



**FOWLER CITY COUNCIL MEETING  
AGENDA  
DECEMBER 3, 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 [www.fowlercivcity.org](http://www.fowlercivcity.org).

1. Meeting called to order
2. Flag Salute and Pledge of Allegiance
3. Invocation
4. 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. Presentation of Certificates of Recognition to Karina Cleveland, Gavin Martin, Makenna Garcia, Delilah Ayon, and Audrina Ayon, for their service to the Fowler Community

7. Community Landscape Plan 2019 – Tree Fresno
  - A) Consider Approval of Resolution No. 2452, “A Resolution of the City Council of the City of Fowler County of Fresno, State of California Accepting the City of Fowler Community Landscape Plan”
8. Communications
9. Staff Reports
  - A) City Engineer’s Report
    - ♦ Consider Acceptance of the Final Map for Tract No. 6259
    1. Adopt Resolution No. 2453, “ A Resolution of the City Council of the City of Fowler Approving Final Tract Map No. 6259 and Accepting Street Dedication and Easements”
  - B) City Manager's Report
  - C) Public Works Report
  - D) Finance Department Report
    1. Approve Resolution No. 2454, “ A Resolution of the City Council of the City of Fowler Requesting Inclusion into the Alternative Method of Property Tax Distribution Known as the Teeter Plan”
    2. Approval of Purchase of Water Meter Reader/Transmitters
  - E) Police Department Report
  - F) Fire Department Report
10. City Attorney's Report
11. 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 single vote should be taken.** If a Councilmember objects to an item, then it should be removed and acted upon as a separate item.*
  - A) Ratification of Warrants – December 3, 2019
  - B) Approve Minutes of the City Council Special Meeting and City Council Meeting – November 19, 2019

- C) Adopt Resolution No. 2455, "A Resolution of the City Council of the City of Fowler in the Matter of Federal Transportation Project Selection and Implementing Timely Use of Funding"

12. Committee Reports (No action except where a specific report is on the agenda)

Mayor Cardenas  
Mayor Pro Tem Hammer  
Councilmember Kazarian  
Councilmember Parra  
Councilmember Rodriguez

13. Closed Session:

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

14. Adjournment

Next Ordinance No. 2019-05

Next Resolution No. 2456

*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, November 27, 2019.*



Corina Burrola  
Deputy City Clerk





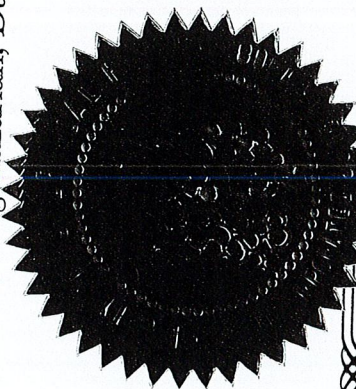
## CITY OF FOWLER CERTIFICATE OF RECOGNITION

### KARINA CLEVELAND

THE FOWLER CITY COUNCIL RECOGNIZES AND HONORS Karina Cleveland for your hard work to raise funds to support the Fowler Senior Citizens Center and Fowler Unified School District Kids Closet. The Community is proud of your efforts in making a positive change!

Presented this 3rd day of December, 2019 by Mayor David Cardenas, Mayor Pro Tem Leonard Hammer, and Council members Karnig Kazarian, Daniel Parra, and Mark Rodriguez

David T. Cardenas  
Mayor of Fowler





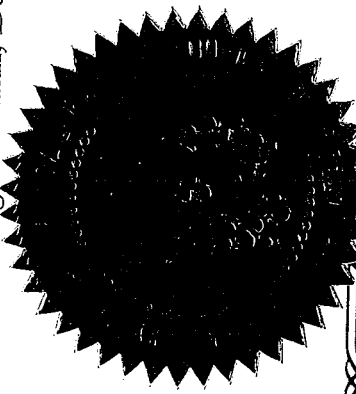
**CITY OF FOWLER  
CERTIFICATE OF RECOGNITION**

**AUDRINA AYON**

THE FOWLER CITY COUNCIL RECOGNIZES AND HONORS Audrina Ayon for your hard work to raise funds to support the Fowler Senior Citizens Center and Fowler Unified School District Kids Closet. The Community is proud of your efforts in making a positive change!

Presented this 3rd day of December, 2019 by Mayor David Cardenas, Mayor Pro Tem Leonard Hammer, and Council members Karnig Kazarian, Daniel Parra, and Mark Rodriguez

David T. Cardenas  
Mayor of Fowler







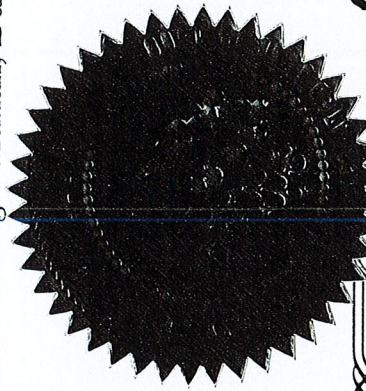
# CITY OF FOWLER CERTIFICATE OF RECOGNITION

## DELILAH AYON

THE FOWLER CITY COUNCIL RECOGNIZES AND HONORS Delilah Ayon for your hard work to raise funds to support the Fowler Senior Citizens Center and Fowler Unified School District Kids Closet. The Community is proud of your efforts in making a positive change!

Presented this 3rd day of December, 2019 by Mayor David Cardenas, Mayor Pro Tem Leonard Hammer, and Council members Karnig Kazarian, Daniel Parra, and Mark Rodriguez

David T. Cardenas  
Mayor of Fowler





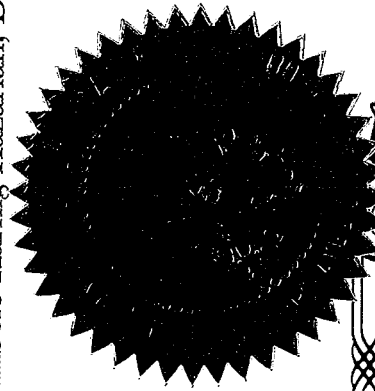
## CITY OF FOWLER CERTIFICATE OF RECOGNITION

### GAVIN MARTIN

THE FOWLER CITY COUNCIL RECOGNIZES AND HONORS Gavin Martin for your hard work to raise funds to support the Fowler Senior Citizens Center and Fowler Unified School District Kids Closet. The Community is proud of your efforts in making a positive change!

