi motioned to allocate \$200,000 for the City Attorney's office to lease additional office space. Vice President Perea seconded the motion.

Councilmember Arias rescinded motion No.73: to fund and execute legislative charter officers' welcome message and council district profile at Airport within 30 days.

Councilmember Bredefeld rescinded motion No.19: Fund \$800,000 in construction costs to finish the Pickleball Facility at Rotary East Park at Sierra and Cedar. This will update the number of courts, add amenities, and meet the ADA accessibility requirements.

Councilmember Bredefeld rescinded motion No.21: to allocate \$52,500 for 3 Code Enforcement cameras to catch illegal dumping.

Councilmember Esparza amended motion No.22: motion to fund the construction of a roundabout on Wishon and Fountain for \$900,000.

Councilmember Esparza motioned to fund the construction of a roundabout on Wishon and Cortland for \$900,000 Councilmember Karbassi seconded the motion.

Vice President Perea motioned to allocate \$50,000 for pilot program for e-bike and scooter rebates Councilmember Esparza seconded the motion.

Vice President Perea motioned to bring and fund Tower District stringlights under Department of Public Works. Councilmember Arias seconded the motion.

Vice President Perea amended motion No.42: Allocate \$2.8 Million to complete a grind and overlay on Fruit Avenue from Clinton to Dakota.

Vice President Perea rescinded motion No.38. Motion for \$65,000 to close the Gap funding needed to complete the Yale paving project

Council President Maxwell amended motion No.2: Motion for \$500,000 to fund Zero Fare for seniors, persons with a disability, Medicare card holders, and children aged 0-12 contingent upon the City of Fresno not receiving grant funding to offset the costs.

Council President Maxwell amended motion No.1: Motion to treat 100 homes through the Airport Noise Abatement Program in Fiscal Year 2024.

Council President Maxwell amended motion No.3: Motion to add \$23,000 for the design of 9 district 4 bus stops to the list of 75 bus stops in our ADA transition plan.

Council President Maxwell motioned to add \$1,000,000 to fund the District 1 and 4 ARPA façade improvement program for businesses and non-profits. Vice President Perea seconded the motion.

Council President Maxwell motioned to add \$2.25 Million to the City Attorney's Budget to continue funding the City of Fresno's Eviction Protection Program (EPP) Vice President Perea seconded the motion.

Council President Maxwell motioned to carryover the \$50,000 allocated in Fiscal Year 2023 under the City Manager's budget to dedicate toward outreach for EPP/Tenant Relocation Benefits Vice President Perea seconded the motion.

Council President Maxwell motioned to \$20,000 to the Youth Sports Fee Waiver Program to add additional sports & extended league time frames. Vice President Perea seconded the motion.

Council President Maxwell motioned to carryover \$100,000 set-aside in the Fiscal Year 2023 budget for Sensitive Uses Text Amendment. Vice President Perea seconded the motion.

Council President Maxwell motioned to add \$10,000 to increase all water conservation rebates at the same rate of CPI for the last 12 months. Vice President Perea seconded the motion.

Council President Maxwell motioned to add \$2.8 Million to fund the road paving of the Tioga Middle School Neighborhood at Fairmont-Millbrook-Gettysburg-First. Vice President Perea seconded the motion.

Council President Maxwell motioned to fund more frequent District 4 median island litter removal. Vice President Perea seconded the motion.

Council President Maxwell motioned to add \$500,000 in general fund dollars for Reedy Park Improvements. Vice President Perea seconded the motion.

Council President Maxwell motioned to reprogram \$30,000 from to the University Park monument to Reedy Park improvements. Vice President Perea seconded the motion.

Council President Maxwell motioned to add \$150,000 to fund the design and construction of a splash pad shade structure at Melody Park. Vice President Perea seconded the motion.

Council President Maxwell motioned to add \$1.7 Million to fund the construction of a rod iron fence along the perimeter of Rotary West Park. Vice President Perea seconded the motion.

Council President Maxwell motioned to add \$175,000 to fund the resurfacing of the volleyball and tennis ball courts at Einstein Park. Vice President Perea seconded the motion.

Council President Maxwell motioned to add an additional \$65,000 for the Cary Park Bleachers and Petanque Improvements. Vice President Perea seconded the motion.

Council President Maxwell motioned to fund the construction of rod iron fencing along the perimeter of Reedy Park. Vice President Perea seconded the motion.

Council President Maxwell motioned to fund the road paving of McKinley Avenue from Chestnut to Clovis. Vice President Perea seconded the motion.

Council President Maxwell motioned to fund the full construction of a multi-use futsal and pickleball court at Vinland Park. Vice President Perea seconded the motion.

Council President Maxwell motioned to Motion to allocate \$200,000 to fund upgrades for the Valley Dream Center, a local 501(c)3 community benefit organization. Vice President Perea seconded the motion.

Councilmember Arias motioned to repave Echo Ave. between McKinley and Olive Avenues using Measure C Street Maintenance funds or other available City infrastructure funds. Councilmember Bredefeld seconded the motion.

Council President Maxwell noted the following motion number were rescinded by the makers: 19, 21, 38, 72, 73 and 76. Motion 84 did not receive enough votes to move forward.

Councilmember Arias motioned to approve the remaining motions. Councilmember Esparza seconded the motion. The Motion carried by the following vote:

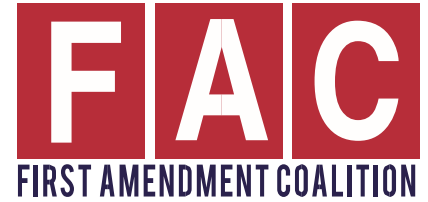
Aye: 7 - Esparza, Maxwell, Perea, Karbassi, Arias, Chavez, and Bredefeld

ADJOURNMENT

*City Council recessed the June 14, 2023 Budget Hearings at 10:12 A.M.
The budget hearing was scheduled to resume Thursday, June 22, 2023, at
9:00 A.M.*

**The above minutes were approved by unanimous vote of the City Council during the
June 22, 2023, regular meeting.**

Exhibit U



Sent Via E-Mail

September 05, 2023

Honorable Members of the Fresno City Council
c/o Todd Stermer, Clerk of the City Council
2600 Fresno Street
Fresno, CA 93721

Re: Cease and Desist, Fresno City’s Budget Committee

Dear Honorable Members of the Fresno City Council:

We write on behalf of Fresnoland Media, the American Civil Liberties Union of Northern California and the First Amendment Coalition to express concern regarding the recent reports that the Fresno City Council engaged in ongoing closed-door deliberations about its budget process and to notify the Council of several related violations of the Ralph M. Brown Act. Cal. Gov’t Code §§ 54950 *et seq.*¹ The Council’s conduct—namely holding secret committee meetings about Fresno’s budget process without any notice or opportunity for the public to comment on such process—flies in the face of democratic principles. This letter serves as a demand to **cease and desist** the practice of conducting budget deliberations in secret.

Fresno’s Budget Process

On August 16, 2023, *Fresnoland* published a news article reporting that during the final rush to adopt a budget before its deadline, Fresno Mayor Jerry Dyer’s team “met with the budget subcommittee several times over eight days behind closed doors.”² Behind those closed-door discussions, “[m]ore than 75 changes and amendments to the proposed budget emerged from those meetings totaling almost \$30 million.”³ As the mayor admitted, “A lot of sausage was being made in the back room.”

¹ All further references are to the California Government Code, unless otherwise noted.

² Omar Shaikh Rashad, *Fresno’s budget subcommittee doesn’t meet in public. Legal experts say it’s a ‘major problem’*, *Fresnoland* (Aug. 16, 2023), <https://fresnoland.org/2023/08/16/fresno-budget-subcommittee/>; see also Omar Shaikh Rashad, *Which Fresno streets should be repaved first? Why most of the debate will happen behind closed doors*, *Fresnoland* (June 19, 2023), <https://fresnoland.org/2023/06/19/budget-subcommittee-will-balance-budget-in-private/>.

³ Omar Shaikh Rashad, *Fresno’s budget subcommittee doesn’t meet in public. Legal experts say it’s a ‘major problem’*, *Fresnoland* (Aug. 16, 2023).

American Civil Liberties Union Foundation of Northern California

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The budget committee is composed of three of the seven City councilmembers and has been repeatedly meeting in secret since at least 2018 during each year's budget process.⁴ As reported by *Fresnoland*, there is no paperwork that confirms the dissolution of the committee following the passage of a budget every year.⁵

The budget committee meets every January for a "mid-year review" and "again during June for the budget process."⁶ The primary purpose of the committee is to reconcile the mayor's budget priorities with the Council's budget priorities.

During the 2023 budget process, the budget committee started its secret committee meetings on or around June 16, 2023.⁷ The task of the committee, as described by Councilmember Tyler Maxwell, was to "either remove some of the mayor's items and replace them with [the council's items] or take out some of the council motions."⁸

Similarly, Councilmember Luis Chavez described the subcommittee's purpose as taking the Council's budget priorities "into the back room and negotiat[ing] on behalf of the council."⁹ The backroom deals culminated in the adoption of a record-breaking \$1.87 billion City budget that was approved by the Council on June 22, 2023.

Regardless of whether the budget committee is formally an advisory body, its detailed deliberations are effectively the final word on the complex policy and financial decisions embodied in the City's budget. As Councilmember Chavez said of the committee's discussions, "The council has outlined the vision, the mayor has brought forward his recommendation, and now it's time to actually reconcile those two but also make sure you're including key investments.... So by the time it came back, it was pretty spot on, and there was not a lot of discussion or debate out on the dais" at the City Council meeting where the budget was approved.¹⁰

The City of Fresno is one of the largest cities in California by population that does not utilize an open, public budget committee. The budget committees of the Los Angeles, San Diego, San Francisco, Sacramento, Long Beach, Oakland, Anaheim, and Bakersfield city councils all hold their meetings in public.¹¹ Thus, it is troubling that Fresno's budget committee deliberated in secret on a record-breaking budget that impacts all its residents.

⁴ The budget committee is currently composed of Councilmember Tyler Maxwell, Councilmember Annalisa Perea, and Councilmember Mike Karbassi.

⁵ Omar Shaikh Rashad, *Fresno's budget subcommittee doesn't meet in public. Legal experts say it's a 'major problem'*, *Fresnoland* (Aug. 16, 2023).

⁶ *Id.* (quoting Councilmember Maxwell).

⁷ Although city officials may call it a "subcommittee," it is more properly deemed a committee of the City Council because it is not a subsidiary body of another committee.

⁸ Omar Shaikh Rashad, *Which Fresno streets should be repaved first? Why most of the debate will happen behind closed doors*, *Fresnoland* (June 19, 2023).

⁹ Omar Shaikh Rashad, *"Fresno's budget subcommittee doesn't meet in public. Legal experts say it's a 'major problem'"*, *Fresnoland* (Aug. 16, 2023).

¹⁰ *Id.*

¹¹ *Id.*

The Brown Act

Our state constitution could not be clearer on the fundamental right to open government. “The people have the right of access to information concerning the conduct of the people’s business, and, therefore, the meetings of public bodies and the writings of public officials and agencies shall be open to public scrutiny.” Cal. Const., Art. I, § 3(b)(1).

To that end, the Brown Act declares, “The people of this State do not yield their sovereignty to the agencies which serve them. The people, in delegating authority, do not give their public servants the right to decide what is good for the people to know and what is not good for them to know. The people insist on remaining informed so that they may retain control over the instruments they have created.” § 54950.

A law such as the Brown Act “shall be broadly construed if it furthers the people’s right of access, and narrowly construed if it limits the right of access.” Cal. Const., Art. I, § 3(b)(2); *see also, e.g., Julian Volunteer Fire Co. Assn. v. Julian-Cuyamaca Fire Prot. Dist.*, 62 Cal. App. 5th 583, 601 (2021) (noting Brown Act’s provisions must be “construed liberally in favor of openness in conducting public business”).

The Brown Act’s central purpose is to ensure that the public has an opportunity to oversee the actions of its representatives and provide informed and meaningful input to a legislative body before that body can take any action. The Act therefore mandates, “All meetings of the legislative body of a local agency shall be open and public, and all persons shall be permitted to attend any meeting of the legislative body of a local agency,” except for limited provisions authorizing closed sessions. § 54953(a).

The Act also requires that all meetings conducted by legislative bodies must—absent any emergency situation—be publicized in advance, follow a noticed agenda, be accessible, and provide an opportunity for the public to comment. §§ 54954–54954.3, 54954.5–54956.5, 54956.7–54957.10, 54962.

Nowhere are these requirements more important than in the budget process, given “the strong public interest in knowing how the government spends its money.” *International Fed’n of Pro. & Tech. Engineers, Local 21, AFL-CIO v. Superior Court of Alameda Cnty.*, 42 Cal. 4th 319, 333 (2007). Disregarding the compelling public interest in transparency, the City of Fresno has repeatedly violated the Brown Act by conducting budget committee deliberations in secret, without any notice, agenda, or opportunity for the public to comment.

The available facts demonstrate that the budget committee is a “legislative body” subject to the Brown Act because it was “created by charter, ordinance, resolution, or formal action” and is a “standing committee[]” with “a continuing subject matter jurisdiction,” if not “a meeting schedule fixed by charter, ordinance, resolution, or formal action of a legislative body,” regardless of whether it is “advisory” or composed of “less than a quorum” of the City Council, § 54952(b).

As evidenced in a document cited by *Fresnoland*, the budget committee was apparently created by the City Council on or about June 21, 2018, and its members are appointed by the City Council.¹² That is more than sufficient to establish “formal action” creating the committee. See *Frazer v. Dixon Unified School Dist.*, 18 Cal. App. 4th 781, 792-93 (1993); *Joiner v. City of Sebastopol*, 125 Cal. App. 3d 799, 801 (1981).

