

# FOWLER CITY COUNCIL MEETING AGENDA MARCH 19, 2019 7:00 P.M. CITY COUNCIL CHAMBER 128 S. 5TH STREET FOWLER, CA 93625

In compliance with the Americans with Disabilities Act, if you need special assistance to access the Council Chambers or to otherwise participate at this meeting, including auxiliary aids or services, please contact City Clerk Jeannie Davis at (559) 834-3113 ext. 302. Notification at least 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to the Council meeting. The City of Fowler is an equal opportunity provider and employer.

Any writing or document that is a public record and provided to a majority of the City Council regarding an open session item on the agenda will be made available for public inspection at City Hall, in the City Clerk's office, during normal business hours. In addition, such writings and documents may be posted on the City's website at <a href="https://www.fowlercity.org">www.fowlercity.org</a>.

- Meeting called to order
- 2. Flag Salute and Pledge of Allegiance
- 3. Invocation
- Roll call
- 5. Public Presentations (This portion of the meeting reserved for persons desiring to address the Council on any matter not described on this agenda. Presentations are limited to 5 minutes per person and no more than 15 minutes per topic.)

With respect to the approval of resolutions and ordinances, the reading of the title thereto shall be deemed a motion to waive a reading of the complete resolution or ordinance and unless there is a request by a Councilmember that the resolution or ordinance be read in full, further reading of the resolution or ordinance shall be deemed waived by unanimous consent of the Council.

- 6. Communications
- 7. Public Workshop: Discussion on Establishing Priorities for Use of District Sales Tax Proceeds

#### 8. Staff Reports

- A) Second Reading of Ordinance No. 2019-01, "An Ordinance of the City Council of the City of Fowler Amending Sections 6-4.707 and 6-4.709 of Article 7, of Chapter 4, of Title 6, and Amending Section 6-4.1109 of Article 11, of Chapter 4, of Title 6 of the Fowler Municipal Code Relating to the City's Residential Water Service"
- B) City Manager's Report
- C) Public Works Report
- D) Finance Department Report
- E) Police Department Report
- F) Fire Department Report
- 9. City Attorney's Report
- 10. Consent Calendar Items on the Consent Calendar are considered routine and shall be approved by one motion of the Council. If a Councilmember requests additional information or wants to comment on an item, the vote should be held until the questions or comments are made, and then a <u>single</u> vote should be taken. If a Councilmember <u>objects</u> to an item, <u>then</u> it should be removed and acted upon as a separate item.
  - A) Ratification of Warrants March 19, 2019
  - B) Approve Minutes of the City Council Meeting March 5, 2019
- 11. Committee Reports (No action except where a specific report is on the agenda)

Mayor Cardenas Mayor Pro-Tem Hammer Councilmember Kazarian Councilmember Parra Councilmember Rodriquez

#### 12. Closed Session:

- Pursuant to Government Code Section 54956.8 <u>Conference with Real Property Negotiators</u>: Property: 130 S. 6<sup>th</sup> Street. <u>Agency Negotiators</u>: City Manager. <u>Negotiating Party</u>: United Health Centers. Under Negotiation: <u>Price, terms.</u>
- 13. Adjournment

Next Ordinance No. 2019-02

Next Resolution No. 2423

CERTIFICATION: I, Corina Burrola, Deputy City Clerk of the City of Fowler, California, hereby certify that the foregoing agenda was posted for public review on Friday, March 15, 2019.

Corina Burrola Deputy City Clerk



#### STAFF REPORT

DATE:

3/14/19

TO:

Honorable Mayor and City Councilmembers

FROM:

Randy Uyeda, Finance Director

SUBJECT:

District Sales Tax Preliminary Proceeds and Use Proposal

BACKGROUND: The City recently passed a 1% District Sales Tax to generate funds to help the General Fund. The first year estimated revenues from the District Sales is approximately \$953,000.

TAX REVENUES: The subsequent years' revenue projections are based on a modest 2% increase over prior year. It needs to be noted that at present Sales Tax growth for the last 2 years has been less than 1%. I am hoping the recent opening of new businesses and the future opening of the Children Hospital will help fund the projected 2% growth.

#### **USES:**

The City has determined that a new Police Building is the next major project. I apportioned funds for the Police Building with the understanding that the City will begin looking for Grants/Loans to help supplement the building and outfitting costs. In the interim period we will need these funds for research, engineering, and architectural work. After additional research it may be necessary to increase the apportionment.

The Police Department aging fleet which requires excessive amount of maintenance (most cars are over 150,000 miles) will gradually be replaced along with updating and improving PD related equipment.