Presented this 3rd day of December, 2019 by Mayor David Cardenas, Mayor Pro Tem Leonard Hammer, and Council members Karnig Kazarian, Daniel Parra, and Mark Rodriguez

David T. Cardenas  
Mayor of Fowler



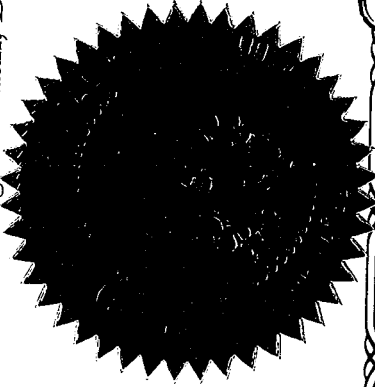


CITY OF FOWLER  
CERTIFICATE OF RECOGNITION

**MCKENNA GARCIA**

THE FOWLER CITY COUNCIL RECOGNIZES AND HONORS McKenna Garcia for your hard work to raise funds to support the Fowler Senior Citizens Center and Fowler Unified School District Kids Closet. The Community is proud of your efforts in making a positive change!

Presented this 3rd day of December, 2019 by Mayor David Cardenas, Mayor Pro Tem Leonard Hammer, and Council members Karnig Kazarian, Daniel Parra, and Mark Rodriguez



David T. Cardenas  
Mayor of Fowler



## RESOLUTION NO. 2452

RESOLUTION BEFORE THE CITY COUNCIL  
OF THE CITY OF FOWLER  
COUNTY OF FRESNO, STATE OF CALIFORNIA

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RESOLUTION ACCEPTING THE CITY OF FOWLER COMMUNITY LANDSCAPES PLAN

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**WHEREAS**, the Fresno Council of Governments (COG) awarded a Sustainable Infrastructure Plan (SIP) grant to Tree Fresno, for which the City of Fowler served as the COG Member Sponsor; and

**WHEREAS**, the grant funded the preparation of a Community Landscapes Plan (CLP) for the City of Fowler; and

**WHEREAS**, the primary purpose of the CLP is to reduce the emission, and increase the absorption, of greenhouse gases; and

**WHEREAS**, the CLP assesses ecology, landscapes, trees, soils, open space, land use, transportation, noise, air quality and health and proposes way to reduce greenhouse gases, drawing on the expertise of Tree Fresno and several consultants; and

**WHEREAS**, the health and economic wellbeing of Fowler, especially with significant greenhouse gas emissions from State Route 99 and the Union Pacific Railroad, will benefit from greenways, tree and plant palettes appropriate to the region, modification of land use policies, the strategic placement of trees and plants and abundant landscaping proposed in the CLP; and

**WHEREAS**, the CLP was prepared following consultation with a Citizen's Advisory Committee and input by the public at two Community Meetings held at Sutter Middle School; and

**WHEREAS**, the CLP was presented to the Council by Tree Fresno representatives at a regularly scheduled meeting on December 3, 2019, and demonstrates how Fowler can be transformed with beautiful landscapes and creative land use and transportation policies.

\* \* \* \* \*

**NOW THEREFORE, BE IT RESOLVED** that the City Council of the City of Fowler hereby accepts the Community Landscapes Plan and directs that City staff incorporate the findings and recommendations of the CLP to the greatest extent feasible into City operations and that the CLP be provided to the General Plan consultant for consideration in long-term policy planning.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

I, Jeannie Davis, City Clerk of the City of Fowler, do hereby certify that the foregoing resolution was duly adopted by the City Council at a meeting held on the 3<sup>rd</sup> day of December, 2019, by the following vote to wit:

AYES

NOES

ABSENT

ABSTAIN:

Date: December 3, 2019

\_\_\_\_\_  
Jeannie Davis, City Clerk

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## STAFF REPORT

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**DATE:** DECEMBER 3, 2019  
**TO:** MAYOR AND CITY COUNCIL  
**FROM:** DAVID PETERS, CITY ENGINEER  
**RE:** TRACT 6259 FINAL MAP

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### REQUESTED COUNCIL ACTION:

Consider the acceptance of the final map for Tract 6259;

1. Adopt Resolution No. 2453 approving the final map for Tract 6259 accepting on behalf of the public the streets and easements as offered on the map in accordance with the terms of the dedications.
2. Authorize the City Engineer to transmit the Final Map of Tract 6259 and associated documents to the Fresno County's Recorder's Office for recording.
3. Authorize the City Manager to execute the Subdivision Agreement on behalf of the City.

### DISCUSSION:

The applicant, K. Hovnanian CA Land Holdings, LLC is proposing to develop a 74 lot subdivision in the northeast corner of Sunnyside Avenue / South Avenue intersection. This subdivision is the second phase of the subdivision approved under Tentative Tract Map 5834 in 2007.

The applicant has complied with the conditions of approval of the approved tentative map.

A subdivision agreement has been prepared for the development because the off-site improvements have not yet been constructed. The subdivision agreement requires that the applicant post bonds or instruments of security with the City in order to guarantee the construction of the improvements, which have been submitted to the City. The subdivision agreement also sets forth the development fees that the applicant must pay to the City prior to the delivery of the final map to the County Recorder.

The applicant has submitted the public improvement plans and the final map to the City, both of which have been reviewed and approved by the City Engineer. The Council is

required by law to accept the final map unless they can site deficiencies in the final documents.

The applicant has paid development fees as described above and in accordance with City fee resolutions. These fees will provide for review costs by the City and other capital improvement requirements.

The subdivision is zoned residential, and complies with the City's General Plan.

Following acceptance of this map by the City, the City Engineer shall deliver the final map to the Fresno County Recorder.

Attachments:

1. Resolution of Acceptance
2. Subdivision Agreement
3. Final Map Tract 6259

DP



**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FOWLER APPROVING FINAL TRACT MAP NO. 6259 AND ACCEPTING STREET DEDICATION AND EASEMENTS**

WHEREAS, K. Hovnanian CA Land Holdings, LLC, the Owner and Subdivider, has presented to the City Council of the City of Fowler, a Municipal Corporation, a Final Map of Tract No. 6259 for approval by the City Council; and

WHEREAS, the City Engineer has verified that all of the provisions of the Subdivision Map Act and of Chapter 4, "Subdivisions," of the Fowler Municipal Code have been complied with, and that said Final Map is substantially the same as the Tentative Map thereof, as previously approved by the City Council and Planning Commission; and

WHEREAS, certain streets to be developed in Tract Map No. 6259 have been offered for dedication to the City of Fowler; and

WHEREAS, the Fowler Subdivision Ordinance requires that street dedications and easements be accepted by the City Council; and

WHEREAS; the City Council also determined that it would be in the best interests of the City at this time to accept the streets and easements offered for dedication on the Final Tract Map No. 6259, and

WHEREAS; the City Council hereby authorizes the City Manager to enter into the Subdivision Agreement, which has been previously executed by the Subdivider, related to the construction of public improvements associated with the subdivision.

NOW THEREFORE, BE IT RESOLVED the Final Map of Tract No. 6259 and the dedication of the street and easements offered for dedication as shown on Final Tract Map 6259 be accepted, and the Mayor and/or City Manager and City Clerk be authorized and directed to sign the documents for improvements and recordation."