Under any construction of the Brown Act, broad or otherwise, the facts show that the budget committee has been a standing committee with continuing subject matter jurisdiction over budget matters since its formation, regardless of whether it has had a regular meeting schedule. In reality, the budget committee has regularly exercised “the responsibility of providing advice on budgets” to the City Council, and therefore it is “subject to the notice, agenda, and public participation requirements of the Act.” 79 Ops. Cal. Att’y. Gen. 69 (1996).

Given the “purposes and requirements” of the Brown Act, courts “must follow function over form in carrying out the Legislature’s purposes” to guarantee open government and accountability. *Id.* Any disclaimer that the budget committee is ad hoc or does “not exercise continuing subject matter jurisdiction,” is not “determinative” of whether the committee is subject to the Brown Act. *Id.* actual function, the budget committee is a legislative body that has routinely violated the Brown Act’s core requirements of open public meetings with notice, agenda, and opportunity for public comment.

Cease and Desist Demand

To address and remedy the concerns expressed in this letter, we demand that the Council ensure that the budget committee ceases and desists from conducting its deliberations in secret and in violation of the Brown Act. The Council must acknowledge the Brown Act violation set forth in this letter by making an unconditional commitment to refrain from keeping its budget committee closed to the public and to conduct all future budget committee meetings in accordance with the Act’s requirements set for legislative bodies. The Council has 30 days from receiving this cease and desist letter to provide the unconditional commitment, which must be approved by the Council in open session during a regular or special meeting as a separate item of business on the non-consent agenda. If the Council fails or refuses to ensure that the budget committee ceases and desists its secret meetings, we may file an action pursuant to § 54960.2, in which case, we will seek an award of court costs and reasonable attorney fees pursuant to § 54960.5.

The Council should also take note that the City is potentially exposed to Brown Act liability to the extent its other standing committees are also violating the Brown Act by meeting in secret. If such issues are not addressed, they may become the subject of a future cease and desist letter or Brown Act litigation.

* * *

¹² Organizational Form for City of Fresno Boards, Commissions, Committees, and Similar Bodies, <https://fresnoland.org/wp-content/uploads/2023/08/2018-Org-Form-Budget-Subcommittee-1.pdf>.

Governance shrouded in secrecy is an anathema to the democratic ideal. We urge you to stop hiding behind closed doors when deliberating on important issues concerning the residents of Fresno. Your constituents can provide necessary and valuable insight. They are not obstacles to be avoided.

Please let us know by September 15, 2023 if you intend to cease and desist from the violations raised in our letter.

Sincerely,

s/Angélica Salceda

Angélica Salceda

ACLU Foundation of Northern California

s/David Loy

David Loy

First Amendment Coalition

s/Danielle Bergstrom

Danielle Bergstrom

Fresnoland Media

Exhibit V



ANDREW JANZ
City Attorney

September 18, 2023

VIA E-MAIL asalceda@aclunc.org

Angelica Salceda
ACLU of Northern California
39 Drumm Street
San Francisco, California 94111

Re: Response by City of Fresno to Cease and Desist Letter

Dear Ms. Salceda:

This correspondence responds to your letter dated September 5, 2023, concerning “recent reports” that the Ad Hoc Budget Subcommittee (comprised of less than a quorum of city councilmembers) for the Fiscal Year 2023/24 budget is violating the Brown Act by not having public meetings as a standing committee.

As a threshold matter, your threats of litigation against the City of Fresno (City) are moot because the Ad Hoc Budget Subcommittee was dissolved on June 23, 2023, when the Fiscal Year 2023/24 City budget was approved by the City Council.

Additionally, the Ad Hoc Budget Subcommittee for the Fiscal Year 2023/24 budget was only in existence between January 19, 2023 until June 23, 2023 (less than six months). The primary authority that your letter relies on is California Attorney General Opinion No. 95-614 (June 10, 1996). However, the subcommittee that was at issue there did not have a limited term (unlike here where the Ad Hoc Budget Subcommittee for the Fiscal Year 2023/24 budget was in existence for less than six months).

The Fresno City Council approved the Fiscal Year 2023/24 City budget in open session at a city council meeting (after receiving public comments) on June 22, 2023, and the agenda package for that city council meeting was posted on the City’s website and made publicly available on June 16, 2023. Every budget-related hearing included public comment. Thus, there is no basis for your claims that the City lacked transparency in adopting the City budget.

While this dispute is moot and the Ad Hoc Budget Subcommittee has been dissolved, the City is also providing a response to your arguments that the Ad Hoc Budget Subcommittee, which is no longer in existence and lasted less than six months, allegedly violated the Brown Act.

Specifically, your letter contains no analysis about the Fresno City Charter. While you argue that other cities in California handle their budget subcommittees as standing committees, you have not considered that each charter city in California operates

differently based on the procedures established in their city charters (as approved by the voters of that city).

Under Fresno City Charter Section 400, subsections (d) and (f), the Mayor prepares the City budget and the City Council does not control the Mayor and the City Manager's decisions on how to prepare the budget. Unlike most cities, a council ad hoc subcommittee cannot direct the preparation of the budget because the Mayor and City Manager have the subject matter jurisdiction for budget preparation per the Fresno City Charter.

Additionally, under Fresno City Charter Section 400, the Mayor is in charge of directing the City Manager and not the City Council. Therefore, an Ad Hoc Budget Subcommittee (comprised of less than a quorum of city councilmembers) has no power to control how City staff prepares the City budget (unlike in most cities in California where a city council has the power to hire and fire a city manager).

Moreover, the legal authority cited in your letter is also distinguishable (as explained above) and there is authority that is more closely on point in this matter. For example, in *Taxpayers for Livable Communities v. City of Malibu* (2005) 126 Cal.App.4th 1123, the trial court ruled that no Brown Act violation occurred because the ad hoc council subcommittee there did not have subject matter jurisdiction over the matter the ad hoc was reviewing. The trial court's ruling was affirmed by the Court of Appeal.

There, in September 2001, the Coastal Commission released for public comment a draft of one component of Malibu's eventual LCP, a Land Use Plan (LUP). In the months following, two of the five members of Malibu's City Council, Jennings and House, held a number of private meetings with various individuals, constituents, and city staff to "go over the City's response to the Coastal Commission's draft LUP." Jennings and House did not invite the general public to their meetings. At the Malibu City Council's regular session in December 2001, Jennings and House submitted to the City Council their recommendations on how Malibu should respond to the draft LUP.

The Court of Appeal held that Jennings and House did not meet as members of the City of Malibu's Land Use and Planning Committee. The Land Use and Planning Committee had jurisdiction over planning and zoning code enforcement. It did not, however, have jurisdiction over Malibu's response to the Coastal Commission's LUP for Malibu. The Malibu City Council had instead reserved to itself jurisdiction over the City's response to the commission's plans. (*Id.* at pp. 1127 – 1128) Additionally, the Court held that Jennings and House could not bind the Malibu City Council because the Council kept for itself all future decisions involving the LUP by placing the plan on its agenda as a permanent item until resolved. (*Id.* at pp. 1128 – 1129)

Here, the Fresno City Council does not have subject matter jurisdiction over the preparation of the City budget (as explained above) per the Fresno City Charter stating that function is controlled by the Mayor and not by the City Council. Thus, the same line of reasoning that the Court of Appeal applied in the *City of Malibu* case applies here.

Additionally, under Fresno Municipal Code Section 2-316, the Council President appoints special committees rather than the City Council as a whole. For example, in *Farron v.*

City and County of San Francisco (1989) 216 Cal.App.3d 1071, a lawsuit was filed against the City and County of San Francisco seeking a temporary restraining order to prevent a mayoral appointed task force from meeting in private, a declaration that the task force was subject to the open meeting requirements of the Brown Act and a writ of mandate compelling the task force to hold its meetings in public. The task force was formed by the mayor to formulate legislation creating permanent zoning controls regarding the demolition of single family houses, and it included two of the five members of the City's board of supervisors.

The Court of Appeal held that the task force was not a legislative body within the meaning of Government Code Section 54952. The Court found that there was no evidence that the members of the board of supervisors were appointed to the task force to represent the board's interests, the city's charter did not require board members to serve on the task force nor were there any bylaws of the task force requiring such participation, and there was no evidence that the board of supervisors required its members to serve on the task force or exercised any control over their actions.

Thus, the Court held that the members of the Board Of Supervisors did not serve on the task force in their official capacity. The Court also held that since the Mayor created the task force rather than the Board of Supervisors as a whole it was not a standing committee. (*Id.* at p. 1075)

Here, you claim that there is a potential dispute that could arise in the future concerning if the Fresno City Council President could decide to form or not form an Ad Hoc Budget Subcommittee for the Fiscal Year 2024/25 budget is premature and not ripe for judicial review.

The request at the end of your letter that the City provide assurances that any future Ad Hoc Budget Subcommittee will be a standing committee is a hypothetical situation that does not require a response under Government Code Section 54960.1. As explained above, cities can form Ad Hoc Subcommittees without being required to treat all Ad Hoc Subcommittees as standing committees.

In closing, there is no legal basis for requiring any further action be taken by the Fresno City Council concerning this matter for the reasons that are explained above.

If you have any questions, please let me know.

Sincerely,



ANDREW JANZ
City Attorney

c: Danielle Bergstrom, Fresnoland Media (danielle@fresnoland.org)
David Loy, First Amendment Coalition (dloy@firstamendmentcoalition.org)

Exhibit W

City of Fresno

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



Meeting Minutes - Final

Tuesday, June 6, 2023

9:00 AM

Budget Hearings Continued From June 5, 2023. The budget hearings will be considered one continuous meeting Council Chambers (In Person and/or Electronic)

City Council

President - Tyler Maxwell

Vice President - Annalisa Perea

Councilmembers:

Mike Karbassi, Miguel Angel Arias, Luis Chavez,

Garry Bredefeld, Nelson Esparza

City Manager - Georgeanne A. White

City Attorney - Andrew Janz

City Clerk - Todd Stermer, CMC

City Council resumed the budget hearings in open session in the Council Chamber, City Hall, on the date and time above written.

9:10 A.M. ROLL CALL

Present: 7 - Councilmember Nelson Esparza
Council President Tyler Maxwell
Vice President Annalisa Perea
Councilmember Mike Karbassi
Councilmember Miguel Angel Arias
Councilmember Luis Chavez
Councilmember Garry Bredefeld

Pledge of Allegiance to the Flag

Councilmember Bredefeld led the Pledge of Allegiance.

Tuesday, June 6, 2023 - 9:00 A.M.

Council President Maxwell announced public comment would be taken at the beginning of each budget hearing for the departments to be discussed that day. Upon call, the following members of the public addressed Council: Patience Milrod, Queen Sister, Alyssa Smith, Karla Martinez, Brandi Nuse-Villegas, Sarah Parkes, Camila Rivera, Adela Moreno, Judith Medina, Ruben Espinoza, Robert McCloskey, Nishea Balajadia, Jessica Martinez, Benita Vasquez, Lisa Flores, Michael Yamamura, Ashley Rojas, Juana Vigil, Lilia Becerril, and Eric Payne.

REQUEST FOR MORE INFORMATION WAS MADE DURING BUDGET OVERVIEW:

Councilmember Esparza requested a memo informing if the city were to raise \$1 billion via the taxpayer- what would be the resulting financial impact on residents.

Council President Maxwell requested a memo on the following Information:
1.) Cost for designing and constructing a splash pad shade structure at Melody Park. 2.) Cost for a rod iron fence along the perimeter of the Rotary West park. 3.) Cost for resurfacing the volleyball and tennis ball courts at Einstein Park. 4.) Remaining Cost for assessing the Old Roessler building to utilize the building. 5.) Cost on all urgent needs that need to be

addressed at the Old Roessler Building

Council President Maxwell requested Information on the Cost of increasing all water conservation rebates at the same rate as CPI for the past 12 months.

Council President Maxwell requested the following Information on the senior center: 1.) Information regarding the Section 108 staff was going to pursue, what is the process for that, has the request to HUD has been submitted, and what the timeline is. 2.) In the Fiscal Year 2024 budget, is there sufficient funding to fulfill the RFQ/proposal for the senior center, if not, what is the funding amount needed.

Councilmember Karbassi requested the following Information regarding trolleys: what does the city do if residents get rowdy, what can be done for drivers to have quick access to safety, and to provide possible suggestions.

Councilmember Karbassi requested an estimate for the design phase of lighting at Oso De Oro Park and an estimate for the design and construction of lighting at Koligian Park.

Councilmember Arias requested a memo regarding the feasibility of Gottchalks as office space.

Councilmember Arias requested Information regarding the city's parking lot security monitoring and to confirm the operational hours.

[ID 23-788](#) Department of Transportation

The above Transportation Department Overview was presented to Council by Director Barfield.

Discussion was held between Council and the administration.

**REQUEST FOR MORE INFORMATION WAS MADE DURING
DEPARTMENT OF TRANSPORTATION OVERVIEW:**

Council President Maxwell requested a list of the remaining bus stops

needing shelters in District 4.

Council President Maxwell requested a memo to include the contract details with Provost & Pritchard and any other firm contracted to design and construct bus stop shelters.

Councilmember Chavez requested information regarding pepper spray training for FAX drivers and how many drivers have opted in.

Vice President Perea requested a list of unsheltered bus stops in District 4 based on priority and site criteria.

Councilmember Arias requested information on the amount of the Fiscal Year 2024 proposed PG&E cost increase.

Councilmember Arias requested the last five years of calls for service from FAX to the Police Department.

Councilmember Arias requested a cost analysis of a dedicated route from the downtown community medical center to the Clovis community medical center, a similar model to the trolley.

THE FOLLOWING MOTIONS WERE MADE DURING THE DEPARTMENT OF TRANSPORTATION DISCUSSION:

Council President Maxwell motioned to allocate \$500,000 to continue reduced-cost services for qualifying populations under the Kaiser grant contingent upon City not receiving funds. Councilmember Arias seconded the motion.