The CalPERS Unfunded Liability is and continues to be a major expenditure that will only increase in the coming years. Although CalPERS has made some progress in their investments it is too early to tell how much savings this will generate. The General Fund was able to absorb the current year liability and based on upon my review of 2018 and the current budget we were able to made a lump sum payment for the current fiscal year and saved approximately \$12,000 in interest expense. However, we are faced with significant increases in the coming years and there have been reports that experts believe CalPERS may be too optimistic in their revenue forecasts.

Streets, roads, and sidewalks are in need of repair. While Measure C, Gas Tax, and the SB1 gasoline tax are helpful, in a lot of cases, they require matching funds from City. The apportioned amount will allow us to be proactive rather than reactive in developing streets and road projects, both short and long term.

The General Fund has a reserve of approximately \$2,100,000. More and more, Cities are increasing their reserve for aging infrastructure and the real possibility of another recession (such as the one that occurred in 2007). As an example, Selma auto sales dropped approximately 70% during the recession. The City did not have sufficient reserves and had to lay off almost half of its workforce. The City employees did not see a raise in over 8 years and City maintenance was done on an emergency basis.

Another City in Fresno County was presented with a similar opportunity and had a one-time influx of \$10,000,000 in general fund cash. In a period of 4 years the entire \$10,000,000 was gone and the City still had an incomplete fire hydrant system, broken buildings, aging fleet of vehicles, and a long delayed State mandated Water/Sewer plant expansion, etc. and virtually no General Fund reserve.. Therefore the "Contingency Reserve" should be restricted and careful thought given to its' use.

In general, the City now has an opportunity improve Public Safety, its' streets/roads, meet the previously unforeseen negative effects of the CalPERS unfunded liability and increase its' "rainy day" reserves.

FISCAL IMPACT: See attached

RECOMMENDATION: Accept preliminary schedule as the starting basis to be reviewed annually based on actual fiscal performance and adjusted as necessary.

## CITY OF FOWLER DISTRICT SALES TAX 4 YEAR PROJECTION 3/15/2019

FY YEAR	2019-20		2020-21		2021-22		2022-23	
<b>ESTIMATED REVENUES</b> District Tax	\$953,000		\$972,060	2%	\$991,501	2%	\$1,011,331	2%
<b>USES</b> Police Bldg - NEW	\$238,250	25%	\$243,015	25%	\$247,875	25%	\$252,833	25%
Police Vehicles/Equip	\$142,950	15%	\$97,206	10%	\$99,150	10%	\$101,133	10%
CalPERS UFL 60%	\$362,140	38%	\$437,427	45%	\$495,751	50%	\$576,459	57%
Streets and Roads	\$95,300	10%	\$97,206	10%	\$69,405	7%	\$70,793	7%
Total	\$838,640		\$874,854		\$912,182		\$1,001,218	
Contingency Reserve	\$114,360		\$97,206		\$79,320		\$10,113	

AMOUNT	\$ 140,488.26	\$ 140,488.26		82,343.07	\$ 82,343.07	\$ 222,831.33	ITEM	1 0 A
CHECK DATES	March 7 thru March 15			March 15, 2019				
CHECK NUMBERS	34905-34963							
ACCOUNTS PAYABLE CHECKS	Regular checks	TOTAL ACCOUNTS PAYABLE CHECKS	PAYROLL COSTS	First March Bi-Monthly Payroll	TOTAL PAYROLL COSTS	TOTAL CASH DISBURSEMENTS		

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CITY OF FOWLER CHECK REGISTER - BY FUND

SELECTION CRITERIA: transact.check\_no between '34905' and '34963' ACCOUNTING PERIOD: 9/19

	AMOUNT	120.54 292.92 413.46	5,678.48	1,500.00	5,062.61 11,050.16 319.97 351.97 460.22 657.45 657.45 780.20 1,944.95	246.76 125.95 170.13 174.18 717.02	464.52 802.92 1,155.23 33.18 61.52 66.36 73.31 105.74	9.99 16.26 17.24 90.00 133.49	9.85 9.85 10.83 10.83 20.68 23.62 224.30 224.30 653.57
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CITY OF FOWLER CHECK REGISTER - BY

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CITY OF FOWLER CHECK REGISTER - BY

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CITY OF FOWLER CHECK REGISTER - BY FUND

SUPERION DATE: 03/15/2019 TIME: 13:08:00

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PAGE NUMBER: ACCTPA21

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CITY OF FOWLER CHECK REGISTER - BY FUND

SELECTION CRITERIA: transact.check\_no between '34905' and '34963' ACCOUNTING PERIOD: 9/19

SALES TAX ----DESCRIPTION----ACCNT DEPT NAME CASH ACCT CHECK NO ISSUE DT VENDOR FUND - 100 - GENERAL FUND

TOTAL CASH ACCOUNT

TOTAL FUND

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SUPERION DATE: 03/15/2019 TIME: 13:08:00