Dated: December 3, 2019

\_\_\_\_\_  
David Cardenas, Mayor

\*\*\*\*\*

I, Jeannie Davis, City Clerk of the City of Fowler, do hereby certify and attest that the foregoing resolution was duly passed and adopted at a regular meeting of the Fowler City Council held on December 3, 2019, by the following vote:

Ayes:

Noes:

Absent:

Abstain:

Dated: December 3, 2019

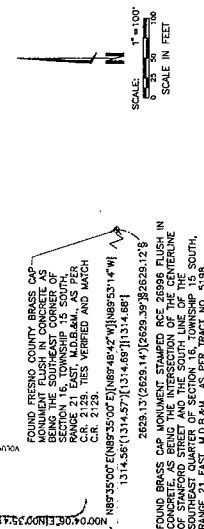
\_\_\_\_\_  
Jeannie Davis, City Clerk  
City of Fowler

IN THE CITY OF FOWLER, COUNTY OF FRESNO, STATE OF CALIFORNIA  
SURVEYED AND PLATED IN JUNE 2018, BY LANDESIGN CONSULTING  
CONSISTING OF THREE SHEETS  
SHEET TWO OF THREE SHEETS

THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SECTION 16, TOWNSHIP 15 SOUTH, RANGE 21 EAST, MOUNT DIABLO BASE AND MERIDIAN AS BEARING NORTH 89°55'00" EAST, AS SHOWN ON THE FINAL MAP OF TRACT NO. 5198, RECORDED IN VOLUME 78, PAGES 44 AND 55, PLATS, FRESNO COUNTY RECORDS.

1. OUTLOTS A, B, & C ARE OFFERED FOR DEDICATION IN FEE BY THIS MAP, TO THE CITY OF FOWLER FOR LANDSCAPING, AND THE MAINTENANCE THEREOF, AND AS AN ADDITIONAL PUBLIC UTILITY PURPOSES.
2. CORNER OF LOT 8, TRACT 4984, BEING 0.14' WEST AND 0.10' NORTH OF TRUE POSITION.
3. CORNER 3/4" IRON PIPE, NO TAG, DOWN 0.5' BEING 0.14' WEST AND 0.10' NORTH OF TRUE POSITION.
4. CORNER 3/4" IRON PIPE, L.S. 7923, FLUSH, BEING 0.10' WEST AND 0.15' NORTH OF TRUE POSITION.
5. CORNER 3/4" IRON PIPE, ILLEGIBLE TAG, DOWN 0.5' BEING 0.08' SOUTH OF THE SOUTHWEST CORNER OF LOT 27 OF TRACT 5041.
6. CORNER OF LOT 8, TRACT 4984, FLUSH, BEING 0.11' NORTH OF THE SOUTHEAST CORNER OF LOT 8 OF TRACT 4984.
7. CORNER 3/4" IRON PIPE, L.S. 4919, UP, BEING 0.24' NORTH OF THE SOUTHEAST CORNER OF LOT 14 OF TRACT 4984.
8. CORNER 3/4" IRON PIPE, L.S. 4919, DOWN 0.5' BEING 0.10' NORTH OF THE SOUTHWEST CORNER OF LOT 8 OF TRACT 4984 AND 0.39' WEST OF THE SOUTHWEST CORNER OF LOT 8 OF TRACT 4984.

0 MONUMENT FOUND AND ACCEPTED UNLESS OTHERWISE NOTED.  
 SET 3/4" IRON PIPE, 30" LONG, 6" DOWN BELOW GROUND. TAGGED PLS 7773.  
 0 SET BRASS CAP FLUSH IN CONCRETE, STAMPED PLS 7773 PER CITY OF FOWLER  
 STANDARD M-9.  
 ▲ HOW OFFERED FOR DEDICATION AS AN EASEMENT FOR PUBLIC STREET PURPOSES.  
 ▲ INDICATES RELINQUISHMENT OF DIRECT ACCESS RIGHTS  
 PREVIOUSLY DEDICATED FOR EMERGENCY ACCESS AND PUBLIC SANITARY SEWER  
 PURPOSES. SEE PLAT RECORDS FOR PLAT DOCUMENT NO. 2004-0071379, OFFICIAL  
 RECORDS FRESNO COUNTY.  
 ▲ PREVIOUSLY DEDICATED FOR PUBLIC STREET PURPOSES PER TRACT 5834 PH I  
 RECORDED IN VOLUME \_\_\_\_\_ PAGES \_\_\_\_\_ AND \_\_\_\_\_  
 ) RECORD RATES PER FINAL MAP OF TRACT NO. 5148 RECORDED IN VOLUME 78  
 AT PAGES 54 & 55 OF PLATS, FRESNO COUNTY RECORDS.  
 ) RECORD DATA PER RECORD OF SURVEY RECORDED IN BOOK 50 AT PAGE 87 OF  
 RECORD OF SURVEYS, FRESNO COUNTY RECORDS.  
 } RECORD RATES PER FINAL MAP OF TRACT NO. 5041, RECORDED IN VOLUME  
 68, PAGES 55, 60, & 61, OF PLATS, FRESNO COUNTY RECORDS.  
 } RECORD RATES PER FINAL MAP OF TRACT NO. 5041, RECORDED IN VOLUME  
 64, PAGES 50, 51, & 92 OF PLATS, FRESNO COUNTY RECORDS.  
 } RECORD RATES PER FINAL MAP OF TRACT NO. 5834 PH I RECORDED IN  
 VOLUME 88, PAGES 83, 84, 85 & 86, OF PLATS, FRESNO COUNTY RECORDS.  
 ▲ CALCULATED FROM RECORD DATA.  
 ▲ FRESNO COUNTY RECORDS.  
 ▲ PUBLIC UTILITY EASEMENT NOW OFFERED FOR DEDICATION FOR PUBLIC USE.  
 ▲ PEDESTRIAN EASEMENT NOW OFFERED FOR DEDICATION FOR PUBLIC USE.  
 ▲ BLUE BORDER INDICATES THE LIMITS OF THIS SUBDIVISION.