Council President Maxwell motioned to add nine (9) bus stop shelters in District 4 to the current list. Councilmember Esparza seconded the motion.

Councilmember Arias motioned to fund \$500,000 for a route from CRMC downtown to CRMC Clovis. Councilmember Chavez seconded the motion.

[ID 23-789](#) Police Department

The above Police Department budget overview was presented to Council by Police Chief Balderrama.

Discussion was held between Council and the administration.

REQUEST FOR MORE INFORMATION WAS MADE DURING POLICE DEPARTMENT OVERVIEW:

Councilmember Chavez requested information regarding domestic violence incident numbers and the department's capacity.

Councilmember Bredefeld requested information regarding the funding plan by the administration for the need for a helicopter for the Police Department.

Vice President Perea requested a report to discuss the current condition and possible ways to use Cornelia and Swift's location in Northwest Fresno.

Councilmember Arias requested staff provide the last five years of officers and management ratio with civilians.

Councilmember Arias requested the last 10 years of lawsuits, the name of the lawsuit, and the amount.

Councilmember Arias requested the number of officers on long-term medical leave for the last five years.

Councilmember Arias requested the operational hours for all police locations open to the public.

Councilmember Arias requested a memo for response times for 9-1-1 calls for the last five years and a memo for responses for police responding to 9-1-1 for the previous five years in various categories.

Councilmember Arias requested a memo regarding when the Chief decides to pursue accreditation.

Councilmember Arias requested information regarding the City of Fresno

Police Department Facebook page and a memo regarding policies and procedures for posting.

THE FOLLOWING MOTIONS WERE MADE DURING THE POLICE DEPARTMENT BUDGET DISCUSSION:

Councilmember Chavez motioned to add two positions to the Elder Abuse Unit. Councilmember Karbassi seconded the motion.

Councilmember Chavez motioned to allocate \$100,000 for Project Spotlight to feed video images into the surveillance command center. Councilmember Karbassi seconded the motion.

Councilmember Esparza motioned to add \$220,000 to re-launch the Neighborhood Watch Program within the Police Department Budget. Vice President Perea seconded the motion.

Vice President Perea motioned to allocate \$100,000 for small business security camera grants. Councilmember Karbassi seconded the motion.

[ID 23-790](#) Economic Development Department

The above Economic Development Department budget overview was presented to Council by Director Lippincott.

Discussion was held between Council and the administration.

REQUEST FOR MORE INFORMATION WAS MADE DURING THE ECONOMIC DEVELOPMENT DEPARTMENT BUDGET OVERVIEW:

Councilmember Arias requested a list of businesses that have been attracted or retained due to work done by economic development.

Vice President Perea gave direction to prioritize the Tower District.

Vice President Perea requested a memo on current sites in District 1 that you are currently in the works to attract new business or will be moving forward.

THE FOLLOWING MOTIONS WERE MADE DURING THE ECONOMIC DEVELOPMENT DEPARTMENT BUDGET DISCUSSION:

Councilmember Karbassi motioned to allocate \$100,000 for a new position of sister city liaison. Councilmember Chavez seconded the motion.

Councilmember Karbassi motioned to allocate \$50,000 for sister city travel. Councilmember Chavez seconded the motion.

[ID 23-791](#) Planning and Development Department

The above Planning and Development budget overview was presented to Council by Director Clark.

Discussion was held between Council and the administration.

REQUEST FOR MORE INFORMATION WAS MADE DURING THE PLANNING AND DEVELOPMENT DEPARTMENT BUDGET OVERVIEW:

Council President Maxwell requested additional information on the \$27,420,200 for Miscellaneous State Grants, including various state grants such as Local Early Action Planning, Local Housing Trust Fund funds and Encampment Resolution Funding” (B-158). He requested additional information regarding the exact usage of the following funds: 1.) A list of projects or groups that will receive funding from the grants. 2.) The amount of funds each group or project will receive. 3.) The grant funding source for each project or group, and include any budget pages that can be referenced for detailed information concerning these inquiries.

Councilmember Esparza requested an updated timeline for the CEDA and Environmental Impact Report.

Councilmember Arias requested information regarding the full accounting of housing funds that have been received and awarded by project and amount, and to include funds that have yet to be awarded for the past 3 years.

Councilmember Chavez requested a list of all housing permits currently

being processed, what category they would fall under, and how many are affordable.

Councilmember Chavez requested a copy of the General Plan outline of the anticipated need for housing units based on population growth.

Councilmember Karbassi requested a memo listing all vacancies in the Planning Department, how long they have been vacant, the salary range, a comparison of salary range vs. other entities, e.g., Caltrain, Clovis, Madera County, and what is being done to fill those vacancies.

Vice President Perea requested information regarding the senior home repair program, what has been expended, what is left, and what will be a carryover.

THE FOLLOWING MOTIONS WERE MADE DURING THE PLANNING AND DEVELOPMENT DEPARTMENT BUDGET DISCUSSION:

Councilmember Arias motioned to fund \$1 million for the acquisition of Helm Home for the operation of a youth LGBTQ shelter. Vice President Perea seconded the motion.

Vice President Perea motioned to carryover \$50,000 and funded an additional \$275,000 for the West Area Specific Plan. Councilmember Karbassi seconded the motion.

[ID 23-792](#) Public Works Department

The above Public Works Department budget overview was presented to Council by Director Mozier.

Discussion was held between Council and the administration.

REQUEST FOR MORE INFORMATION WAS MADE DURING THE PUBLIC WORKS DEPARTMENT BUDGET OVERVIEW:

Council President Maxwell requested information on the concrete and paving repair proposed at Browning, Bullard, Millbrook, and Ninth that is

currently on hold and asked if the project includes the frontage road on the south end of Bullard.

Councilmember Arias requested an up-to-date list of all incomplete or not completely funded public works projects in District 3 to be included with status.

Councilmember Chavez requested a list of all the projects that made it into the Fiscal Year 2024 proposed budget and requested a spreadsheet with just District 5 projects.

Council President Maxwell requested information on how often median islands in District 4 are cleaned and the cost to increase the litter removal of median islands in District 4.

Councilmember Chavez requested the following information from the Budget, Personnel Department, and Public Works Department: 1.) What is the historical data for Fresno regarding the sales/use tax trends, what was subsequently reconciled, and the trend specific to the city. 2.) What is the property tax trend in the city. 3.) What positions are being funded at "90%" and what has been the percentage of positions funded in the past 5 years. 4.) How many proposed funded positions were filled in the past 3 years by departments, and a list by departments. 5.) What are the estimates for infrastructure projects that have been coming in over the amount estimated, what is the trend, and are these trends reflected in the new estimates for capital/infrastructure budgets.

Vice President Perea requested information on the estimate to repave the Hughes, Cornell, Crystal, and Brown neighborhoods.

THE FOLLOWING MOTIONS WERE MADE DURING THE PUBLIC WORKS DEPARTMENT BUDGET DISCUSSION:

Councilmember Arias motioned to allocate \$1.5 million for infrastructure dollars for each council district. Councilmember Chavez seconded the motion.

Councilmember Karbassi motioned to add to Fiscal Year 2023 motion #58. If the property is re-zoned, the funds will be transferred to the Public Works Department for discretionary (by the council member) infrastructure projects in Council District 2. Councilmember Arias seconded the motion

ADJOURNMENT

City Council recessed the June 6, 2023 Budget Hearing at 5:07 P.M. The Budget Hearing was scheduled to resume Wednesday, June 7, 2023, at 9:00 A.M.

The above minutes were approved by unanimous vote of the City Council during the June 15, 2023, regular meeting.

Exhibit X

City of Fresno

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



Meeting Minutes - Final

Wednesday, June 7, 2023

9:00 AM

Budget Hearings Continued From June 6, 2023. The budget hearings will be considered one continuous meeting Council Chambers (In Person and/or Electronic)

City Council

President - Tyler Maxwell

Vice President - Annalisa Perea

Councilmembers:

Mike Karbassi, Miguel Angel Arias, Luis Chavez,

Garry Bredefeld, Nelson Esparza

City Manager - Georgeanne A. White

City Attorney - Andrew Janz

City Clerk - Todd Stermer, CMC

City Council resumed the budget hearings in open session in the Council Chamber, City Hall, on the date and time above written.

9:06 A.M. ROLL CALL

Councilmember Bredefeld led the Pledge of Allegiance.

Present: 6 - Councilmember Nelson Esparza
Vice President Annalisa Perea
Councilmember Mike Karbassi
Councilmember Miguel Angel Arias
Councilmember Luis Chavez
Councilmember Garry Bredefeld

Absent: 1 - Council President Tyler Maxwell

Pledge of Allegiance to the Flag

Councilmember Bredefeld led the Pledge of Allegiance.

TUESDAY, JUNE 6, 2023 - 9:00 A.M. (CONTINUED BUDGET HEARING)

[ID 23-792](#) Public Works Department

The above Public Works Department budget overview was continued from June 6, 2023 and presented to Council by Director Mozier.

Discussion was held between Council and the administration.

REQUEST FOR MORE INFORMATION WAS MADE DURING THE PUBLIC WORKS BUDGET OVERVIEW:

Councilmember Arias requested staff provide a cost estimate for road Paving for the areas Between (Fruit, Kearney Blvd, A St., California).

Councilmember Arias requested staff provide a cost estimate for Shields & Valentine intersection for traffic signal installation and road paving.

Councilmember Karbassi requested a cost estimate to add protective left-turn phasing to north/south traffic at Shaw and Feland Avenues.

Councilmember Arias requested information on the last three years what is the General Fund commitment to Department Public Works that excludes earned income from fees, SGF, Measure C, and council infrastructure.

Councilmember Arias requested a complete list of solar projects completed, coming online, and when anticipated to be operational as well as the ones that have yet to put out.

Councilmember Arias requested cost of historic lamp posts to be put back up.

Councilmember Karbassi requested information regarding the cost to equip each inspector in Public Works Department with iPads/tablets.

Councilmember Karbassi requested information regarding security gate around employee parking lot: cost estimate of a phase plan over the next couple of years.

Councilmember Chavez requested information on the amount of reassessment for District 5, and the last time they were done.

Vice President Perea requested information regarding alley gate program and what is the cost to install one alley gate on each side.

Vice President Perea requested a memo on what it would take to bring those in house for Tower District street lights.

Vice President Perea requested a memo to get the cost estimate for textured stamped paving for the Fresno High Area (on Echo Ave between McKinley Ave and Weldon Ave) and other methods of traffic calming.

Councilmember Chavez requested information regarding Measure C carryover and how much of that Measure C was carryover from previous year by subcategory.

THE FOLLOWING MOTIONS WERE MADE DURING BUDGET HEARINGS:

Councilmember Chavez motioned to make Tulare, Belmont, Sunnyside, and Fowler priority for paving. Councilmember Esparza seconded the motion.

Councilmember Chavez motioned to include California, Butler, Hazelwood, and Orange in the rebuild Fresno 2.0 initiative. Councilmember Esparza seconded the motion.

Councilmember Bredefeld motioned to fund \$3 million in infrastructure projects in District 6. (\$2.1 million for repaving of Herndon-Cedar/Sierra Millbrook, \$425,000 repaving First Street between Herndon and Sierra, \$150,000 repaving Sierra between Fresno and Fwy 41, \$150,000 repaving Thesta between Escalon and Bullard, 17 sidewalk, curb and gutter projects \$169,500). Councilmember Karbassi seconded the motion.

Councilmember Esparza motioned to fund the construction of a roundabout on Wishon and Fountain for \$260,000. Councilmember Chavez seconded the motion.

Councilmember Esparza motioned to fund the installation of street lighting at the intersection of Willow Ave. and Tulare Ave. Councilmember Chavez seconded the motion.

Councilmember Esparza motioned to fund the installation of an in-pavement lighted crosswalk at all intersections of Rowell Elementary School. Councilmember Chavez seconded the motion.

Councilmember Esparza motioned to fund the paving of streets at Tulare/5th, Tulare/6th, Tulare/7th. Councilmember Chavez seconded the motion.

Councilmember Esparza motioned to fund the paving of the Home-First-Pine-Millbrook neighborhood. Councilmember Chavez seconded the motion.

Councilmember Esparza motioned to fund the paving of the Chestnut-Tulare-McKenzie-Winery neighborhood. Councilmember Chavez

seconded the motion.

Councilmember Esparza motioned to fund the installation of street lighting on Tulare Ave between Chestnut Avenue and Peach Avenue.

Councilmember Chavez seconded the motion.

Councilmember Esparza motioned to fund the paving of the Winery-Tulare-Willow-McKenzie neighborhood. Councilmember Chavez seconded the motion.

Councilmember Esparza motioned to fund the paving of Peach Avenue from Olive to McKinley. Councilmember Chavez seconded the motion.

Councilmember Esparza motioned to fund street lighting along Washington Avenue and 4th Street near the cross streets of First Street and Belmont. Councilmember Chavez seconded the motion.

Councilmember Karbassi motioned to allocate \$550,000 for roadwork on Weber Ave to Camp Pashayan in Council District 2. Vice President Perea seconded the motion.

Councilmember Karbassi motioned to allocate \$500,000 for intersection upgrades at Barstow and Grantland. Councilmember Esparza seconded the motion.

Councilmember Karbassi motioned to allocate \$150,000 for a memorial for victims of traffic fatalities. Vice President Perea seconded the motion.

Councilmember Karbassi motioned to allocate \$210,000 for roadwork on Van Ness in Council District 2. Councilmember Arias seconded the motion.

Councilmember Karbassi motioned to allocate \$855,000 for mill & pave, slurry seal for the neighborhood Herndon-Alluvial, Van Ness to West. Vice President Perea seconded the motion.