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	ACCNT	5200		
	DEPT	2100		
	NAME	STREET MAINTENANCE		
AS TAX	ISSUE DT VENDOR NAME	03/15/19 10824		
FUND - 210 - GAS TAX	CASH ACCT CHECK NO ISSUE DT	34954	CASH ACCOUNT	QNI
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CITY OF FOWLER CHECK REGISTER - BY FUND

SUPERION DATE: 03/15/2019 TIME: 13:08:00

SELECTION CRITERIA: transact.check\_no between '34905' and '34963' ACCOUNTING PERIOD: 9/19

FUND - 225 - LTF - ARTICLE 8

CASH ACCT CHECK NO	ISSUE DT VENDOR	NAME DEPT	ACCNT	DESCRIPTION	SALES TAX	AMOUNT
1001 34929	03/15/19 10349	CORNER CLEAN SWEEPI 2250	5220	SERVICES	00.00	2,444.00
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TOTAL CASH ACCOUNT					0.00	9,269.65
TOTAL FUND					0.00	9,269.65

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CITY OF FOWLER CHECK REGISTER - BY FUND

SELECTION CRITERIA: transact.check\_no between '34905' and '34963' ACCOUNTING PERIOD: 9/19

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FUND - 500 - WA	ACCT CHECK NO	34905	34909	34910 34910 34910 CHECK	34911 34911 CHECK	34913	34918	34924	34937	34938	34940	34941	34944 34944 CHECK	34948 34948 CHECK	34949 34949 34949 34949 34949 34949 CHECK	34950	34951	34959	34961	34962
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PAGE NUMBER: ACCTPA21

SELECTION CRITERIA: transact.check\_no between '34905' and '34963' ACCOUNTING PERIOD: 9/19

SUPERION DATE: 03/15/2019 TIME: 13:08:00

CITY OF FOWLER CHECK REGISTER - BY FUND

6

AMOUNT

SALES TAX

----DESCRIPTION----

ACCNT

DEPT

NAME

CASH ACCT CHECK NO ISSUE DT VENDOR

TOTAL CASH ACCOUNT

TOTAL FUND

FUND - 500 - WATER

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CITY OF FOWLER CHECK REGISTER - BY FUND

SELECTION CRITERIA: transact.check\_no between '34905' and '34963' ACCOUNTING PERIOD: 9/19

FUND - 850 - S	FUND - 850 - SUCESSOR AGENCY					
SH ACCT CHECK NO	CASH ACCT CHECK NO ISSUE DT VENDOR	NAME DEPT	ACCNT	DESCRIPTION	SALES TAX	AMOUNT
1001 34909	03/07/19 13496	KEENAN & ASSOCIATES 8500	2080	EMPLOYEE BENEFITS	00.00	229.22
1001 34913	03/07/19 11335	VISION SERVICE PLAN 8500	2080	EMPLOYEE BENEFITS	00.00	4.93
TOTAL CASH ACCOUNT					00.0	234.15
TOTAL FUND					0.00	234.15
TOTAL REPORT					00.00	140,488.26

#### MINUTES OF THE FOWLER CITY COUNCIL MEETING MARCH 5, 2019

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

Councilmembers Present:

Cardenas, Hammer, Kazarian, Parra, Rodriquez

Councilmembers Absent:

City Staff Present: City Manager/City Clerk Davis, City Attorney Wolfe, City Engineer

Peters, Police Chief Alcaraz, Public Works Supervisor/Fire Chief

Lopez, Deputy City Clerk Burrola

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

#### **PUBLIC PRESENTATIONS**

There were no public presentations.

#### **COMMUNICATIONS**

City Manager Davis announced the grand opening for the new United Health Center in Selma, Wednesday, March 13, 2019 at 11:00 a.m., the Fowler Improvement Association's annual spring luncheon on March 14, 2019, and the City's upcoming rabies clinic on Saturday, March 30, 2019 from 10:00 a.m. to 1:00 p.m., in the City Hall breeze way.

#### STAFF REPORT

#### **CONSIDER FIRST READING OF ORDINANCE NO. 2019-01**

City Manager Davis explained the first reading; this item is related to the City's residential water service. Finance Director Uyeda presented suggestions to the Council at a prior meeting to improve water operations for the water department and to help the citizens, one of which is related to the shut off of water service and the water bill due dates. The ordinance would also incorporate a new senate bill that allows more leeway for customers to pay their water bill before shut offs take place. City Attorney Wolf explained the ordinance implements the Councils direction that gives 30-days instead of 15-days, language was also added to say: any delinquencies will be handled pursuant to written policies, because the new law, shut off protection act, requires a written policy on discontinuation of water service for nonpayment until the payment by a customer has been delinquent for at least 60 days.