PHARMAC.S\K\Information\H8555-Price LS\Survey\Record Data\Wsp\B259-Fluoridat.ppt2/2/2011 - EDC-City.cfb  
 PLOT BY: RCTE2 Nov 13, 2015 - 10:09am

# FINAL MAP OF TRACT NO. 6259

PHASE II OF VESTING TENTATIVE MAP NO. 5834  
IN THE CITY OF FOWLER, COUNTY OF FRESNO, STATE OF CALIFORNIA  
SURVEYED AND PLATED IN JUNE 2016, BY LANDESDIG CONSULTING  
CONSISTING OF THREE SHEETS  
SHEET THREE OF THREE SHEETS

## CURVES

CURVE TABLE			
CURVE #	LENGTH	RADIUS	DELTA TANGENT
C1	20.83'	45.00'	263131' 10.61'
C2	124.31'	50.00'	1427645' 147.07'
C3	20.83'	45.00'	263131' 10.61'
C4	3.04'	50.00'	272816' 1.32'
C5	48.00'	50.00'	550014' 26.03'
C6	48.00'	50.00'	550014' 26.03'
C7	25.26'	50.00'	265856' 12.91'
C8	31.20'	20.00'	892943' 19.79'
C9	20.83'	45.00'	263131' 10.61'
C10	125.28'	50.00'	1433415' 151.95'
C11	20.83'	45.00'	263131' 10.61'
C12	10.45'	45.00'	171938' 5.25'
C13	10.38'	45.00'	171252' 5.21'
C14	38.86'	50.00'	443151' 20.47'
C15	45.00'	50.00'	513359' 24.15'
C16	41.43'	50.00'	472826' 21.99'
C17	7.95'	45.00'	90034' 3.55'
C18	13.76'	45.00'	173057' 6.93'
C19	31.60'	20.00'	903113' 20.18'
C20	31.23'	20.00'	892847' 19.82'
C21	20.83'	45.00'	263131' 10.61'
C22	124.38'	50.00'	1423150' 147.42'
C23	20.83'	45.00'	263131' 10.61'
C24	12.95'	50.00'	145017' 6.31'
C25	48.00'	50.00'	550014' 26.03'
C26	48.00'	50.00'	550014' 26.03'
C27	15.43'	50.00'	174105' 7.78'
C28	29.74'	45.00'	375149' 15.43'
C29	22.16'	50.00'	2554336' 84.31'
C30	29.74'	45.00'	375149' 15.43'
C31	15.68'	50.00'	175956' 7.80'
C32	54.39'	50.00'	6271936' 30.24'

## RADIALS

RADIAL TABLE		
RADIAL #	DIRECTION	
R1	N63° 37' 16"E	
R2	N67° 08' 36"E	
R3	S57° 53' 10"E	
R4	S2° 52' 56"E	
R5	S26° 04' 03"W	
R6	N13° 46' 08"W	
R7	S28° 59' 00"E	
R8	S17° 32' 51"W	
R9	S69° 08' 50"W	
R10	N63° 24' 44"W	
R11	S72° 23' 19"E	
R12	S63° 32' 13"W	
R13	S78° 22' 30"W	
R14	N46° 37' 18"W	
R15	N8° 22' 58"E	
R16	N26° 04' 03"E	
R17	S37° 24' 21"W	
R18	S18° 28' 25"W	
R19	S42° 53' 15"E	
R20	N79° 49' 02"E	
R21	N22° 31' 17"E	
R22	N36° 19' 15"W	
R23	S10° 28' 39"E	
R24	N26° 04' 03"E	
R25	N11° 34' 15"W	
R26	N80° 19' 36"W	
R27	S63° 32' 13"W	
R28	N86° 11' 21"E	
R29	S79° 46' 14"W	
R30	N63° 32' 13"E	
R31	S70° 01' 57"E	
R32	S12° 44' 12"E	
R33	S26° 04' 03"W	
R34	N29° 55' 54"W	
R35	S53° 03' 42"E	

## LINE

LINE TABLE		
LINE #	LENGTH	BEARING
L1	53.58'	N2° 04' 06"E





## **STAFF REPORT**

DATE: 11/21/19  
TO: Honorable Mayor and City Councilmembers  
FROM: Randy Uyeda, Finance Director  
SUBJECT: Property Tax Teeter Program

**BACKGROUND:** As discussed and approved in previous Council Meetings I propose we enroll the City of Fowler into the Fresno County Teeter Program, whereby the City of Fowler receives all Property Taxes billed on a fixed schedule rather than "as collected".

**FISCAL IMPACT:** Increase cashflow and accurate budgeting

**RECOMMENDATION:** The City of Fowler approves the attached Resolution requesting the Fresno County Board of Supervisors authorize the Fresno County Auditor-Controller/Treasurer-Tax Collector to apportion property taxes to the City of Fowler according to the Teeter Plan.

## RESOLUTION NO 2454

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FOWLER REQUESTING INCLUSION NTO THE ALTERNATIVE METHOD OF PROPERTY TAX DISTRIBUTION KNOWN AS THE TEETER PLAN

WHEREAS, on or about October12, 1993, the County of Fresno (the "County") made the election provided in Chapter 3 (beginning with Section 4701) of Part 8 of Division 1 of the Revenue and Taxation Code that authorizes an alternative method for distribution of property tax levies and assessments on the secured roll for the 1993/1994 fiscal year and years thereafter, as well as for delinquencies for prior fiscal years; and

WHEREAS, Revenue and Taxation Code Sections 4701 through 4717 allow for this alternative method of property tax apportionment; and

WHEREAS, the City of Fowler has determined that the participation in said alternative method of distributing property levies would be beneficial.

NOW, THEREFORE, BE IT RESOLVED that upon approval of the Fresno County Board of Supervisors, the Fresno County Auditor-Controller/Treasurer-Tax Collector is authorized to apportion property tax revenues due the City of Fowler according to the provisions of the Teeter Plan.

PASSED AND ADOPTED, by the Fowler City Council of the City of Fowler, County of Fresno, State of California on December 3, 2019.

AYES:

NOES:

ABSENT:

ABSTAIN:

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David Cardenas, Mayor

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Jeannie Davis, City Clerk



**STAFF REPORT**

DATE: 11/15/19  
TO: Honorable Mayor and City Councilmembers  
FROM: Randy Uyeda, Finance Director  
SUBJECT: Water Meter Reader/Transmitter

**BACKGROUND:** As you know we installed a new Water Meter Reading system due to equipment failure. One of the new system's features is the ability to read water meters and transmit the data directly via cell phones to our Water usage/billing system without having to come into the office. This is accomplished by the use of a reader/transmitter that interfaces with the cell phone. The Water Department can further explain the benefits of this equipment.

**FISCAL IMPACT:** Each devise costs \$2,650 and we recommend 3 for a total of \$8,663.51. The cell phones are free and would only cost us the minimum monthly usage fee.

**RECOMMENDATION:** As noted in the Fiscal presentation at the last Council Meeting, the Water Fund ended in a positive position for the last 2 fiscal years. I therefore recommend we proceed with the purchase.