Councilmember Karbassi motioned to allocate \$50,000 for the installation of irrigation infrastructure at vacant lot between Barstow and Bryan (lot not

covered by neighborhood's CFD). Vice President Perea seconded the motion.

Vice President Perea motioned for \$65,000 to close the Gap funding needed to complete the Yale paving project. Councilmember Arias seconded the motion.

Vice President Perea motioned to allocate funding to implement recommendations from traffic intersection study for \$500,000. Councilmember Karbassi seconded the motion.

Vice President Perea motioned to allocate funding to pave residential streets at West Brown, between N. Hughes Ave, N. Crystal Ave., and W. Cornell Ave. Councilmember Arias seconded the motion.

Vice President Perea motioned to allocate funding to update historical ornamental lights in the Fresno High neighborhood to LED lights. Councilmember Karbassi seconded the motion.

Vice President Perea motioned to Slurry seal Fruit Ave from Clinton to Dakota Ave. Councilmember Karbassi seconded the motion.

Vice President Perea motioned to update landscaping frontage Median Island along West Ave from Shaw to Norwich Ave. Councilmember Karbassi seconded the motion.

Councilmember Arias motioned to fund \$500,000 for Downtown (Fulton Street) and Chinatown (F Street) for overhead string LED lighting. Councilmember Chavez seconded the motion.

Councilmember Arias motioned to allocate \$1.9 Million in funding for road repaving and concrete repair for a residential area in Southwest Fresno bounded by Jensen, Elm, Church, & Kirk. Councilmember Chavez seconded the motion.

Councilmember Arias motioned to allocate \$4.1 million to repave unfunded streets as identified in the memo in response to council direction #8

regarding the Tower District area bounded by Weber McKinley, Palm, & Olive. Councilmember Chavez seconded the motion.

Councilmember Arias motioned to allocate \$200,000 from Beautify Fresno budget to provide trash and pressure washing in Chinatown, similar to what is done in Downtown and Tower District. Councilmember Chavez seconded the motion.

Councilmember Arias motioned to allocate \$2.4 Million for the Chinatown area for road repaving and concrete work that is not funded by TCC grant dollars. Vice President Perea seconded the motion.

Wednesday, June 7, 2023 - 9:00 A.M.

City Clerk Stermer announced File ID 23-792 - Public Works Department budget was continued from Tuesday, June 6, 2023, budget hearings.

Upon call, the following members of the public addressed Council: Alan McCuen, Brandi Nuse-Villegas, Annie McCuen, Alisha Corchado, Pedro Navarro, Emma Sultan, Lisa Flores, Adrian Zarate, Harman Singh, Ashley Rojas, and Tony Quezada.

REQUEST FOR MORE INFORMATION WAS MADE DURING THE JUNE 7, 2023, BUDGET OVERVIEW:

Councilmember Arias requested information regarding the total number of citywide positions that were added in Fiscal Year 2019, Fiscal Year 2020, Fiscal Year 2021, Fiscal Year 2022, Fiscal Year 2023, and those being proposed in Fiscal Year 2024.

Councilmember Arias requested a list of all capital improvement projects included in Fiscal Year 2022 and Fiscal Year 2023 that were not fully funded or went undeveloped.

Councilmember Arias requested information on the current vacant position that is currently unfilled to be focused on the Tower District Business Corridor.

Councilmember Karbassi requested a breakdown of the \$1,824,900 cost for replacement of the fire alarm panel at MSC (General Services Budget item).

Vice President Perea requested a memo to confirm there's a special fund to capture concert profits to make improvements to the Tower Theater.

Councilmember Chavez requested information on fine for selling illegal fireworks.

THE FOLLOWING MOTIONS WERE MADE DURING BUDGET HEARINGS:

Councilmember Chavez motioned to give direction for legal counsel to establish a community service requirement for people caught graffitiing property. Councilmember Esparza seconded the motion.

Councilmember Chavez motioned to allocate \$100,000 for Community Affairs for immigrant legal defense fund. Vice President Perea seconded the motion.

Councilmember Chavez motioned to allocate \$75,000 for Centro La Familia. Vice President Perea seconded the motion.

Councilmember Bredefeld motioned to allocate \$52,500 for 3 Code Enforcement cameras to catch illegal dumping. Councilmember Karbassi seconded the motion.

[ID 23-793](#) Fire Department

The above Fire Department budget overview was presented to Council by Interim Fire Chief Alcorn.

Discussion was held between Council and the administration.

REQUEST FOR MORE INFORMATION WAS MADE DURING THE FIRE DEPARTMENT BUDGET OVERVIEW:

Councilmember Chavez requested the latest heat map.

Councilmember Arias requested information on the amount of multilingual response staff and officers within the Fire Department.

Councilmember Karbassi requested a memo regarding how much it costs in Overtime to raise daily minimum staffing to 103 and what other options are there to get to 103.

THE FOLLOWING MOTIONS WERE MADE DURING BUDGET HEARINGS:

Councilmember Karbassi motioned to allocate \$160,000 to equip all fire staff with ballistic vests and helmets. Vice President Perea seconded the motion.

Councilmember Karbassi motioned to allocate \$100,000 for any improvement necessary to sustain four fire fighters at a time at Station 2. Councilmember Chavez seconded the motion.

[ID 23-794](#) Parks, After School, Recreation and Community Services (PARCS)

The above PARCs Department budget overview was presented to Council by Director Aguirre

Discussion was held between Council and the administration.

REQUEST FOR MORE INFORMATION WAS MADE DURING THE PARCS DEPARTMENT BUDGET OVERVIEW:

Councilmember Arias requested the following information from staff regarding Measure P: How much Measure P money has been received in total, what amount has been appropriated, what amount has not been appropriated, and how much interest has been generated from the Measure P deposits.

Councilmember Karbassi requested a memo on the cost to resurface the tennis courts at Logan Park exclusively to pickle ball courts.

THE FOLLOWING MOTIONS WERE MADE DURING BUDGET HEARINGS:

Councilmember Arias motioned to adopt PRAC's recommendation #1 for free entrance for Fresno residents to City parks on National Parks Day and on a second day, yet to be determined. Vice President Perea seconded the motion.

Councilmember Arias motioned to adopt PRAC's recommendation #6 to allocate \$250,000 to repurpose the softball field at JSK Park, and to repurpose one of the eight soccer fields at the Regional Sports Complex into cricket fields with guidance from Cricket League leaders on the requirements for a field. Vice President Perea seconded the motion.

Councilmember Arias motioned to allocate \$2 Million for the completion of the construction of Ted C. Wills' green space. Councilmember Karbassi seconded the motion.

Councilmember Arias motioned to allocate \$6 Million construction of San Pablo Park. Councilmember Karbassi seconded the motion.

Councilmember Arias motioned to identify Basin XX as a high-priority, high-needs for the joint use agreement with the Flood Control District to make it a dual-purpose space; green space and water basin, and allocate \$1 Million for the construction phase of Basin XX. Councilmember Karbassi seconded the motion.

Councilmember Arias motioned to allocate \$1 Million for remediation of the contamination of green space located on the south parcel of Maxie Parks Community Center. Vice President Perea seconded the motion.

Councilmember Chavez motioned to include flood control property near Church as a future park site. Councilmember Karbassi seconded the motion.

Councilmember Chavez motioned to allocate \$300,000 for the Community Garden/Dog Park on 11th and Tulare. Councilmember Esparza seconded

the motion.

Councilmember Bredefeld motioned to fund \$800,000 in construction costs to finish the Pickleball Facility at Rotary East Park at Sierra and Cedar. This will update the number of courts, add amenities, and meet the ADA accessibility requirements. Councilmember Karbassi seconded the motion.

Councilmember Esparza motioned to fund acquisition of property at First & Clinton for the expansion of Radio Park for \$1 Million. Councilmember Arias seconded the motion.

Councilmember Esparza motioned to fund the design and construction of new play structure at Lafayette Park for \$350,000. Councilmember Chavez seconded the motion.

Councilmember Esparza motioned to fund the design of a skate park amenity at Manchester Park for \$190,000. Councilmember Chavez seconded the motion.

Councilmember Esparza motioned to fund year round senior activities for \$482,000. Councilmember Chavez seconded the motion.

Councilmember Esparza motioned to fund a city run Play Streets program for a total of \$200,000. Councilmember Chavez seconded the motion.

Vice President Perea motioned to turn to the Mickingley and Weber basin into a dual use park contingent whether it is needed for recharge. Councilmember Chavez seconded the motion.

Vice President Perea motioned to allocate \$9 Million to the design and construction of Quigley Park. Councilmember Karbassi seconded the motion.

Vice President Perea motioned to allocate \$70,000 for multi use court at Lions Park. Councilmember Karbassi seconded the motion.

Councilmember Karbassi motioned to allocate \$50,000 to upgrade the

*monument sign with lighting and other improvements at Logan Park.
Councilmember Esparza seconded the motion.*

Councilmember Karbassi motioned to allocate \$150,000 towards a fireworks show to celebrate Diwali in 2023. Event is to be held in Council District 1 or 2. Vice President Perea seconded the motion.

[ID 23-795](#) Personnel Services Department

The above Personal Service Department budget overview was presented to Council by Assistant City Manager Miller.

Discussion was held between Council and the administration.

**REQUEST FOR MORE INFORMATION WAS MADE DURING THE
PERSONNEL SERVICES DEPARTMENT BUDGET OVERVIEW:**

Councilmember Arias requested information on all settlements over the last 5 years and the breakdown of the liability ISF charge for personnel.

Councilmember Arias request staff provide a sample of a bare minimum exam for 911 dispatchers and FAX bus drivers.

Councilmember Arias requested staff provide the total numbers of positions in 2019 compared to FY 2024 Proposed Budget.

[ID 23-796](#) Convention Center / Stadium

Councilmember Arias requested information on what is the outstanding debt for Convention Center facilities.

Councilmember Arias requested on what bonds are leveraged against the entire Convention Center facilities, including garages.

Councilmember Arias requested a memo of differed maintenance on the Seland Arena/Convention Center.

Councilmember Arias requested information on when was the last financial audit conducted for the Grizzlies.

Councilmember Arias requested information on how much will the organization invest in the stadium, and towards what improvements.

Councilmember Arias requested information on the estimated cost for painting of the buildings.

Councilmember Karbassi requested information on the vacancy rate at the Convention Center (number of days and evening events are booked vs. not).

Councilmember Karbassi requested the vacancy rate at the Save Mart Center (assuming ASM will provide that).

Councilmember Karbassi requested a list of deferred maintenance items (and costs, if available).

Councilmember Karbassi requested information on what investments are needed to make the Convention Center a state of the art facility given its present limitations (e.g. seating capacity, parking, etc).

[ID 23-797](#) Department of Public Utilities

The above Department of Public Utilities budget overview was presented to Council by Director Buche.

Discussion was held between Council and the administration.

REQUEST FOR MORE INFORMATION WAS MADE DURING THE DEPARTMENT OF PUBLIC UTILITIES BUDGET OVERVIEW:

Council President Maxwell requested a memo on the number of homes on average that would be able to be served with \$105,000 in Lawn to Garden rebate program funding, information on how the estimate was calculated, the average square footage per home that applies, and qualifies for a Lawn to Garden rebate.

Councilmember Arias is requesting a complete list of how the "Beautify Fresno" Program is funded (all sources - Measure P, General Fund, etc.);

where the appropriations lie (by line item) and what they fund.

Councilmember Arias requested information on the following: 1.) The status of the Northpointe Settlement Agreement, specifically what is the status of the construction of water and sewer infrastructure for Daleville Community (section 3 of agreement). 2.) What is the status of acquiring portions of E. Central Ave. and S. Cherry Ave. (section 8 of agreement) and what is the estimated cost for acquisition. 3.) What is the cost estimate for a signalized intersection with curb ramps and crosswalks at the E. Central Ave. and S. Cherry Ave. intersection (section 4a of agreement). 4.) What is the status of the installation of 'No Idling' signs throughout the AB617 area (section 9 of agreement)

ADJOURNMENT

City Council recessed the June 7, 2023 Budget Hearings at 6:01 P.M. The budget hearing was scheduled to resume Thursday, June 8, 2023, at 9:00 A.M.

The above minutes were approved by unanimous vote of the City Council during the June 15, 2023, regular meeting.

Exhibit Y

Regular Meeting

June 22, 2023

FRESNO CITY COUNCIL



Supplemental Packet

ITEM(S)

2-C (ID 23-994) - *RESOLUTION - Adopt the FY 2024 Annual Appropriation Resolution. (Subject to Mayor's veto)**

SUPPLEMENTAL CONTENT: FY 2024 Budget Reconciliation Summary

RECEIVED
2023 JUN 22 A 8:07
CITY OF FRESNO
CITY CLERK'S OFFICE

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.

