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**OLIVER L. BAINES III**  
Councilmember, District Three

**REPORT TO THE CITY COUNCIL**

**DATE:** August 16, 2012  
**TO:** Members of the City Council  
**FROM:** Oliver L. Baines III, Member of the Fresno City Council, District 3   
**SUBJECT:** RESOLUTION OF THE COUNCIL OF THE CITY OF FRESNO AMENDING RESOLUTION 2003-228 RELATING TO THE CARD ROOM PERMIT HELD BY CLUB ONE CASINO BY INCREASING THE NUMBER OF CARD ROOM TABLES FROM 49 TO 51.

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**EXECUTIVE SUMMARY**

By approving this resolution, the City Council would provide Club One, which employs more than 330 people, with the opportunity to generate additional business as the only card room in the City of Fresno eligible for the increase in tables. Since opening, Club One has generated millions of dollars in General Fund revenue annually. Club One is the only card room eligible in the City of Fresno.

**BACKGROUND**

In response to amendments and changes to the State of California Business and Professions Code Chapter 5, Article 13, Section 1996106 of the Gambling Control Act, I submitted for consideration by the City Council an amended ordinance to increase by two (2) the number of card tables allowed in a gaming establishment. This was adopted by the City Council on July 26, 2012 after the State Gaming Commission review.

Today I submitted a resolution to the City Council to award the two (2) tables to Club One, the only card room eligible under the City of Fresno Card Room Ordinance and based on its positive history in doing business in our community.

**FISCAL IMPACT**

In approving the resolution to award the two tables to Club One, the City of Fresno should be provided with a positive increase to the General Fund; however the exact increase of revenue is unknown at this time.

ATTACHEMENTS: Resolution

Card Table Award August 16, 2012.doc

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

RESOLUTION OF THE COUNCIL OF THE CITY OF  
FRESNO AMENDING RESOLUTION 2003-228 RELATING  
TO THE CARD ROOM PERMIT HELD BY CLUB ONE  
CASINO BY INCREASING THE NUMBER OF CARD ROOM  
TABLES FROM 49 TO 51.

WHEREAS, Club One Casino (“Club One”) provides employment in Downtown Fresno to over 330 people and would like to increase the level of employment; and

WHEREAS, Club One has generated millions of dollars of table tax revenue for the City of Fresno since the beginning of their operation; and

WHEREAS, by increasing the number of card room tables, Club One can increase its business thereby generating more table tax revenue for the City of Fresno; and

WHEREAS, pursuant to Resolution 97-289, the Council of the City of Fresno (“Council”) granted a conditional card room permit to Club One, Inc., now known as Club One Casino, Inc. (“Club One”) authorizing Club One to operate 35 card tables.

WHEREAS, pursuant to Resolution No. 2003-228, the Council amended the conditional card room permit to Club One, increasing the number of card room tables allowed from 35 to 49 card tables; and

WHEREAS, Business and Professions Code, Chapter 5, Article 13, Section 19961.06 of the Gambling Control Act allows for an increase of the number of tables authorized by the City of Fresno Card Room Ordinance and operated within the City of Fresno by two; and

WHEREAS, on July 26, 2012, the Council adopted Ordinance no. 2012-\_\_ to increase the maximum number of card room tables from 49 to 51 pursuant to Section 19961.06 of the Gambling Control Act; and

WHEREAS the Council also believes that the City of Fresno would benefit from the increased licensing fees that would result from approval of additional card tables that would be awarded to Club One Casino.

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

1. The above recitals are true and correct.
2. The Council amends Resolution No. 2003-228 the conditional card room permit of Club One, Inc., to operate 49 card tables at Club One Casino, 1033 Van Ness Avenue, , to increase the number of card room tables from 49 to 51.
3. As a condition of granting the amended card room permit, the following conditions must be met by Club One Inc.:
  - a. Comply with all state requirements for the operation of a card room, including but not limited to approval from the California Gambling Control Commission to operate 51 card tables.
  - b. Comply with all requirements of the City of Fresno Card Room Ordinance, codified in Chapter 9, Article 21 of the Fresno Municipal Code, including but not limited to applying for an amendment to their City card room permit to allow for 51 card tables, and paying the appropriate fee for such application.
  - c. Continue to comply with all conditions set forth in City of Fresno Resolution 97-289 and Resolution 2003-228.

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4. This Resolution shall become effective upon the effective date of Ordinance No. 2012-\_\_, which amends Fresno Municipal Code 9-2102(e) increasing the number of card tables allowed per card room from 49 to 51.

\* \* \* \* \*

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

I, YVONNE SPENCE, CMC, City Clerk of the City of Fresno, certify that the foregoing resolution was adopted by the Council of the City of Fresno, at a regular meeting held on the \_\_\_\_ day of \_\_\_\_, 2012.

AYES :  
NOES :  
ABSENT :  
ABSTAIN :

Mayor Approval: \_\_\_\_\_, 2012

Mayor Approval/No Return: \_\_\_\_\_; 2012

Mayor Veto: \_\_\_\_\_, 2012

Council Override Vote: \_\_\_\_\_, 2012

YVONNE SPENCE, CMC  
City Clerk

BY: \_\_\_\_\_  
Deputy

APPROVED AS TO FORM:  
CITY ATTORNEY'S OFFICE

BY: \_\_\_\_\_  
Michael D. Flores, Deputy

MDF:ns [59453ns/mdf]- 7/24/12

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