FERGUSON WW BAKERSFIELD #2777  
2900 FAIRHAVEN DRIVE  
BAKERSFIELD, CA 93308-6125

Phone: 661-396-3230  
Fax: 661-397-7429

Deliver To:  
From: Ryan Madrigal  
Comments:

16:17:45 JUL 25 2019

Page 1 of 1

FERGUSON WATERWORKS #1423

Price Quotation

Phone: 661-396-3230

Fax: 661-397-7429

**Bid No:** B372008  
**Bid Date:** 07/25/19  
**Quoted By:** RIM

**Cust Phone:** 559-834-3113  
**Terms:** NET 10TH PROX

**Customer:** CITY OF FOWLER  
128 S5TH STREET  
METER SALES ONLY  
RANDY UYEDA  
FOWLER, CA 93625

**Ship To:** CITY OF FOWLER  
128 S5TH STREET  
METER SALES ONLY  
RANDY UYEDA  
FOWLER, CA 93625

**Cust PO#:**

**Job Name:**

Item	Description	Quantity	Net Price	UM	Total
N13302100	R900 BELT CLIP TRANSCEIVER V3	3	2650.000	EA	7950.00

**Net Total:** \$7950.00  
**Tax:** \$713.51  
**Freight:** \$0.00  
**Total:** \$8663.51

Quoted prices are based upon receipt of the total quantity for immediate shipment (48 hours). SHIPMENTS BEYOND 48 HOURS SHALL BE AT THE PRICE IN EFFECT AT TIME OF SHIPMENT UNLESS NOTED OTHERWISE. QUOTES FOR PRODUCTS SHIPPED FOR RESALE ARE NOT FIRM UNLESS NOTED OTHERWISE.

CONTACT YOUR SALES REPRESENTATIVE IMMEDIATELY FOR ASSISTANCE WITH DBE/MBE/WBE/SMALL BUSINESS REQUIREMENTS.

Seller not responsible for delays, lack of product or increase of pricing due to causes beyond our control, and/or based upon Local, State and Federal laws governing type of products that can be sold or put into commerce. This Quote is offered contingent upon the Buyer's acceptance of Seller's terms and conditions, which are incorporated by reference and found either following this document, or on the web at <https://www.ferguson.com/content/website-info/terms-of-sale>  
Govt Buyers: All items are open market unless noted otherwise.

LEAD LAW WARNING: It is illegal to install products that are not "lead free" in accordance with US Federal or other applicable law in potable water systems anticipated for human consumption. Products with \*NP in the description are NOT lead free and can only be installed in non-potable applications. Buyer is solely responsible for product selection.

WATER FLOW RATE NOTICE: Lavatory Faucets with flow rates over 0.5 GPM are not allowed for 'public use' in California.



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CITY OF FOWLER  
WARRANTS LIST  
December 3, 2019

<u>ACCOUNTS PAYABLE CHECKS</u>	<u>CHECK NUMBERS</u>	<u>CHECK DATES</u>	<u>AMOUNT</u>
Regular checks	35831-35889	Nov 18 thru Nov 27	\$ 59,018.55
TOTAL ACCOUNTS PAYABLE CHECKS			<u>\$ 59,018.55</u>
<u>PAYROLL COSTS</u>			
Second November Bi-Monthly Payroll		November 30, 2019	89,918.23
TOTAL PAYROLL COSTS			<u>\$ 89,918.23</u>
TOTAL CASH DISBURSEMENTS			<u>\$ 148,936.78</u>

NOTE: Check #35832 Void check

SUPERION  
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CITY OF FOWLER  
CHECK REGISTER - BY FUND

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ACCTPA21

SELECTION CRITERIA: transact.check\_no between '35831' and '35889'  
ACCOUNTING PERIOD: 13/19

FUND - 100 - GENERAL FUND

CASH ACCT	CHECK NO	ISSUE DT	VENDOR	NAME	DEPT	ACCTNT	-----DESCRIPTION-----	SALES TAX	AMOUNT
1001	35831	11/18/19	10126	AUDITOR- CONTROLLER	100	1605	CHNG 2 PRCL ASSSSMN	0.00	37.20
1001	35833	11/19/19	13914	CALIFORNIA TRENDZ	100	1605	COF SHIRTS MARK ROD	0.00	122.76
1001	35834	11/20/19	11335	VISION SERVICE PLAN	6700	5080	EMPLOYEE BENEFITS	0.00	5.00
1001	35834	11/20/19	11335	VISION SERVICE PLAN	6400	5080	EMPLOYEE BENEFITS	0.00	9.85
1001	35834	11/20/19	11335	VISION SERVICE PLAN	6025	5080	EMPLOYEE BENEFITS	0.00	10.83
1001	35834	11/20/19	11335	VISION SERVICE PLAN	6160	5080	EMPLOYEE BENEFITS	0.00	19.70
1001	35834	11/20/19	11335	VISION SERVICE PLAN	6030	5080	EMPLOYEE BENEFITS	0.00	20.57
1001	35834	11/20/19	11335	VISION SERVICE PLAN	6020	5080	EMPLOYEE BENEFITS	0.00	20.68
1001	35834	11/20/19	11335	VISION SERVICE PLAN	6200	5080	EMPLOYEE BENEFITS	0.00	78.76
1001	35834	11/20/19	11335	VISION SERVICE PLAN	100	2048	EMPLOYEE BENEFITS	0.00	192.81
1001	35834	11/20/19	11335	VISION SERVICE PLAN	6120	5080	EMPLOYEE BENEFITS	0.00	255.98
TOTAL CHECK								0.00	614.18
1001	35835	11/25/19	14028	CONNOR BRANDERHORST	100	1605	ICI CORE COURSE	0.00	970.00
1001	35836	11/25/19	11060	SOLIAN MARCO	100	1605	ICI CORE COURSE	0.00	2,387.50
1001	35837	11/27/19	14210	3SI SECURITY SYSTEM	100	1605	ANNUAL USAGE TRCKNG	0.00	216.00
1001	35838	11/27/19	11689	A & C TIRE SERVICE	100	1605	FLAT REPAIR	0.00	13.00
1001	35839	11/27/19	11149	ADMINISTRATIVE SOLU	100	1605	CORRA	0.00	35.00
1001	35840	11/27/19	10007	ALERT-O-LITE, INC	100	1605	SUPPLIES	0.00	43.46
1001	35841	11/27/19	13729	ALLISON, MICHAEL	100	1605	ICI TRAINING	0.00	249.00
1001	35844	11/27/19	10549	AT&T MOBILITY	100	1605	SERVICES	0.00	273.44
1001	35845	11/27/19	10026	BCT CONSULTING	100	1605	1ST PMT 50% NEW SRV	0.00	12,792.47
1001	35846	11/27/19	14211	BEATWARE	100	1605	UNIFORM	0.00	184.42
1001	35848	11/27/19	10024	BSK LABORATORIES	100	1605	SERVICES	0.00	345.00
1001	35849	11/27/19	11641	BURROLA, CORINA	100	1605	19 CITY CLRKS TRAIN	0.00	300.00
1001	35851	11/27/19	10045	CASCADE FIRE EQUIPM	100	1605	SUPPLIES	0.00	190.63
1001	35851	11/27/19	10045	CASCADE FIRE EQUIPM	100	1605	SUPPLIES	0.00	313.90
TOTAL CHECK								0.00	504.53
1001	35852	11/27/19	11970	CENTRAL VALLEY TOXI	100	1605	DRUG SCREEN	0.00	507.00
1001	35854	11/27/19	12582	DARLEY	100	1605	DEFIBRILLATOR	0.00	1,848.17
1001	35854	11/27/19	12582	DARLEY	100	1605	CAMERA & CHARGER	0.00	1,924.51
TOTAL CHECK								0.00	3,772.68
1001	35855	11/27/19	14188	DATA TICKET	100	1605	DAILY CITTN PRCSNG	0.00	15.50
1001	35857	11/27/19	10792	FASTENAL COMPANY	100	1605	SUPPLIES	0.00	28.91