FY 2024 BUDGET RECONCILIATION SUMMARY

MOTION #	COST	BUDGET MOTION EXPENDITURE
2	\$ 500,000	Fund zero fares for qualified persons if grant is not received
4	\$ 65,000	Sister City liaison funding
5.1	\$ 70,000	Sister City Travel Fund - see 5.2
5.2	\$ (46,000)	Rollover FY23 unspent balance in Sister City Travel - see 5.1
7	\$ 100,000	Project Spotlight
8	\$ 100,000	Neighborhood Watch Program
9	\$ 100,000	Small business security camera grants
10	\$ 2,800,000	\$400,000 per District for Infrastructure Projects in DPW
13	\$ 275,000	West Area Neighborhood Specific Plan
14	\$ -	Cost Neutral Direction to reallocate to Infrastructure Budget if Beechwood Property is rezoned
17	\$ 148,500	Community Garden/Dog Park on 11th and Tulare
20.1	\$ 450,000	Repaving First Street between Herndon and Sierra
20.2	\$ 150,000	Repave Sierra between Fresno and Fwy 41
20.3	\$ 150,000	Repave Thesta between Escalon and Bullard
20.4	\$ 169,500	17 sidewalk, curb and gutter projects in District 6
22	\$ 80,000	Design for Wishon Ave and Fountain Ave roundabout
32	\$ 275,000	Roadwork on Weber Ave to Camp Pashayan
33	\$ 400,000	Intersection upgrades at Barstow and Grantland
34	\$ 100,000	Memorial for victims of traffic fatalities
35	\$ 210,000	Roadwork on Van Ness in Council District 2
36	\$ 855,000	Mill & pave, slurry seal for the neighborhood Herndon-Alluvial, Van Ness to West
37	\$ 50,000	Installation of irrigation infrastructure at the Contessa Avenue landscape buffer
40	\$ 1,400,000	Paving residential streets at West Brown, between N. Hughes Ave, N. Crystal Ave., and W. Cornell Ave.
42	\$ 2,800,000	Grind and overlay on Fruit Avenue from Clinton to Dakota
44	\$ 250,000	Downtown (Fulton Street) overhead string LED lighting
47	\$ 100,000	Litter abatement and pressure washing in Chinatown
49	\$ 128,000	Equip all fire rigs with ballistic vests and helmets
50	\$ 150,000	Fire Station renovations to sustain four fire fighters at Station 2
51	\$ 11,000	Free entrance for Fresno residents to City parks on National Parks Day (Revenue Reduction)
52	\$ 250,000	Repurpose JSK softball field and one Regional Sports Complex soccer field to cricket
58	\$ 100,000	Immigrant legal defense fund
59	\$ 75,000	Funding for Centro La Familia
60	\$ 270,000	Real Estate Purchases
61	\$ 350,000	New play structure at Lafayette
62	\$ 125,000	Skate park amenity at Manchester Park
66	\$ 1,578,400	Design for Quigley Park Improvements
67	\$ 203,000	Multi-use court at Lions Park
68	\$ 50,000	Monument sign with lighting and other improvements at Logan Park
69	\$ 50,000	Fireworks show to celebrate Diwali in 2023. Event is to be held in council district 1 or 2
70.1	\$ 200,000	Tower District Specific Plan (Cost Neutral - see 70.2)
70.2	\$ (200,000)	Rollover FY23 unspent balance from smoke shop and sensitive use text amendments - see 70.1
71	\$ 500,000	Hinton Center Renovations
78	\$ -	Add a Council Assistant at 1.0 FTE for District 7 (cost neutral in FY24 and FY25)
79.1	\$ 175,000	Increase Legislative Intern Program and allocate \$25,000 per district - see 79.2
79.2	\$ (155,000)	Reallocate base Legislative Intern appropriations -see 79.1
80	\$ 40,000	Renzi art restoration and preservation
83	\$ 776,000	Rotary East Park pickleball construction
85	\$ 150,000	Garo and Alice Gureghian Armenian Cultural Center upgrades
88	\$ 301,300	Design of soccer field lighting at Koligian Park
89	\$ 50,000	Design volleyball court lighting at Koligian Park
90	\$ 1,083,300	Reconstruction of the Milburn Overlook
91	\$ -	Add one LGBTQ Liaison to the Office of Community Affairs. (Cost Neutral)
92	\$ 100,000	EOC LGBTQ Center
93	\$ 100,000	Grant program for local LGBTQ and non-profits
95	\$ 569,000	Evening Code Enforcement Team
96	\$ 725,000	Increase to Council Offices operating budgets
98	\$ 250,000	Improvements to Pinedale Community Center
99	\$ 40,200	Tablets for inspectors in the Public Works Department
100	\$ 750,000	Implement left turn phasing at West Shaw Ave and Feland Ave

MOTION #	COST	BUDGET MOTION EXPENDITURE
102	\$ 69,000	Convert the tennis courts at Logan Park to pickleball courts
104	\$ 200,000	City Attorney's office to lease additional office space
105	\$ 80,000	Design for Wishon Ave and Cortland Ave roundabout
106	\$ 50,000	E-bike/Scooter rebate program
107	\$ 15,000	Tower District Marketing Committee string light improvements
110	\$ 1,000,000	District 1 and 4 façade improvement program for businesses and non-profits
111	\$ 2,000,000	Continue funding Eviction Protection Program (EPP)
112.1	\$ 50,000	Outreach for EPP/Tenant Relocation Benefits - see 112.2
112.2	\$ (50,000)	Rollover FY23 unspent Ethnic Outreach balance in GCP - see 112.1
113	\$ 20,000	Youth Sports Fee Waiver Program
115	\$ 10,000	Increase Water Conservation Rebates at same rate as CPI
118	\$ 500,000	Reedy Park Improvements - see 119
119	\$ (30,000)	Reallocate from University Park monument to FY24 Motion 119 - see 118
121	\$ 1,700,000	Construction of a wrought iron perimeter fence at Rotary Park West
124	\$ 65,000	Cary Park Bleachers and Pétanque Improvements
137	\$ 1,000,000	Repave Echo Ave. between McKinley and Olive Avenues
139	\$ 935,000	Multi-use futsal and pickleball court at Vinland Park
140	\$ 1,383,700	Miscellaneous Granite Park project and expenditures
141	\$ 200,000	Upgrades for the Valley Dream Center
Admin	\$ 450,000	Water Tower Improvements
	\$ 29,994,900	TOTAL

MOTION #	COST	MOTIONS FOR FY24 MIDYEAR OR OTHER FUNDING CONSIDERATION
48	\$ 2,400,000	Chinatown road repaving and concrete work
138	\$ 7,200,000	Road paving of McKinley Ave from Chestnut to Clovis
15	\$ 5,900,000	Tulare-Belmont-Sunnyside-Fowler prioritize paving
16	\$ 5,800,000	California-Butler-Hazelwood-Orange included in the Rebuild Fresno 2.0 initiative
30	\$ 1,900,000	Paving of Peach Avenue from Olive to McKinley
	\$ 23,200,000	TOTAL

MOTION #	COST	APPROPRIATIONS/REVENUES IN FY2024 BEING REALLOCATED OR RECOGNIZED
	\$ (1,200,000)	Unrecognized Debt Service Revenue
	\$ (1,700,000)	Sale of Blosser Property Revenue
	\$ (200,000)	Rollover FY23 unspent Ethnic Outreach balance in GCP
	\$ (1,000,000)	Unrecognized Franchise Fees
	\$ (1,000,000)	Budget correction to overstated expense for Corridor Improvements
	\$ (636,400)	Calwa Trail Funding Reallocation
	\$ (2,500,000)	ARPA Mobile Food Hub
	\$ (3,200,000)	Unrecognized ARPA Interest Revenue
	\$ (200,000)	ARPA Premium Pay
	\$ (200,000)	ARPA Covid Testing
	\$ (100,000)	ARPA PPE
	\$ (2,900,000)	ARPA Administration Reallocation
	\$ (883,000)	ARPA Drill Schools FY22 duplicated expense
	\$ (50,000)	ARPA unspent Fire Instruction Materials
	\$ (250,000)	ARPA unspent Fire Station Repairs
	\$ (300,000)	ARPA unspent Greening
	\$ (500,000)	ARPA Bitwise Funds
	\$ (3,200,000)	ARPA PD Headquarters deadline constraints
	\$ (3,200,000)	Measure P estimated FY23 to FY24 excess carryover
	\$ (781,900)	Measure P FY24 project reprioritization
	\$ (1,103,300)	Meas P FY24 available Fund Balance
	\$ (2,569,500)	Capital Project Reprioritization
	\$ (275,000)	LEAP Grant Funding
	\$ (500,000)	FAX Kaiser Grant or Enterprise if not grant is not received
	\$ (1,570,000)	ERAP Reallocation to EPP
	\$ (10,000)	DPU Enterprise Funds
	\$ (11,000)	Measure P Revenue Loss
	\$ (30,040,100)	TOTAL

Exhibit Z



JERRY P. DYER
MAYOR

September 29, 2023

One Fresno Family:

It is an honor to present the Dyer Administration's Adopted Budget for Fiscal Year 2024 (FY24). Consistent with previous years, this budget supports the ONE FRESNO vision which promotes and implements an inclusive, prosperous, beautiful city where people take pride in their neighborhood and community, and provides a government that listens, keeps its promises, and is owned by the people. In pursuing this vision, we continue to strive each day to have a culture that demonstrates – we work for you.

In my adopted “we work for you” budget, public safety remains the foundation on which all else is built. The FY24 Budget also prioritizes Beautify Fresno, Homelessness and Housing, and Investing in our Youth. Each of these priorities are in addition to essential services the City of Fresno (City) provides daily to our residents, such as repairing streets and sidewalks, picking up trash, ensuring our water and sewer systems are safe and reliable, and maintaining timely and efficient public transportation. This budget reflects these priorities and builds upon the considerable progress made during the last two fiscal years.

The FY24 Adopted Budget totals \$1,871,906,200. Of that, General Fund departments account for \$484,889,200, while Enterprise and Internal Service departments total \$855,930,000. The remaining \$531,087,000 is comprised of special revenue sources such as Measure C, Measure P, various grants, and other capital funds. Throughout this budget message, I hope to offer insights into the coming year, and acknowledge our accomplishments and investments – all while encouraging our team each year to reach new heights and to set and meet even more ambitious goals.

As part of my Administration's efforts to maintain the City's long-term financial stability, the General Fund reserve balance is projected to be fully funded at 10%, or \$45,921,900 by the end of FY24. The City's fiscal condition remains healthy. I am proud to report that the City's credit rating was recently upgraded by all three major credit rating agencies – Standard & Poor's, Moody's and Fitch all agree that the City's financial position is strong and improving. A strong credit rating lowers the City's interest rates when we go to sell bonds.

Sales tax growth is projected at 2.5% and property tax growth is projected at 4.25%. Additionally, employee positions are funded at 90% based on historical attrition data. In planning for FY24, there are several notable considerations and adjustments, including increased expenses and a leveling of tax revenues, as described further:

- FY23 saw significant investment in one of the City's most valuable resources – our hard-working employees. Total personnel increases in FY24 are \$37,576,300.
- Due to ongoing rate increases, we projected PG&E costs to rise to \$42,050,457. By comparison, FY21 costs were \$25,770,981, which represents a \$16.3 million increase in just three years. I will continue to voice opposition to the California Public Utilities Commission on these unsustainable increases as well as explore other alternatives to lower rates.
- Measure P Sales Tax was initially estimated to annually generate \$35 million beginning July 1, 2021. Internal calculations for Measure P far exceeded the \$35 million, and was forecast to generate \$58,344,000, which was then programmed into the FY23 budget. However, these projections were in error due to a Measure P formula miscalculation that included State and County sales tax pools, and was based on sales tax projections that were too high. A more accurate calculation, based on appropriate sales tax projections, results in a Measure P revenue estimate of \$48,222,200 for FY24.
- The FY24 Budget assumed the existing rate structure for both Water and Wastewater Divisions of the Department of Public Utilities. However, the Solid Waste Management Division (collection, recyclables, green waste, Operation Clean-Up) relies on a projected rate increase in FY24. Solid Waste has seen significant cost increases in equipment, vehicles, fleet maintenance and repairs, fuel, PG&E, and personnel. The last Solid Waste rate increase was in 2009. To remain solvent, the division has depleted its reserve fund, deferred much-needed maintenance and equipment purchases, and left positions unfilled. A public vetting process is anticipated during FY24 to address the potential rate increase and improved service levels for Solid Waste, and funding has been budgeted for that process. While all three divisions face financial challenges related to the cap on current rates, the Solid Waste Management Division's situation is particularly dire.

Community Safety and Trust

During the past year, much progress has been made to enhance community safety and trust within the Police Department. The prior two budget cycles prioritized recruitment of sworn personnel, with the goal of being at full strength by the end of FY24. In FY21, the department was authorized at 838 officer positions. In the Adopted FY24 budget, that number has grown to 900, with the potential to increase to 926 in the coming weeks due to increased outside funding that will fully fund the additional positions. Year-to-date violent crime is down over 15% and homicides have decreased by over 40%, with residential and business burglaries down over 26% and 46% respectively. Increased staffing levels and partnerships have been key to these successes.

Police Department: The FY24 Adopted Budget includes the following:

- Sworn Officers: Funding for 900 sworn positions. In April 2023, 12 of those officers were added with the City's acceptance of a Community Oriented Policing Services grant, which pays for approximately one-third of an officer's cost for three years
- Dispatcher Hiring: During FY23, contract modifications were made for Emergency Services Dispatchers (ESD), making them the highest compensated in the San Joaquin Valley. This was done to improve recruitment and reduce attrition. Currently, 111 full-time ESDs, six Supervisors, and one Manager make up the Dispatch Unit, which operates seven days a week, 24 hours a day
 - The FY24 Adopted Budget includes the addition of two Supervisors, four ESD II positions, and two ESD III positions for a total of eight new positions in addition to the 10 added since FY21
- ShotSpotter: The FY24 Budget continues funding for the ShotSpotter Gunshot Detection System to cover 14.26 square miles, and an additional \$61,200 to cover contractual increases
- Equipment and Materials for New Hires:
 - Replacement equipment for 80 new officers hired to cover attrition (\$239,000)

Exhibit FC-A

From: Dary Boualamsy <Dary.Boualamsy@fresno.gov>
Sent: Friday, June 24, 2022 4:05 PM
To: Henry Fierro <Henry.Fierro@fresno.gov>; Maira Aguilar <Maira.Aguilar@fresno.gov>
Cc: Aldi Ramirez <Aldi.Ramirez@fresno.gov>; Aaron Aguirre <Aaron.Aguirre@fresno.gov>
Subject: RE: Budget Motions

Hi Henry, please see PARCS revised spreadsheet. In order to accommodate the motions we proposed potential projects that can be reduced for consideration (based on not impacting the highest needs neighborhoods requirement).