Councilmember Rodriquez made a motion to waive the First Reading and approve Ordinance No. 2019-01, "An Ordinance of the City Council of the City of Fowler Amending Sections 6-4.707 and 6-4.709 of Article 7, of Chapter 4, of Title 6, and Amending Section 6-4.1109 of Article 11, of Chapter 4, of Title 6 of the Fowler Municipal Code Relating to the City's Residential Water Service", seconded by Councilmember Parra. The motion carried by unanimous voice vote: Ayes: Cardenas, Hammer, Kazarian, Parra, Rodriquez. Noes: None. Abstain: None. Absent: None.

#### CITY MANAGER'S REPORT

City Manager Davis said the first Community workshop was held earlier today for the Park grant application. The workshop is to seek input from residents on the proposed design land needs for

the park/recreational sports complex. She said it was a good turnout; the next workshop will be on Tuesday, April 2, 2019 from 4:00 p.m. to 6:00 p.m. She attended the community workshop sponsored by Tree Fresno for the Highway Beautification plan grant. The workshop was held on Thursday, February 28, 2019 at John Sutter Middle School, it provided information about the benefits of trees.

Ms. Davis mentioned that a workshop will be scheduled on March 19, 2019 to discuss the district sales tax and priorities for the proceeds of the tax.

#### **CITY ENGINEER'S REPORT**

### DISCUSSION ON POSSIBLE TRAFFIC MITIGATION MEASURES - MERCED AND $\mathbf{10^{TH}}$ STREET AREA

City Engineer Peters mentioned that this item was discussed at a prior meeting several years ago. The purpose is to expand the discussion further and to determine what possible solutions can be implemented. He provided a PowerPoint presentation on this discussion. Mr. Peters said Merced Street between Highway 99 and 10<sup>th</sup> Street has a higher than normal accident rate, which is related to new development and numerous driveways along Merced Street, which create significate numbers of conflict points. In 2015 a traffic study was conducted and analysis predicted that traffic congestion would increase as proposed projects developed. It was discussed in prior meetings of the possibility of having medians, roundabouts, traffic signals or other types of traffic control. Currently there are about 17,000 vehicles traveling on Merced Street on a daily basis which is a two lane road. Mr. Peters provided information on levels of service. Levels of service (LOS) is a term used to qualitatively describe the operating conditions of a roadway based on factors such as speed, travel time, maneuverability, delay, and safety. The level of service of a facility is designated with a letter, A to F, with A representing the best operating conditions and F the worst. He provided information, on the level of service, for the area of Merced Street which was analyzed during peak hours between 7:00 a.m. to 9:00 a.m. and afternoon hours between 4:00 p.m. and 6:00 p.m. He explained that the calculations of the analyzation show that once all the development is completed; there will be a high level of traffic congestion.

A discussion took place on the control of traffic for Merced Street and what strategies it would take to control the flow of traffic. Mr. Peters suggested quite a few options to control the flow of traffic. He said Caltrans is opposed to traffic signals at the intersection of Merced and 10<sup>th</sup> Street due to traffic backing up at the intersection and the highway off ramp to Merced Street. Mr. Peters said a roundabout possibly placed at 9<sup>th</sup> and Merced Street would perform better, but these are just ideas for Council to consider. He would also like to consider declassifying Merced Street as a truck route; this would eliminate safety issues and the control of traffic would possibly improve. Mr. Peter's said he would analysis further options and bring it back to the Council.

#### PUBLIC WORKS REPORT

No report was given.

#### FINANCE DIRECTOR'S REPORT

No report was given.

#### POLICE DEPARTMENT REPORT

No report was given.

#### FIRE DEPARTMENT REPORT

No report was given.

#### CITY ATTORNEY'S REPORT

City Attorney Wolfe noted that he provided a copy of the updated Brown Act Workbook to staff and Council. He mentioned effective January 1, 2019 it is required to have the agency's agenda posted on the agency's primary Internet Web site homepage and accessible through a prominent direct link to the current agenda.

#### CONSENT CALENDAR

The consent calendar consisted of: A) Ratification of Warrants – March 5, 2019; B) Approve Minutes of the Fowler City Council and Fowler Planning Commission Special Joint Workshop and the City Council Meeting – February 19, 2019".

Mayor Pro Tem Hammer made a motion to approve the Consent Calendar Items A through B, seconded by Councilmember Rodriquez. The motion carried by voice vote: Ayes: Cardenas, Hammer, Rodriquez. Noes: None. Abstain: Kazarian, Parra. Absent: None.

#### **COMMITTEE REPORTS**

Mayor Cardenas attended the Fresno Council of Governments meeting the prior week.

Mayor Pro Tem Hammer mentioned the passing of Fowler resident and former Mayor, Marcia Dennis.

Councilmember Rodriquez attended the Tree Fresno Workshop at John Sutter Middle School.

#### **ADJOURNMENT**

Having no further business, Councilmember Kazarian made a motion, seconded by Councilmember Parra to adjourn. The motion carried and the meeting adjourned at 7:59 p.m.