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CITY OF FOWLER  
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ACCOUNTING PERIOD: 13/19

FUND - 100 - GENERAL FUND

CASH ACCT	CHECK NO	ISSUE DT	VENDOR	NAME	DEPT	ACCT	-----DESCRIPTION-----	SALES TAX	AMOUNT
1001	35857	11/27/19	10792	FASTENAL COMPANY	100	1605	SUPPLIES	0.00	36.63
TOTAL CHECK								0.00	65.54
1001	35858	11/27/19	10113	FOWLER ACE HARDWARE	100	1605	SUPPLIES	0.00	34.54
1001	35859	11/27/19	12810	GLOBAL CTI	100	1605	SERVICE AGRMNT	0.00	232.30
1001	35861	11/27/19	11116	GRAINGER	100	1605	3 PEDESTAL GRILLS	0.00	827.44
1001	35863	11/27/19	11862	YVONNE HERNANDEZ	100	1605	CHILDRENS SHOPPING	0.00	800.00
1001	35865	11/27/19	11018	HOME DEPOT CREDIT S	100	1605	SUPPLIES	0.00	43.37
1001	35866	11/27/19	13161	JAS PACIFIC	100	1605	PLANK CHECKS	0.00	11,698.09
1001	35870	11/27/19	10191	LIFE ASSIST, INC	100	1605	MEDICAL SUPPLIES	0.00	170.07
1001	35871	11/27/19	10201	METRO UNIFORM & ACC	100	1605	UNIFORM	0.00	245.45
1001	35872	11/27/19	10885	NELSONS POWER CENTE	100	1605	CONCRETE	0.00	139.12
1001	35873	11/27/19	13655	PROVOST & PRITCHARD	100	1605	SPR 19-01	0.00	176.40
1001	35873	11/27/19	13655	PROVOST & PRITCHARD	100	1605	NATIONAL RAISIN 18-	0.00	646.80
1001	35873	11/27/19	13655	PROVOST & PRITCHARD	100	1605	BUFFORD OIL	0.00	705.60
1001	35873	11/27/19	13655	PROVOST & PRITCHARD	100	1605	ANNEX 19-03	0.00	747.90
1001	35873	11/27/19	13655	PROVOST & PRITCHARD	100	1605	TRACT 6274	0.00	1,967.55
1001	35873	11/27/19	13655	PROVOST & PRITCHARD	100	1605	SERVICES	0.00	7,860.74
TOTAL CHECK								0.00	12,104.99
1001	35874	11/27/19	10251	R & R AUTO REPAIR S	100	1605	NTRL SAFETY SWITCH	0.00	281.54
1001	35878	11/27/19	11195	ROBERT V JENSEN INC	100	1605	FUEL	0.00	1,320.35
1001	35880	11/27/19	13949	SENNAIDA ZAVALA	100	1605	ICI TRAINING	0.00	249.00
1001	35881	11/27/19	10518	SIGNMAX!	100	1605	SUPPLIES	0.00	680.25
1001	35884	11/27/19	14208	SONIA SANTANA	100	1605	XMAS TREE ENTRTNMNT	0.00	200.00
1001	35885	11/27/19	10085	STATE OF CA DEPARTM	100	1605	BLOOD CLHL ANYLSS	0.00	70.00
1001	35886	11/27/19	10303	SWANSON-FAHREY FOR	100	1605	UNIT 90 REPAIR	0.00	35.62
1001	35887	11/27/19	14209	TRANSMISSIONS	100	1605	UNIT60 BTRY FLYMHL	0.00	235.40
1001	35887	11/27/19	14209	TRANSMISSIONS	100	1605	UNIT60 TRANSMSSN RB	0.00	2,340.09
TOTAL CHECK								0.00	2,575.49
1001	35888	11/27/19	13543	UNIFIRST CORPORATIO	100	1605	SUPPLIES	0.00	23.05
1001	35888	11/27/19	13543	UNIFIRST CORPORATIO	100	1605	SUPPLIES	0.00	32.55
1001	35888	11/27/19	13543	UNIFIRST CORPORATIO	100	1605	SUPPLIES	0.00	32.55
1001	35888	11/27/19	13543	UNIFIRST CORPORATIO	100	1605	SUPPLIES	0.00	32.55
1001	35888	11/27/19	13543	UNIFIRST CORPORATIO	100	1605	SUPPLIES	0.00	100.63

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FUND - 100 - GENERAL FUND

CASH ACCT	CHECK NO	ISSUE DT	VENDOR	NAME	DEPT	ACCNT	-----DESCRIPTION-----	SALES TAX	AMOUNT
1001	35888	11/27/19	13543	UNIFIRST CORPORATIO	100	1605	SUPPLIES	0.00	102.43
1001	35888	11/27/19	13543	UNIFIRST CORPORATIO	100	1605	SUPPLIES	0.00	149.44
1001	35888	11/27/19	13543	UNIFIRST CORPORATIO	100	1605	SUPPLIES	0.00	149.44
TOTAL CHECK								0.00	622.64
1001	35889	11/27/19	10346	ZOOM IMAGING SOLUTI	100	1605	COPIER	0.00	54.89
1001	35889	11/27/19	10346	ZOOM IMAGING SOLUTI	100	1605	COPIER	0.00	441.73
TOTAL CHECK								0.00	496.62
TOTAL CASH ACCOUNT								0.00	56,275.56
TOTAL FUND								0.00	56,275.56



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CITY OF FOWLER  
CHECK REGISTER - BY FUND

SELECTION CRITERIA: transact.check\_no between '35831' and '35889'  
ACCOUNTING PERIOD: 13/19

FUND - 210 - GAS TAX

CASH ACCT	CHECK NO	ISSUE DT	VENDOR	NAME	DEPT	ACCNT	-----DESCRIPTION-----	SALES TAX	AMOUNT
1001	35879	11/27/19	10953	SAFETY NETWORK	210	1605	SIGNS	0.00	559.80
TOTAL CASH ACCOUNT									559.80
TOTAL FUND									559.80