From: Henry Fierro <Henry.Fierro@fresno.gov>
Sent: Thursday, June 23, 2022 9:08 PM
Subject: RE: Budget Motions

All,

I have updated the attached motion list with feedback some of you have provided me. However, I'm resending the file that now is updated w/ the final 94 motions established, voted, and approved today. I now need to provide the Administration the costing of all these motions by Monday the 27th. I have to meet this deadline in order for the Administration to begin discussions with the Council's Budget subcommittee the following day to work towards balancing the budget, specifically the General Fund. My team then will need to turn around, ASAP, and update the budget system and create enabling documents before Thursday June 30th. Next week is going fly @ MACH 5 towards Thursday, day of voting on the budget.

Bear with me, but my team is under the gun to finalize costing by Monday. I need you to give priority to re-review the attached motion costing spreadsheet. Only need you to review motions assigned to your department that have amount columns and/or funding columns highlighted in yellow; review motions made before today and as of today. These columns are either blank and need your update. For the PARCS department, I have also entered in the Notes column that you confirm if the listed Measure P funding will be adding new appropriations or the motion's amount will be funded with existing appropriations. I am asking based on the FY23 Net Balance I'm seeing for Measure P funds (22701 and 22702). Missing cost estimates may have been addressed through a submitted memo sent to Council but between the volume of emails I've received along with finalizing motions, I need your input. My goal is to make sure that this motion list provides the costing & funding source with the utmost accuracy, reason I need your assistance.

I need your updates (highlighted cells in yellow) ASAP. Tomorrow would be amazing, but if need be I need your input no later than Saturday, noon. I can't stress the importance to complete this costing exercise as soon as possible due to the very short window next week to balance the budget. As you may anticipate, the budget deficit is huge. My best estimate is there are \$28M of motions without a funding source, while about \$19.6M is currently assigned to the GF. While I am focusing on the GF, I need final entries of the Non-GF as well.

Let me know if you have questions.

One more week to go.

Thank-you Everyone.

Henry

From: Georgeanne White <Georgeanne.White@fresno.gov>
Sent: Thursday, June 23, 2022 7:45 PM
To: Aaron Aguirre <Aaron.Aguirre@fresno.gov>; Alma Torres <Alma.Torres@fresno.gov>; Brian Barr <Brian.Barr@fresno.gov>; Brock Buche <Brock.Buche@fresno.gov>; Bryon Horn <Bryon.Horn@fresno.gov>; Georgeanne White <Georgeanne.White@fresno.gov>; Gregory Barfield <Gregory.Barfield@fresno.gov>; Henry Fierro <Henry.Fierro@fresno.gov>; Henry Thompson <Henry.Thompson@fresno.gov>; Jennifer Clark <Jennifer.Clark@fresno.gov>; Joe Vargas <Joe.Vargas@fresno.gov>; Kelli Furtado <Kelli.Furtado@fresno.gov>; Kerri Donis <Kerri.Donis@fresno.gov>; Lupe Perez <Lupe.Perez@fresno.gov>; Marissa Sanchez <Marissa.Sanchez@fresno.gov>; Michael Lima <Michael.Lima@fresno.gov>; Paco Balderrama <Paco.Balderrama@fresno.gov>; Scott Mozier <Scott.Mozier@fresno.gov>; Sontaya Rose <Sontaya.Rose@fresno.gov>; TJ Miller <TJ.Miller@fresno.gov>; Kelly Trevino <Kelly.Trevino@fresno.gov>
Subject: Budget Motions

Just a quick note to explain the process moving forward. Just because all the budget motions passed today, that does not mean those projects and funded items will move forward. Henry and his team will be tallying up the total cost of all the motions over the weekend. We will probably be overbudget by 8 figures. The Administration and Budget Subcommittee will meet early next week and pare down all the items to reconcile so that Council can pass a balanced budget. A reconciliation sheet will be presented to Council that will bring the budget into balance. So many of the motions that "passed" today will not actually be funded. We simply don't have enough money!

Stay tuned and don't start moving on anything that was "passed" today until after the budget is

FC001317

adopted next week. Let me know if you have any questions.

Thanks again for all your work responding to the various requests for information.

GAW

Exhibit FC-B

From: Omar Rashad <omar@fresnoland.org>
Sent time: 07/31/2023 10:54:20 AM
To: Andrew Janz
Cc: Tyler Maxwell
Subject: Re: Budget subcommittee inquiry
Attachments: image001.jpg image002.jpg

External Email: Use caution with links and attachments

Hi Mr. Janz,

Got it, can we talk more about this later today? I'm free between 1 and 6 pm. My cell is (310) 408 - 4196.

Warmly,
Omar Rashad
Reporter, Fresnoland
Bio | Portfolio | Twitter

On Mon, Jul 31, 2023 at 9:00 AM Andrew Janz <Andrew.Janz@fresno.gov> wrote:

Omar,

Council President Maxwell was advised after his June 26 statement that quarterly meetings with the Administration would not be possible given the ad-hoc nature of the committee and as such the committee would dissolve when the budget process ended (the same way as it has going back to at least 2019).

From: Omar Rashad <omar@fresnoland.org>
Sent: Friday, July 28, 2023 3:39 PM
To: Andrew Janz <Andrew.Janz@fresno.gov>
Cc: Tyler Maxwell <Tyler.Maxwell@fresno.gov>
Subject: Re: Budget subcommittee inquiry

External Email: Use caution with links and attachments

Hi Mr. Janz and Mr. Maxwell,

Thank you for the comment! I really appreciate you writing back within my deadline.

I think it would be better for us to chat over the phone or meet over Zoom. I'm available Monday and Tuesday from 8 am to 3:30 pm.

Mr. Janz, I think you might have misread the questions I sent directly to you. I was hoping you would respond to each question I sent you to your email address. I think that would help me a lot, especially since my questions did not single out this year's budget subcommittee and instead asks about the budget subcommittee meeting every year since 2019. Furthermore, I'm very interested to learn more about the budget subcommittee being dissolved, especially since Mr. Maxwell told me on June 26 that the budget subcommittee plans to have quarterly meetings with Mayor Dyer's administration going forward.

Once again, I'm really trying to get this story right. Please let me know what time works best for you, Mr. Janz and Mr. Maxwell! Thank you for your time.

Warmly,
Omar Rashad
Reporter, Fresnoland
Bio | Portfolio | Twitter

On Fri, Jul 28, 2023 at 12:34 PM Andrew Janz <Andrew.Janz@fresno.gov> wrote:

Omar,

Council President Maxwell is correct. It complies with the Brown Act's narrow exception for ad hoc committees which are not required to follow the noticing and meeting rules - that exception

FC001596

Exhibit FC-C

From: Laura Rios <Laura.Rios@fresno.gov>
Sent time: 06/16/2020 02:49:33 PM
To: Terry Cox
Subject: 130p Budget Sub Committee with Andy and Bruce

Conference call schedule
Call in number: (559) 621-5777
Cisco Meet-Me Conference Line 621- 5777

*Since the administration canceled meeting with budget committee

Exhibit FC-D

From: Araceli Garcia Munoz <Araceli.GarciaMunoz@fresno.gov>
Sent time: 06/02/2022 02:39:44 PM
To: Laura Garcia; Leefong Mouavangsou; Gabriela Olea
Subject: Re: Budget Committee Meeting Request
Attachments: image001.png

Alma Torres will attend the budget meeting on GW's behalf.

From: Laura Garcia
Sent: Thursday, June 2, 2022 1:43:57 PM
To: Araceli Garcia Munoz; Leefong Mouavangsou; Gabriela Olea
Subject: RE: Budget Committee Meeting Request

Hi Araceli,

I tried to schedule a meeting with GW today on another topic and I've been informed she is out of the office. May want to double check with Toni if GW would make an exception for this.

From: Araceli Garcia Munoz <Araceli.GarciaMunoz@fresno.gov>
Sent: Thursday, June 2, 2022 1:43 PM
To: Leefong Mouavangsou <Leefong.Mouavangsou@fresno.gov>; Gabriela Olea <Gabriela.Olea@fresno.gov>; Laura Garcia <Laura.Garcia@fresno.gov>
Subject: Re: Budget Committee Meeting Request

As I understand, this meeting is to address the ARPA infrastructure projects with the Administration.

D4 has expressed interest in inviting Andy Heath to discuss the budget as well.

CP NE is able to stay past the 1 hour mark if there is interest in meeting with both Admin and Andy.

(Keep in mind we have yet to make the formal invitation to CM GW and it is possible she is unavailable to meet tomorrow.)

From: Leefong Mouavangsou
Sent: Thursday, June 2, 2022 1:36:53 PM
To: Araceli Garcia Munoz; Gabriela Olea; Laura Garcia
Subject: Re: Budget Committee Meeting Request

Good morning Chiefs,

I just received confirmation for the date/time for the Budget Committee. I've checked with the three council offices and it seems that tomorrow, 6/3 at 9am works with everyone's schedule.

Please let me know if there are any issues with this date/time. Once confirmed, I'll go ahead and send out the calendar invite. This meeting is set for in-person but let me know if your CMs want to do virtual instead.

Best,

--

Leefong Mouavangsou
Deputy Chief of Staff
Office of Council President Nelson Esparza
P: (559) 621-7877

From: Araceli Garcia Munoz
Sent: Wednesday, June 1, 2022 8:30:56 AM
To: Gabriela Olea; Leefong Mouavangsou
Subject: Re: Budget Committee Meeting Request

Thank you for sharing availability

From: Araceli Garcia Munoz
Sent: Wednesday, June 1, 2022 8:30:39 AM
To: Gabriela Olea; Leefong Mouavangsou

FC001293

Subject: Re: Budget Committee Meeting Request

Yes, Leefong is working on that today

From: Gabriela Olea
Sent: Tuesday, May 31, 2022 5:21:46 PM
To: Araceli Garcia Munoz; Leefong Mouavangsou
Subject: Budget Committee Meeting Request

Hello Araceli,

At the last Council meeting, CM Arias, Mayor Dyer, and Georgeanne agreed to have a budget committee meeting before the first hearing. Could we please schedule that?

CM Arias is available on June 2, 3, 8, and 10th.

Thank you,

Gabriela

Exhibit FC-E

From: Scott Mozier <Scott.Mozier@fresno.gov>
Sent: Friday, June 16, 2023 11:35 AM
To: Jennifer Ruiz <Jennifer.Ruiz@fresno.gov>; Yvonne Diaz <Yvonne.Diaz@fresno.gov>
Subject: Re: Budget Discussion: Fund Balance, Measure P bucket 5

OK - I am not seeing any motions for protected bike lane or trail projects...am I missing a project motion?

Get Outlook for iOS

From: Jennifer Ruiz <Jennifer.Ruiz@fresno.gov>
Sent: Friday, June 16, 2023 11:31:29 AM
To: Scott Mozier <Scott.Mozier@fresno.gov>; Yvonne Diaz <Yvonne.Diaz@fresno.gov>
Subject: RE: Budget Discussion: Fund Balance, Measure P bucket 5

I don't have a particular dollar amount as budget committee discussions have just started. I think Georgeanne's goal is to know where all the available potential dollars are. As the committee prioritizes projects it will take some more analysis to match up the motions to potential funding sources.

Jennifer Ruiz, MBA
Deputy City Manager
Office of the Mayor and City Manager
Fresno City Hall - 2600 Fresno St., Fresno, CA 93721
Phone (559) 621-7778

From: Scott Mozier <Scott.Mozier@fresno.gov>
Sent: Friday, June 16, 2023 11:28 AM
To: Jennifer Ruiz <Jennifer.Ruiz@fresno.gov>; Yvonne Diaz <Yvonne.Diaz@fresno.gov>
Subject: Re: Budget Discussion: Fund Balance, Measure P bucket 5

Jennifer,
I will ask Yvonne to send you the five year plan for this fund. And yes, the Midtown Trail final segment is in design.

Do you have a potential dollar amount that Georgeanne may want to program elsewhere? We could plug that into FY24 for another project TBD and illustrate the financial impacts and delays to the other projects which will need the funding.

Get Outlook for iOS

From: Jennifer Ruiz <Jennifer.Ruiz@fresno.gov>
Sent: Friday, June 16, 2023 11:12:59 AM
To: Yvonne Diaz <Yvonne.Diaz@fresno.gov>; Scott Mozier <Scott.Mozier@fresno.gov>
Subject: RE: Budget Discussion: Fund Balance, Measure P bucket 5

Hi Yvonne and Scott,

Just an FYI, Georgeanne is probably going to want more information on the \$1.5m fund balance for bucket 5. I understand based on our discussion yesterday that it would all apply to the acquisition bucket of trails/protected bike lanes. I also understood that you don't recommend spending all of the amount because of the need to project the cost of capital projects out five years. We will likely need to know which projects you're considering with this statement. I recall the final portion of the midtown trail, correct? Are there others? Of the projects you're including here have they all started?

Jennifer Ruiz, MBA
Deputy City Manager
Office of the Mayor and City Manager
Fresno City Hall - 2600 Fresno St., Fresno, CA 93721
Phone (559) 621-7778

-----Original Appointment-----

From: Jennifer Ruiz
Sent: Thursday, June 15, 2023 11:44 AM
To: Jennifer Ruiz; Yvonne Diaz; Scott Mozier
Subject: Budget Discussion: Fund Balance, Measure P bucket 5
When: Thursday, June 15, 2023 1:30 PM-2:00 PM (UTC-08:00) Pacific Time (US & Canada).
Where: Microsoft Teams Meeting

Microsoft Teams meeting
Join on your computer, mobile app or room device
Click here to join the meeting

FC001484

Exhibit FC-F

From: Thomas Esqueda <Thomas.Esqueda@fresno.gov>
Sent time: 03/04/2021 07:40:19 AM
To: Georgeanne White
Subject: RE: FY 22 Budget Planning for District 1

Yes . . . agreed, Budget Committee would be better . . .

