

**MINUTES OF THE FOWLER CITY COUNCIL MEETING
DECEMBER 6, 2016**

Mayor Cardenas called the meeting to order at 7:00 p. m.

Councilmembers Present: Cardenas, Parra, Hammer, Monis, & Rodriquez

City Staff Present: City Manager Elias, City Clerk Davis, City Attorney Wolfe, Police Chief Brand, Finance Director McDonald, Public Works Director Weisser, Fire Chief Lopez, Planning Consultant O'Neal, City Engineer Peters

The Flag Salute and Pledge of Allegiance were followed by a moment of silence to reflect on the blessings of the Fowler community. There were no public presentations.

PUBLIC HEARING: APPEAL OF THE PLANNING COMMISSION'S REVOCATION OF CONDITIONAL USE PERMIT (CUP) 92-3 (MARTIN AGUILAR)

Planning Consultant O'Neal explained that this was the fifth public hearing being held related to the revocation of CUP 92-3. After several public hearing continuances, in May 2016 the Planning Commission ultimately revoked the CUP, for property located at 130 W. Merced Street, due to non-compliance with the original conditions of approval. Owner Martin Aguilar appealed the decision to the City Council at a public hearing held on June 14, 2016, on the basis that his livelihood would be severely affected. He asked for some additional time to make the necessary improvements or sell the property. The Council continued the appeal hearing on the CUP revocation until December 6, 2016, to grant Mr. Aguilar's request for more time to comply with requirements or sell the property. Mr. O'Neal said that the applicant is still out of compliance with requirements.

Martin Aguilar, property owner, stated that the property is for sale, but he has not made all of the necessary improvements to satisfy the conditions of the CUP. He thanked the City Council for working with him on the matter.

The Mayor opened the duly noticed public hearing on the matter at 7:15 p. m. There were no comments from the public and the hearing closed at 7:15 p. m.

Mayor Pro-Tem Parra made a motion to adopt Resolution No. 2358, "A Resolution Before the City Council of the City of Fowler County of Fresno, State of California, Upholding the Decision of the Planning Commission and Revoking CUP No. 92-3 (Martin Aguilar)." The motion was seconded by Councilmember Rodriquez, and carried by unanimous voice vote: Ayes: Cardenas, Parra, Hammer, Monis, Rodriquez. Noes: None. Absent/Abstain: None.

PRESENTATION BY S.K.F. SANITATION DISTRICT: SEWER MASTER PLAN UPDATE

John Wells, project engineer of West Yost, gave a presentation on S.K.F.'s 2016 Sewer Master Plan Update. He reported on planned upgrades to the system and timelines for the improvements, noting that some of the infrastructure dates back to the 1950's and is in need of replacement. The presentation included estimated future improvement costs for the cities of Selma, Kingsburg, and Fowler.

COMMUNICATIONS

City Manager Elias mentioned an invitation to Fowler Unified School District's holiday luncheon. He asked that a special meeting be set for Tuesday, December 13th at 6:00 p.m. for the swearing in of the newly elected Councilmembers, as the City Clerk just received the official election results.

STAFF REPORTS:

CITY MANAGER'S REPORT

City Manager Elias asked that a special meeting be set for the following Tuesday, December 13, 2016, to install the newly elected Councilmembers.

PUBLIC WORKS DIRECTOR'S REPORT

Public Works Director Weisser reported that the Fowler Avenue Sidewalk project is underway. He mentioned the upcoming need for repairs on some of the water wells.

FINANCE DIRECTOR'S REPORT

Finance Director McDonald said that he's in the process of implementing a new accounting and utility billing software.

POLICE DEPARTMENT REPORT

Chief Brand said that two new reserve officers will be added to the staff.

FIRE DEPARTMENT REPORT

Chief Lopez gave a brief summary of service calls for the year.

CITY ATTORNEY'S REPORT

City Attorney Wolfe spoke of updating the Secretary of State Public Roster after each change to the Council as the result of an election.

CONSENT CALENDAR

The Consent Calendar consisted of: A) Ratification of Warrants - December 6, 2016 and B) Approve Minutes of the City Council Meeting - November 15, 2016. Mayor Pro-Tem Parra made a motion, seconded by Councilmember Monis, to approve the Consent Calendar. The motion carried by unanimous voice vote: Ayes: Cardenas, Parra, Hammer, Monis, Rodriquez. Noes: None. Abstain: None. Absent: None.

COMMITTEE REPORTS

The terms for Planning Commissioners Gary Mukai and Craig Mellon were expiring, and Mayor Cardenas recommended that they be reappointed to another term. Councilmember Rodriquez made a motion, seconded by Councilmember Hammer, to reappoint Gary Mukai and Craig Mellon to a new term on the Planning Commission. The motion carried by unanimous voice vote: Ayes: Cardenas, Parra, Hammer, Monis, Rodriquez. Noes: None. Abstain: None. Absent: None.

Mayor Cardenas reported on a Fresno COG meeting where it was discussed that CalTrans had found several million dollars in the budget, which means that the SR 180 East project, the Golden State Corridor and other projects, can move forward. The Mayor also commented on the Christmas Tree Lighting Ceremony.

Mayor Pro-Tem Parra and Councilmember Rodriquez commented on the Christmas Tree Lighting Ceremony.

Councilmember Hammer said that he was present for a recent San Joaquin Valley Air Pollution Control District Special City Selection Committee meeting, but there was no quorum and the meeting was not held.

Councilmember Monis mentioned an upcoming Christmas Program at the Fowler Library.

ADJOURNMENT

Having no further business, Mayor Pro-Tem Parra made a motion, seconded by Councilmember Rodriquez, to adjourn. The motion carried and the meeting adjourned at 8:18 p. m.