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CITY OF FOWLER  
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ACCOUNTING PERIOD: 13/19

FUND - 500 - WATER

[illegible]

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CITY OF FOWLER  
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SELECTION CRITERIA: transact.check\_no between '35831' and '35889'  
ACCOUNTING PERIOD: 13/19

FUND - 850 - SUCESSOR AGENCY

CASH ACCT	CHECK NO	ISSUE DT	VENDOR NAME	DEPT	ACCNT	-----DESCRIPTION-----	SALES TAX	AMOUNT
1001	35834	11/20/19	11335 VISION SERVICE PLAN	8500	5080	EMPLOYEE BENEFITS	0.00	4.94
TOTAL CASH ACCOUNT								4.94
TOTAL FUND								4.94
TOTAL REPORT								59,018.15

**MINUTES OF THE FOWLER CITY COUNCIL  
SPECIAL MEETING  
NOVEMBER 19, 2019**

Mayor Cardenas called the meeting to order at 5:30 p. m. Roll call was taken.

Councilmembers Present: Cardenas, Hammer, Kazarian, Rodriquez

Councilmembers Absent: Parra

City Staff Present: City Manager/City Clerk Davis, Public Works Supervisor Dominguez, Fire Chief Lopez, City Attorney Cross, Police Chief Alcaraz, City Engineer Peters, City Planner Marple, Deputy City Clerk Burrola

**PUBLIC PRESENTATIONS**

There were no public presentations.

**OVERVIEW OF THE SOUTH KINGS GSA'S GROUNDWATER SUSTAINABILITY PLAN**

City Engineer Peters said the South Kings contracted Provost and Pritchard Consulting Group to prepare the Groundwater Sustainability Plan. He introduced Heather Bashian, Principal Engineer, with Provost and Pritchard who presented a PowerPoint overview of the plan. Ms. Bashian said a combination of three bills were passed by State Legislature and signed into law by California Governor Brown in September 2014. These laws provided local agencies throughout the State with framework to manage groundwater basins in a sustainable manner at the local level. The Groundwater Sustainability Agencies (GSA's) were required to be established by June 2017 and the Groundwater Sustainability Plan (GSP) is required to be adopted by January 2020 with the goal of being sustainable by 2040. South Kings GSA (SKGSA) formed in May 2017, the City of Del Rey Community Services District joined in June 2017, and other member agencies include, Fowler, Kingsburg, Parlier, and Sanger.

On September 3, 2019, South Kings GSA began the 90-day public review of the draft Groundwater Sustainability Plan (GSP). This period will conclude with the public hearing on Tuesday, December 3, 2019 at the City of Sanger's City Hall. The South Kings GSA will consider all written comments received before and up through the public hearing from beneficial users of groundwater or local stakeholders.

**AJOURNMENT**

Having no further business, Councilmember Kazarian made a motion, seconded by Councilmember Rodriquez to adjourn. The motion carried and the meeting adjourned at 6:07 p.m.

**MINUTES OF THE FOWLER CITY COUNCIL MEETING  
NOVEMBER 19, 2019**

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

Councilmembers Present: Cardenas, Hammer, Kazarian, Rodriquez

City Staff Present: City Manager/City Clerk Davis, City Attorney Cross, Finance Director Uyeda, Police Chief Alcaraz, Public Works Director Dominguez, Fire Chief Lopez, City Planner Marple, City Engineer Peters, 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 said the Council has been invited to celebrate Fresno Council of Governments 50<sup>th</sup> golden anniversary on November 21, 2019 from 3:00 p.m. to 5:30 p.m.

She mentioned the Sikh parade is scheduled for Sunday, December 1, 2019.

**STAFF REPORT**

**CONSIDER ACCEPTING THE 2016 AND 2017 ANNUAL PROGRESS REPORTS –  
IMPLEMENTATION OF THE FOWLER GENERAL PLAN HOUSING ELEMENT**

City Planner Marple said the Housing Element (HE) is an important State-mandated requirement of the General Plan. The HE establishes comprehensive goals, policies, and programs to meet a jurisdiction's share of Regional Housing Needs Allocation (RHNA). General Plan State Law requires that cities provide an annual report to the City Council, the Office of Planning and Research, and the Department of Housing and Community Development (HCD). The determination of regional housing need begins with the HCD and California Department of Finance (DOF), which calculates statewide housing needs based on population and regional population forecasts used in preparing regional transportation permits. Fowler's RHNA for the current eight year projection period from December 2015 through December 2023 is 524 housing units and is equivalent to an annual production rate of 66 units. In April 2016 City Council approved joining a multiple jurisdictional effort for housing elements. The HE establishes a comprehensive policy framework to implement Fowler's residential strategies and outlines the City's plan for meeting community housing needs. HCD certified the HE in July 2016. Ms. Marple said staff has prepared the 2016 and 2017 Annual Housing Element Progress Reports describing the City's progress towards meeting its RHNA and progress towards implementing the programs outlined in the Fresno Multi-Jurisdictional Housing Element.

Councilmember Rodriquez made a motion to adopt Resolution No. 2448, "A Resolution before the City Council of the City of Fowler County of Fresno, State of California Accepting the 2016 Housing Element Annual Progress Report", seconded by Councilmember Kazarian. The motion carried by voice vote: Ayes: Cardenas, Hammer, Kazarian, Rodriquez. Noes: None. Abstain: None. Absent: Parra.

Councilmember Kazarian made a motion to adopt Resolution No. 2449, "A Resolution before the City Council of the City of Fowler County of Fresno, State of California Accepting the 2017 Housing Element Annual Progress Report", seconded by Mayor Pro Tem Hammer. The motion carried by voice vote: Ayes: Cardenas, Hammer, Kazarian, Rodriquez. Noes: None. Abstain: None. Absent: Parra.

### **AUTHORIZE THE CITY MANAGER TO SUBMIT AN APPLICATION FOR SB2 PLANNING GRANT FUNDS**

City Planning Marple said SB2 was signed in 2017 by Governor Brown enacting legislation to address the State's housing shortage and high housing costs. Part of this package established a recording fee on real estate documents to increase the supply of affordable homes in California. As part of accomplishing this task, the Department of Housing and Community Development (HCD) is providing funding and technical assistance to local governments to help cities and counties prepare, adopt, and implement plans and process improvements that streamline housing approvals and accelerate housing productions. The grant application allows the City the opportunity to apply for \$160,000 of grant funding; grant applications are due by November 30, 2019. Staff is preparing a grant application for submittal to the HCD to fund work resulting in an update to zoning codes, including specific amendments to implement adopted Housing Element programs. Part of the grant will also purchase a server for the City and software updates.