From: Georgeanne White
Sent: Thursday, March 4, 2021 7:38 AM
To: Thomas Esqueda
Subject: Re: FY 22 Budget Planning for District 1

Except - we don't want COVID Subcommittee for the whole plan- just the COVID portion. The rest we want to work with Budget Committee.

On Mar 4, 2021, at 7:02 AM, Thomas Esqueda wrote:

I went to bed too early last night . . .

This is great discussion and I hope we receive additional input from all 7 districts today . . . that is the intent of the workshop - to share a proposal, and then receive thoughts, ideas, concerns, criticisms from each of the 7 Districts - we will take copious notes - and then we will bring all this input to the individual District meetings that we are working to schedule to initiate planning for the FY 22 budget, which will include a discussion of the ARP funding allocation . . .

We fully expect changes to the proposed ARP spending plan to accommodate the investment needs and interests of the 7 council districts, and once the ARP spending plan is adopted by the full council, the Administration will execute the spending plan and the COVID Planning Subcommittee will provide oversight for execution of the spending plan . . .

It's Government 101 . . .

The discussion process we are about to initiate is exactly what is happening with the President's ARP Proposal . . . The President prepared a proposal, House made changes, and now Senate is making changes, and in the end a mutually-agreeable plan will be adopted, and the Administration will get the money distributed based on the mutually-agreeable plan We are using the same process . . . changes are expected, and having a public discussion about investment needs, options, and desired outcomes is healthy and good for the city . . .

Great discussion and dialogue . . . Love it . . . hope to hear more today . . .

s/Tommy

From: Georgeanne White
Sent: Wednesday, March 3, 2021 10:15 PM
To: Esmeralda Soria
Cc: Miguel Arias ; Mike Karbassi ; Thomas Esqueda ; Terry Cox ; Jerry Dyer ; Gregory Barfield ; Francine M. Kanne ; Linda C. Reitz ; Sarah Boren ; Douglas Sloan
Subject: Re: FY 22 Budget Planning for District 1

Hold on- this is a workshop to start the discussion-There is nothing to "change" tomorrow because per our conversation with the Council President we always have intended to work with council budget and/or COVID committees and ultimately the full council This is the Mayor's recommendation on starting the conversation. We have a couple months to work with council on the prioritization.

There is no impending vote on this. As you will see in the power point, transit will be receiving its own allocation of transit dollars. The chart only reflects the Local Government revenue replacement portion of the ARP. The bottom portion of the chart reflects most of the priorities that the Council COVID committee established, some of which are funded from other sections in the ARP.

We believe we have included for discussion:
Curbs, gutters, sidewalks, tree trimming, street paving, transit, homeless housing/services, community safety, covering budget deficits, rental assistance, food distribution, small business assistance, city essential workers.

If there is something that we have missed, we would be happy to discuss it as we work through the committee process over the coming months.

FC001250

And keep in mind, this is the Mayor's recommendation for the plan passed out of the House, which is already had some changes in the Senate.

I'm not sure what press you are talking about as we did not send out anything. We were required to submit our power point to Clerk's office.

Looking forward to the discussion tomorrow.

On Mar 3, 2021, at 9:41 PM, Esmeralda Soria wrote:

The point is that no one told us about the mayor's plan ahead of time. At minimum it should have made it to the Covid19 subcommittee before making it to the press. Now, the council will have to change some of your priorities to accommodate ours. And, you are forcing us to have a conversation publicly about employment compensation prior to a closed session discussion.

Furthermore, I'm also perplexed by the fact that Transit \$\$ aren't part of the plan, after a council voted to direct that we have a plan for subsequent years. I'm disappointed because our council priorities haven't been incorporated.

Esmeralda Soria, Esq.
Councilwoman, District 1
(559) 500-9948 Work

On Mar 3, 2021, at 8:20 PM, Georgeanne White wrote:

I didn't know it made it to the press, but our power point was distributed by clerk yesterday.

On Mar 3, 2021, at 8:00 PM, Esmeralda Soria wrote:

Sounds good!

Question: I thought I saw in the press a layout of what your team wants the \$164M spent on?

Esmeralda Soria, Esq.
Councilwoman, District 1
(559) 500-9948 Work

On Mar 1, 2021, at 7:10 AM, Thomas Esqueda wrote:

Greetings Councilmember Soria

We would like to schedule an FY 22 budget planning session with you to review budget goals and priorities for FY 22.

Since arriving, the new Administration has been actively engaged in reviewing revenue and expense actuals and forecasts for the City to confirm we have sufficient funds to close the FY 21 budget year and to begin planning for the FY 22 budget year.

On Wednesday, February 23, we received sales tax data for December 2020. On Friday, February 26, we received a briefing from Congressman Costa that the tentative allocation of American Recovery Plan funding for the City will be \$164MM, and on Friday, February 26, we issued guidance to the Departments to start loading Base Budget information for FY 22 into the PeopleSoft system.

On March 4th, the Administration will provide the Council with a preliminary funding allocation plan for the American Recovery Plan funds, which are still subject to Congressional deliberation and the value assigned for the City may change. If approved, the funding is expected to be deposited with the City mid-May 2021.

We have sufficient information and data to understand the revenue and expense conditions for the City, and would like to meet with you to review your priorities and investment needs for your District.

We will have Linda Reitz and Sarah Boren work with your staff schedule a mutually convenient date and time to kick off the FY 22 budget planning process for your District.

If you have any questions, or require additional information, please contact us at your earliest convenience.

Thank you

s/Tommy

FC001251

Exhibit FC-G

From: Kerri Donis <Kerri.Donis@fresno.gov>
Sent time: 04/08/2021 01:50:14 PM
To: Mike Getty; Jonathan Chew
Subject: RE: Motions 8 & 37

Thanks.

I see not need to bring this forward rather propose a different funding solution.

From: Mike Getty
Sent: Thursday, April 08, 2021 1:38 PM
To: Kerri Donis ; Jonathan Chew
Subject: Motions 8 & 37

Henry called me and gave me a little history on what led to Motion 37 and how it was instituted.

After all the departments presented last October, council asked Admin what the GF was going to look like after all motions were adopted. Admin responded saying the GF would be in the red. The former administration prepared (what we know to be exhibit A) recommending which motions should be shelved in order to make the budget balance. This was primarily under the direction of the former CMO.

A budget committee consisting of (Arias, Soria, Chavez, Quan, Schaad, Orman) had side meeting(s) sometime between the 22nd and 29th, and came up with the plan to introduce this list as a new Motion #37. Henry recalled the motion was right at the front of the meeting on the 29th, it was brought by Arias, seconded by Soria and it was quickly voted on. He doesn't recall the Exhibit being brought out for discussion during the vote or how the information was disseminated to the other four members. Therefore, he could not tell me if each of the other council members were familiar with Tier 0 designation for the RTC.

He also wanted to let me know that he doesn't recall of have any reason to believe that any of the new administration being involved in this Motion 37 or its vote. He said if we intend to take something to council for the RTC we involve Francine early and keep her posted as she may not be familiar with our prior funding request or the Tier 0 standing of the motion.

Exhibit FC-H

From: Brian Barr <Brian.Barr@fresno.gov>
Sent time: 02/16/2022 03:29:55 PM
To: Gregory Barfield; Joe Vargas
Cc: Gail Miller
Subject: RE: Replacement Fund Tray Memo
Attachments: image001.png

Okay. It will be on it's way to Linda shortly.

Brian Barr
Assistant Director

Department of Transportation
(FAX - Fleet - Handy Ride)
Bruce Rudd Administration Building
2223 G Street - Fresno, CA 93706
559.621.1418
brian.barr@fresno.gov
Serving our community through safe, sustainable, and reliable transportation.

From: Gregory Barfield <Gregory.Barfield@fresno.gov>
Sent: Wednesday, February 16, 2022 2:13 PM
To: Brian Barr <Brian.Barr@fresno.gov>; Joe Vargas <Joe.Vargas@fresno.gov>
Cc: Gail Miller <Gail.Miller@fresno.gov>
Subject: RE: Replacement Fund Tray Memo

Brian and Joe

Only change is the amount, Council Budget committee move the request down to \$1 million the other day but keep it as is

Nice job
gb

From: Brian Barr <Brian.Barr@fresno.gov>
Sent: Wednesday, February 16, 2022 1:22 PM
To: Gregory Barfield <Gregory.Barfield@fresno.gov>; Joe Vargas <Joe.Vargas@fresno.gov>
Cc: Gail Miller <Gail.Miller@fresno.gov>
Subject: Replacement Fund Tray Memo

Greg/Joe,

Attached is the draft Tray Memo on the replacement fund. Can I please have your comments?

Brian

Exhibit FC-I

From: Georgeanne White <Georgeanne.White@fresno.gov>
Sent time: 02/28/2022 08:56:41 PM
To: Jerry Dyer
Subject: Re: Budget Committee Request: Infrastructure Project Priority List

I know. I will talk to Araceli tomorrow.

On Feb 28, 2022, at 8:46 PM, Jerry Dyer <Jerry.Dyer@fresno.gov> wrote:

This is what the Administration does. Not the council president.

On Feb 28, 2022, at 8:19 PM, Georgeanne White <Georgeanne.White@fresno.gov> wrote:

What is Nelson doing? We already have all those projects from FY22 that we have barely finished estimating. \$200million worth. I will talk to Araceli tomorrow.

Begin forwarded message:

From: Garry Bredefeld <Garry.Bredefeld@fresno.gov>
Date: February 28, 2022 at 8:10:54 PM PST
To: Georgeanne White <georgeanne.white@fresno.gov>
Subject: Fwd: Budget Committee Request: Infrastructure Project Priority List

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From: Nicole DeMera <Nicole.DeMera@fresno.gov>
Sent: Monday, February 28, 2022 11:54:46 AM
To: Douglas Sloan <Douglas.Sloan@fresno.gov>
Cc: Garry Bredefeld <Garry.Bredefeld@fresno.gov>
Subject: FW: Budget Committee Request: Infrastructure Project Priority List

Good Morning Doug,

Sincerely,
Nicole

Nicole DeMera
Chief of Staff to
Councilmember Garry Bredefeld
(559) 621-7861 office
(559) 457-1184 Fax
Nicole.demera@fresno.gov

From: Araceli Garcia Munoz <Araceli.GarciaMunoz@fresno.gov>
Sent: Monday, February 28, 2022 11:04 AM
To: Nicole DeMera <Nicole.DeMera@fresno.gov>; Alyssa Stevens <Alyssa.Stevens@fresno.gov>; Brenda Rapada <Brenda.Rapada@fresno.gov>; Dolores Barajas <Dolores.Barajas@fresno.gov>; Terry Cox <Terry.Cox@fresno.gov>; Laura Garcia <Laura.Garcia@fresno.gov>
Subject: Budget Committee Request: Infrastructure Project Priority List

FC001279

Hello Chiefs,

Hope you've enjoyed your weekend. I'm reaching out on behalf of the Budget Committee members who are requesting Council Offices please send an updated infrastructure project list for their review.

This list should include priority infrastructure projects in your Council District rather than be an exhaustive list of infrastructure projects.

Please send in your lists to me, Araceli Munoz (araceli.garciamunoz@fresno.gov) by COB March 7, 2022.

Please feel free to call or text me at 559-396-5518 if you have any questions regarding this request.

Best Regards,
Araceli Garcia Munoz
Chief of Staff, D7
Office of Council President Nelson Esparza
C: 559-396-5518
Stay Connected!
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Exhibit FC-J

From: Araceli Garcia Munoz <Araceli.GarciaMunoz@fresno.gov>
Sent time: 03/30/2022 02:23:51 PM
To: Gabriela Olea; Leefong Mouavangsou
Subject: Re: Budget Committee Meeting
Attachments: image001.png ARPA -Sort by Council District, Motion Number v. 220325 (1).pdf

Hi Gabriela,

Last we spoke with Council President, he'd like to meet Monday afternoon. I'm not clear on CM Maxwell's availability for Thursday. Although, I know Nelson wanted to meet sooner rather than later.

Still, we can check in on scheduling for next Thursday and get back to you.

In the meantime, I've attached the latest list of projects with estimates from the City Manager's office the meeting is intended to be centered on.

Is it possible for Councilmember Arias to provide feedback on the projects he'd like to green light from the attached list before Monday afternoon? We can make sure his feedback is included if it is a Thursday meeting does not work.

From: Gabriela Olea
Sent: Wednesday, March 30, 2022 1:39:50 PM
To: Araceli Garcia Munoz; Leefong Mouavangsou
Subject: RE: Budget Committee Meeting

Hello Araceli & Leefong,

Councilmember Arias requested the budget meeting to be held during a special meeting next Thursday or if the other committee members will be meeting this week if you could provide a Zoom link so he can participate.

Thank you,

Gabriela

From: Leefong Mouavangsou <Leefong.Mouavangsou@fresno.gov>
Sent: Tuesday, March 29, 2022 9:27 AM
To: Gabriela Olea <Gabriela.Olea@fresno.gov>; Carmen Iniguez <Carmen.Iniguez@fresno.gov>
Cc: Araceli Garcia Munoz <Araceli.GarciaMunoz@fresno.gov>
Subject: Re: Budget Committee Meeting

Thanks! I'll circle back.

Best,

--

Leefong Mouavangsou
Deputy Chief of Staff
Office of Council President Nelson Esparza
P: (559) 621-7877

From: Gabriela Olea
Sent: Tuesday, March 29, 2022 9:13 AM
To: Leefong Mouavangsou; Carmen Iniguez
Cc: Araceli Garcia Munoz
Subject: RE: Budget Committee Meeting

Hi Leefong,

This is CM Arias' availability for next week.

FC001281

Monday, April 4th 10 a.m. - 12 p.m.
Tuesday, April 5th 8 - 9 a.m., 11 a.m. - 12 p.m.
Thursday, April 7th 8 a.m. - 12 p.m.

