

**MINUTES OF THE FOWLER CITY COUNCIL MEETING
NOVEMBER 6, 2018**

Mayor Cardenas called the meeting to order at 7:00 p. m. Roll call was taken.

Councilmembers Present: Cardenas, Parra, Hammer, Kazarian, Rodriquez

City Staff Present: City Manager/City Clerk Davis, Public Works Supervisor/Fire Chief Lopez, City Attorney Wolfe, Police Sergeant Bergthold, Deputy City Clerk Burrola

The Flag Salute and Pledge of Allegiance were followed by a moment of silence and reflection.

PUBLIC PRESENTATIONS

James Mitchell, Selma resident, asked to arrange a meeting to meet with Council and City staff regarding a proposed project idea he has that may generate jobs and revenue to benefit the community and the City. Mayor Cardenas suggested to Mr. Mitchell that he make an appointment to meet with City staff to discuss his idea.

COMMUNICATIONS

City Manager Davis had no communications to report.

STAFF REPORTS

CITY ENGINEER'S REPORT

APPROVE AWARD OF BID FOR ADAMS AVENUE RECONSTRUCTION PROJECT TO WITBRO INC. DBA SEAL RITE PAVING AND GRADING

Will Washburn representing Peter's Engineering Group, presented a request to award the Adams Avenue reconstruction project to Witbro Inc. DBA Seal Rite Paving and Grading in the amount of \$323,968. On October 30, 2018 the City received eleven bids for the City's Adams Avenue reconstruction project, ranging from \$323,968 to \$495,130.14. The Engineer's estimate for this portion of the work is \$331,047. Mr. Washburn added that the project should begin in the next couple of months. He also mentioned that they will be lowering the curb at the intersection of Fowler and Adams Avenue to help mitigate any future traffic collisions.

Councilmember Rodriquez made a motion to approve the award of bid for the Adams Avenue reconstruction project to Witbro Inc. DBA Seal Rite Paving and Grading, in the amount of \$323,968.; seconded by Mayor Pro-Tem Parra. The motion carried by unanimous voice vote: Ayes: Cardenas, Parra, Hammer, Kazarian, Rodriquez. Noes: None. Abstain/Absent: None.

SECOND READING OF ORDINANCE NO. 2018-02

City Manager Davis stated that, as discussed at the first reading of the ordinance held on October 16, 2018, Ordinance No. 2018-02 is related to the 1% Sales Tax Measure on the November 6, 2018 ballot. There are two ordinances, one is for the municipal code and the second is for the State to collect the sales tax for the City. It was requested by Council to return the first ordinance for oversight in the language to ensure the funds are used properly. City Attorney Wolfe stated that at the last meeting there was a question as to whether or not to put language into the ordinance about having an oversight committee. Two options were provided to the Council, possible language was drafted for consideration and the other alternative is to give direction on having priority workshops on providing and receiving the public's input. Councilmember Kazarian stated that in the previous meeting he made a comment about possibly having a mid-year update review included, which would be his first proposal for the first paragraph. He conveyed to give direction to have an oversight committee along with the workshops. He also expressed that with everything that has happened with the City it's important to show accountability by having an oversight committee. Councilmember Rodriguez said that he likes that the community is getting more involved on how the funds will be spent; he is in favor of having an oversight committee. Mayor Cardenas expressed that he is in favor of having the workshops before deciding to create an oversight committee. If the measure passes then there would be a possibility to incorporate a committee.

Patric Jones, Fowler resident, agrees on having an oversight committee. He said the citizens are becoming more aware of what goes on in the City.

Melissa Squeo, Fowler resident, said she has been attending Council meetings for many years, during those years Council goes over the budget and how the funds are being spent. She disagrees with Councilmember Kazarian that an oversight committee is needed.

Mayor Pro-Tem Parra made a motion to waive the second reading and approve Ordinance No. 2018-02, "An Ordinance of the City Council of the City of Fowler Adding Section 3-5.12, to Chapter 5, of Title 3 of the Fowler Municipal Code Pertaining to the Imposition of an Additional Transaction and Use Tax" with the direction that if the sales tax measure is approved by the voters, the Council shall hold a public workshop where the Council shall establish priorities for use of the sales tax proceeds. The workshop shall be held prior to March 31, 2019. The workshop may be held over multiple sessions as needed. The Council shall regularly review with the budget process revenues received from the sales tax, how the sales tax is being used to meet Council priorities, and make any desired adjustments, seconded by Councilmember Hammer. The motion carried by the following vote: Ayes: Cardenas, Parra, Hammer, Rodriguez. Noes: Kazarian. Abstain: None. Absent: None.

SECOND READING OF UNCODIFIED ORDINANCE NO. 2018-03

Mayor Pro-Tem Parra made a motion to waive the second reading and approve Uncodified Ordinance No. 2018-03, "An Ordinance of the City Council of the City of Fowler Imposing an Additional Transaction and Use Tax to be Administered by the California Department of Tax and Fee Administration", seconded by Councilmember Rodriguez. The motion carried by unanimous voice vote: Ayes: Cardenas, Parra, Hammer, Kazarian, Rodriguez. Noes: None. Abstain: None. Absent: None.

CITY MANAGER'S REPORT

City Manager Davis said a fire station preconstruction meeting is scheduled for Thursday, November 8, 2018. She added that the project should begin in January or February.

The escrow for the sale of the property at 125 N. 6th Street has been completed and funds have been received by the City.

She mentioned staff met with Fowler Unified School District representatives and their architect to discuss a future school site and City park near Sunnyside and South Avenues.

PUBLIC WORKS REPORT

Public Works Supervisor Lopez said he has contacted the street sweeping company regarding an issue discussed at a previous meeting.

Public Works Supervisor Lopez circulated information on the landscape district assessments that was requested by Councilmember Kazarian and Councilmember Rodriquez at a previous meeting. Councilmember Kazarian asked that he follow up on some of the major activities performed.

He provided an update on the Fowler and Adams Avenue intersection, k-rails have been placed at the location and he is looking into placing rumble strips.

FINANCE DIRECTOR'S REPORT

No report was given.

POLICE DEPARTMENT REPORT

Police Sergeant Bergthold circulated the DOJ crime statistics for the month of October.

FIRE DEPARTMENT REPORT

Fire Chief Lopez mentioned that six fire fighters will be attending a Cal Fire training next week.

CITY ATTORNEY'S REPORT

City Attorney Wolfe said the State has updated cannabis regulations for possible deliveries for every jurisdiction in the State. Information was provided that deliveries are occurring in the City of Clovis.

He mentioned that Lozano Smith is having Law Enforcement Legal Update workshops tomorrow, November 7, 2018 for both clients and non-clients.

CONSENT CALENDAR

The consent calendar consisted of: A) Ratification of Warrants – November 6, 2018; B) Approve Minutes of the Fowler City Council Special Meeting and Regular Meeting – October 6, 2018.

Councilmember Kazarian made a motion to approve the Consent Calendar, seconded by Councilmember Rodriquez. The motion carried by unanimous voice vote: Ayes: Cardenas, Parra, Hammer, Kazarian, Rodriquez. Noes: None. Abstain/Absent: None.

COMMITTEE REPORTS

The City Council each reported on attending the Trunk or Treat event, more than 2,000 attended this year.

Councilmember Hammer mentioned the upcoming Veterans Day Event is Sunday, November 11, 2018 and the Christmas Tree Lighting on Saturday, December 1, 2018.

ADJOURNMENT

Having no further business, Councilmember Kazarian made a motion, seconded by Councilmember Hammer to adjourn. The motion carried and the meeting adjourned at 8:12 p.m.