-Gabriela

From: Leefong Mouavangsou <Leefong.Mouavangsou@fresno.gov>
Sent: Tuesday, March 29, 2022 8:57 AM
To: Carmen Iniguez <Carmen.Iniguez@fresno.gov>; Gabriela Olea <Gabriela.Olea@fresno.gov>
Cc: Araceli Garcia Munoz <Araceli.GarciaMunoz@fresno.gov>
Subject: Re: Budget Committee Meeting

Thanks Carmen. CP Esparza does have a tentative meeting at 4pm that day but is free between 3pm-4pm.

- Gabriela, does CM Arias have any availability after 3pm next Monday, April 4th?

Best,
--

Leefong Mouavangsou
Deputy Chief of Staff
Office of Council President Nelson Esparza
P: (559) 621-7877

From: Carmen Iniguez
Sent: Tuesday, March 29, 2022 8:51:21 AM
To: Leefong Mouavangsou; Gabriela Olea
Cc: Araceli Garcia Munoz
Subject: Re: Budget Committee Meeting

Good Morning,

CVP Maxwell has 2 additional meetings that day so he is unavailable from 1pm-3pm. He would be available in the morning or after 3pm.

Thank you!

Sincerely,

Hablo Español | Fresno City Hall | 2600 Fresno St, Fresno, CA

93721 | www.fresno.gov

From: Leefong Mouavangsou
Sent: Tuesday, March 29, 2022 8:37:38 AM
To: Gabriela Olea
Cc: Carmen Iniguez; Araceli Garcia Munoz
Subject: Re: Budget Committee Meeting

Good morning all,

It seems that this week isn't feasible for the council offices. Are your councilmembers free next Monday, April 4th between 1:30pm-4pm?

Best,

--

Leefong Mouavangsou
Deputy Chief of Staff
Office of Council President Nelson Esparza
P: (559) 621-7877

From: Leefong Mouavangsou
Sent: Monday, March 28, 2022 3:16:52 PM
To: Gabriela Olea
Cc: Carmen Iniguez; Araceli Garcia Munoz
Subject: Re: Budget Committee Meeting

Thanks Gabriela. Unfortunately 2pm on Wednesday doesn't work with CP Esparza's schedule.

FC001282

Does either of your councilmembers have any availability tomorrow, March 29th between 2:30pm-4pm?

Best,
--

Leefong Mouavangsou
Deputy Chief of Staff
Office of Council President Nelson Esparza
P: (559) 621-7877

From: Gabriela Olea
Sent: Monday, March 28, 2022 9:58:15 AM
To: Leefong Mouavangsou
Cc: Carmen Iniguez; Araceli Garcia Munoz
Subject: RE: Budget Committee Meeting

Hi Leefong,

Wednesday at 2:00 p.m. works with CM Arias' schedule.

Thank you,

Gabriela

From: Araceli Garcia Munoz <Araceli.GarciaMunoz@fresno.gov>
Sent: Monday, March 28, 2022 9:37 AM
To: Gabriela Olea <Gabriela.Olea@fresno.gov>; Carmen Iniguez <Carmen.Iniguez@fresno.gov>
Subject: Budget Committee Meeting

Good morning,

Hope you two enjoyed your weekend. I'm reaching out because CP Esparza would like to schedule a budget committee meeting this week tomorrow Tuesday (anytime) or Wednesday (afternoon).

Our office has received updates on ARPA and midyear projects pending review by the committee.

I've copied Leefong from the D7 office to assist with scheduling.

Appreciate your attention.

Regards,
Araceli Garcia Munoz
Chief of Staff, D7
Office of Council President Nelson Esparza
C: 559-396-5518
Stay Connected!
Facebook | Twitter | Website

Exhibit FC-K

From: Georgeanne White <Georgeanne.White@fresno.gov>
Sent time: 04/17/2023 08:13:44 PM
To: Mike Karbassi
Cc: Toni Machado
Subject: RE: Midyear Priorities

Yeah, I probably shouldn't have listened to Miguel when he said he had the votes for the Water Tower!

If the Budget Committee wants to meet with Admin, I'm happy to meet. I will keep the AAR off the agenda until Budget Committee is ready. If Miguel asks, I will tell him I've held off at request of Subcommittee.

I'll be more thoughtful of the process next year. Thanks for your feedback.

GAW

From: Mike Karbassi <Mike.Karbassi@fresno.gov>
Sent: Monday, April 17, 2023 8:03 PM
To: Georgeanne White <Georgeanne.White@fresno.gov>
Cc: Toni Machado <Toni.Machado@fresno.gov>
Subject: Re: Midyear Priorities

I wouldn't be surprised on not receiving comments two months ago. I think there was a bit of a shock value with the numbers being lower than in recent years and we had a new group dynamic figuring itself out.

I am not suggesting the administration did anything malicious. I understand that standard practice was being followed.

The warming center and senior center items are less controversial. They are services and the council as a group has taken successful votes on those items in the past. Though, I for one was surprised to see the water tower item presented in public (granted we took a vote on that before but this isn't a citywide service). You mentioned to me after the water tower vote that that we should never sign a lease without having the true costs beforehand, a lesson I won't forget.

It seems that there's a new dynamic on the Council. Things are more fluid than with the "gang of four" to quote my colleague. It would help to work closely with the budget committee since the council leadership are already included. That's only my opinion.

On the second part, I believe the budget committee wanted to meet as a group before meeting with the Administration. We probably should have done this sooner.

Thank you for listening to me on this issue and being frank with your thoughts. It helps.

Mike

Get Outlook for iOS

From: Georgeanne White <Georgeanne.White@fresno.gov>
Sent: Monday, April 17, 2023 7:49:29 PM
To: Mike Karbassi <Mike.Karbassi@fresno.gov>
Cc: Toni Machado <Toni.Machado@fresno.gov>
Subject: RE: Midyear Priorities

So the best way I can describe it is the midyear was the briefing to council, those items were presented almost 2 months ago as ideas based on requests we had received. We received Zero comments. We needed to make PARCS whole for warming centers, Miguel was hounding us on Water Tower and we have several councilmembers pushing us on Senior Center, so we just moved forward. We never heard that the Budget subcommittee wanted to meet. Last year, we had millions to spend so it made sense. When I heard there was a Budget subcommittee meeting being scheduled, I asked about it and was told our attendance was not necessary.

If you aren't meeting until 4/24, we will need to push the AAR until 5/11 since we won't make the deadline for the 4/27 meeting.

Hope this helps.

From: Mike Karbassi <Mike.Karbassi@fresno.gov>
Sent: Monday, April 17, 2023 6:27 PM
To: Georgeanne White <Georgeanne.White@fresno.gov>
Cc: Toni Machado <Toni.Machado@fresno.gov>
Subject: Re: Midyear Priorities

FC001470

This is very helpful, thank you.

Speaking for myself, I am concerned that over \$1 million (of a very limited mid year amount) was added to benefit just one council district on an item that will be unlikely to ever produce a financial return for the city. It sort of pre-baked the pie. Six other districts have priorities and it will now be a fight, which won't look good publicly. That's why I asked last week why Administration didn't go out to the Council Budget committee beforehand.

Mike

From: Georgeanne White <Georgeanne.White@fresno.gov>
Sent: Monday, April 17, 2023 2:17:13 PM
To: Mike Karbassi <Mike.Karbassi@fresno.gov>
Cc: Toni Machado <Toni.Machado@fresno.gov>
Subject: RE: Midyear Priorities

Mike, because there was only \$2,383,200 of one time resources available, we suggested the cost to cover warming centers extended operations because The Council resolution which extended the winter operations directed me to come back with an AAR for the funding needed. The Water Tower item was at the request of Councilmember Arias who states he has council support and the remainder of the money to the "pot" for the Sr. Center since we know millions will be needed and we need to start chipping away.

EPP was listed at the request of D7 and D4. There was nothing else that was brought to our attention that was one-time in nature.

Hope this helps.

GAW

From: Mike Karbassi <Mike.Karbassi@fresno.gov>
Sent: Monday, April 17, 2023 1:33 PM
To: Georgeanne White <Georgeanne.White@fresno.gov>
Cc: Toni Machado <Toni.Machado@fresno.gov>
Subject: Midyear Priorities

Good afternoon, Georgeanne. I met this morning with my fellow Budget Committee members. During our discussions, a question was raised about what list of potential items the administration considered before adding the three items (EPP, warming center, and water tower) to the midyear budget. What list were you working with/what other items were considered? We are meeting next Monday 4/24 and would appreciate having this information by then. Thank you.

In Service,

Mike Karbassi
Councilmember
District 2 - Northwest
City of Fresno
2600 Fresno St
Fresno, CA, 93721
mike.karbassi@fresno.gov

Exhibit FC-L

From: Laura Garcia <Laura.Garcia@fresno.gov>
Sent time: 04/11/2023 10:13:29 AM
To: Laura Rios
Subject: RE: Budget Meeting
Attachments: image007.png image008.jpg image009.png image010.png image011.png image001.png

Correct Laura. Ok, thank you. Once Alyssa responds, I'll send out a calendar invite.

Sincerely,

From: Laura Rios <Laura.Rios@fresno.gov>
Sent: Tuesday, April 11, 2023 10:12 AM
To: Laura Garcia <Laura.Garcia@fresno.gov>
Subject: RE: Budget Meeting

Morning,
Are you looking for an hour meeting, correct?

CVP available as follows:
Monday, 17th
9-10a
11a- ON HOLD
3-4p
Tuesday, 18th
930-10a
3-4p
4-5p

Laura Rios (She/Her)
Chief of Staff • District 1
Office of Council Vice President Annalisa Perea

Phone 559-621-7810
Email Laura.Rios@fresno.gov
www.fresno.gov
Fresno City Hall • 2600 Fresno Street • Fresno, CA 93721

From: Laura Garcia <Laura.Garcia@fresno.gov>
Sent: Tuesday, April 11, 2023 9:50 AM
To: Laura Rios <Laura.Rios@fresno.gov>
Subject: RE: Budget Meeting

Hi Laura,

I originally thought it was a 1-1 meeting. CP Maxwell would like the budget subcommittee to meet, including Councilmember Karbassi, I will coordinate with his office. Please hold 11 a.m. next Monday while I confirm if he's available.

Could you also send me alternative times for Monday/Tuesday VP Perea would be available?

Once it's confirmed, I'll send out a calendar invite.

Sincerely,

From: Laura Rios <Laura.Rios@fresno.gov>
Sent: Monday, April 10, 2023 11:09 PM
To: Laura Garcia <Laura.Garcia@fresno.gov>
Subject: RE: Budget Meeting

Hi,

I can reschedule her 11a, in order to fit Council President's availability? Is this a 1 on 1 or as part of budget committee?

Will you be sending calendar invite or do you want me to for Monday, April 17 at 11a?

Thank you,

FC001462

Laura Rios (She/Her)
Chief of Staff • District 1
Office of Council Vice President Annalisa Perea

Phone 559-621-7810
Email Laura.Rios@fresno.gov
www.fresno.gov
Fresno City Hall • 2600 Fresno Street • Fresno, CA 93721

From: Laura Garcia <Laura.Garcia@fresno.gov>
Sent: Monday, April 10, 2023 5:35 PM
To: Laura Rios <Laura.Rios@fresno.gov>
Subject: Budget Meeting

Hi Laura,

Council President Maxwell wanted to meet with Vice Perea next Monday (preferably) or Tuesday in advance of the April 20th city council meeting where Administration will bring forward an item on the agenda to appropriate \$2.38M from FY23's general fund surplus to various projects.

Council President Maxwell's availability is as follows:

Monday, April 17th
10:00 a.m. - 12 p.m.
1:00 p.m. - 3 p.m.

Tuesday, April 18th
1:30 p.m. - 3:30 p.m.

Sincerely,

Exhibit FC-M

From: Tina Your <Tina.Your@fresno.gov>
Sent time: 10/03/2023 10:55:36 AM
To: Araceli Garcia Munoz
Subject: RE: Public Records Act Request Regarding Fresno City's Budget Committee
Attachments: image002.png image003.png

Thank you Araceli,
Your assistance in this matter is appreciated very much

If we could get his 1st appointment date to this committee would be perfect

Tina

From: Araceli Garcia Munoz <Araceli.GarciaMunoz@fresno.gov>
Sent: Tuesday, October 03, 2023 10:52 AM
To: Tina Your <Tina.Your@fresno.gov>
Subject: Re: Public Records Act Request Regarding Fresno City's Budget Committee

Good morning,

I know he served as chair of the committee last year 2022 during his Council presidency and was appointed again this year by CP TM.

Let me check in with my boss to see if he can recall more and will get back to you asap.

From: Tina Your
Sent: Tuesday, October 3, 2023 10:40:36 AM
To: Araceli Garcia Munoz
Subject: Public Records Act Request Regarding Fresno City's Budget Committee

Good Morning Araceli,

Attached is a PRA Request from the ACLU asking for our records regarding the Finance and Audit Committee

Councilmember Esparza shows his 1st Term date as N/A N/A and the Clerk's Office was never provided this information

Do you know what the 1st Term date was for Councilmember Esparza

Thank you,
Tina

From: Brandee Calagui <BCalagui@aclunc.org>
Sent: Thursday, September 28, 2023 2:05 PM
To: Todd Stermer <Todd.Stermer@fresno.gov>
Cc: Angelica Salceda <asalceda@aclunc.org>
Subject: Public Records Act Request Regarding Fresno City's Budget Committee

External Email: Use caution with links and attachments

Good afternoon,

Please see attached California Public Records Act Request from the ACLU Foundation of Northern California regarding Fresno City's Budget Committee.

Best regards,

Brandee Calagui | she/her/hers
Legal Policy Assistant
Democracy & Civic Engagement Program

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