Councilmember Rodriquez made a motion to adopt Resolution No. 2450, "A Resolution before the City Council of the City of Fowler County of Fresno, State of California Authoring Application for, and Receipt of, SB2 Planning Grants Program Funds", seconded by Mayor Pro Tem Hammer. The motion carried by voice vote: Ayes: Cardenas, Hammer, Kazarian, Rodriquez. Noes: None. Abstain: None. Absent: Parra.

### **SECOND READING OF ORDINANCE NO. 2019-04**

Ms. Marple said this is the second reading of the pre-zone for the Woodside Home application map introduced at the November 5<sup>th</sup> Council meeting. The property would be pre-zoned from the County of Fresno zoning of Agriculture to the City's zoning of R-1-5. Ms. Marple provided an update on the map as to which the developer made a good faith effort to add an additional access to Sumner Avenue. A map was provided to Council with the changes made.

Mayor Pro Tem Hammer made a motion to waive the second reading and approve Ordinance No. 2019-04, "An Ordinance of the City Council of the City of Fowler Amending the Official Zoning Map of the City to Reflect a Change of Zone for Assessor's Parcel Nos. 343-020-15", seconded by Councilmember Rodriquez. The motion carried by unanimous voice vote: Ayes: Cardenas, Hammer, Kazarian, Rodriquez. Noes: None. Abstain: None. Absent: Parra.



## **CITY ENGINEER'S REPORT**

### **AWARD S. TEMPERANCE AND E. WALTERS PEDESTRIAN IMPROVEMENT PROJECT TO POWER DESIGN ELECTRIC IN THE AMOUNT OF \$62,407.00**

City Engineer Peters said on November 5, 2019 he City received 3 responsive bids. The project proposes to improve the safety of pedestrians crossing at the intersection of S. Temperance and E. Walters Avenue by installing a new crosswalk, solar flashing and warning beacon system, and a new curb ramp. The base bid ranged from \$62,407.00 to \$83,841.63, the Engineer's estimate for this project was \$81,000.00. Staff recommends awarding the base bid in the amount of \$62,407.00 to the lowest bidder, Power Design Electric. Councilmember Kazarian made a motion to award the S. Temperance and E. Walters Pedestrian Improvement Project to Power Design Electric in the amount of \$62,407.00, seconded by Mayor Pro Tem Hammer. The motion carried by voice vote: Ayes: Cardenas, Hammer, Kazarian, Rodriquez. Noes: None. Abstain: None. Absent: Parra.

## **CITY MANAGER'S REPORT**

City Manager Davis said staff met with Fowler Unified School District Superintendent, Paul Marietti, regarding future City and school projects.

## **PUBLIC WORKS REPORT**

Public Works Director Dominquez said population signs have been installed along the main entrances to the City.

Christmas decorations are going up and the tree will be set up after the Sikh parade on December 1, 2019.

## **FINANCE DIRECTOR'S REPORT**

No report was given.

## **POLICE DEPARTMENT REPORT**

Police Chief Alcaraz circulated the DOJ Part 1 Crime statistics for the month of October 2019. He mentioned the department will be meeting with other law enforcement agencies to prepare for the Sikh Parade.

## **FIRE DEPARTMENT REPORT**

Fire Chief Lopez said the department is staffing fire engines in preparation for the Sikh parade event.

He commended Captain Hurst and Captain Hernandez for their quick response to a structure fire at the 400 block of Adams Avenue which started out as a smoke alarm alert malfunction call.

## **CITY ATTORNEY'S REPORT**

No report was given.

## CONSENT CALENDAR

The consent calendar consisted of: A) Ratification of Warrants – November 19, 2019; B) Approve Minutes of the City Council Special Meeting and City Council Meeting – November 5, 2019; C) Approve Resolution No. 2451, “A Resolution of the City Council of the City of Fowler in the Matter of Federal Transportation Projects Selection and Implementing Timely Use of Funding; D) Accept the City of Fowler Adams Avenue Reconstruction STPL 5173 (028) Project Construction by Seal Rite Paving & Grading and Authorize the City Engineer to file the Notice of Completion.

Councilmember Kazarian made a motion to approve consent calendar, seconded by Councilmember Rodriquez. The motion carried by voice vote: Ayes: Cardenas, Hammer, Kazarian, Rodriquez. Noes: None. Abstain: None. Absent: Parra.

## COMMITTEE REPORTS

Mayor Cardenas said he attended the dedication ceremony as master of ceremonies for the State Route 269 Bridge in Huron. He attended the Veteran’s Day ceremony event.

Councilmember Kazarian attended the Veteran’s Day ceremony event. He said he was approached by someone who is interested in setting up a Danish American Museum.

Councilmember Rodriquez attended the Veteran’s Day ceremony event and said it was a good gathering.

## CLOSED SESSION

The meeting adjourned to a closed session at 7:51 p.m. pursuant to

- ♦ Government Code Section 54956.9(d)(1) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION David Weissner v. City of Fowler (Public Records Act Case)
- ♦ Government Code Section 54956.9(d)(1) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION David Weissner v. City of Fowler (Employment Case)
- ♦ Government Code Section 54956.9 CONFERENCE WITH LEGAL COUNSEL- ANTICIPATED LITIGATION Initiation of Litigation Pursuant to Paragraph (4) of subdivision (d) of Section 54956.9 (Deciding Whether to Initiate Litigation) One Potential Case.

The Council reconvened into open session at 8:24 with no reportable action taken.

Prior to any discussion on the third closed session item, Mayor Cardenas announced that he owned property within 500’ of the property to be discussed, and left the meeting at 8:08 p.m. before discussion on the item commenced. The Mayor did not return to the meeting.

## **ADJOURNMENT**

Having no further business, Councilmember Kazarian made a motion, seconded by Councilmember Rodriquez to adjourn. The motion carried and the meeting adjourned at 8:25 p.m.

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## MEMORANDUM

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**TO:** MAYOR & CITY COUNCIL  
**FROM:** DAVID PETERS, CITY ENGINEER  
**SUBJECT:** 2019 STBG CALL FOR PROJECTS  
**DATE:** NOVEMBER 22, 2019

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### REQUESTED ACTION / RECOMMENDATION

Adopt Resolution 2019-2455 committing to the timely use of federal and state funding.

### DISCUSSION

On September 26, 2019 the Fresno Council of Governments (FCOG) Policy Board officially initiated the 2019-20 Surface Transportation Block Grant (STBG) Call for Projects. Projects will be awarded based on both Lifeline and Regional Competitive Bids. The lifeline funding is distributed to each member agency based on a population calculation.

The grant application packages for the regional bid funds will be submitted on December 6, 2019.

To comply with the requirements of the application package for the current cycle of the STBG federal transportation funding programs, the City must adopt a resolution committing to the timely use of the federal funding or risk the loss of such funds. A resolution stating this commitment is attached.

Staff recommends adopting the resolution committing to the timely use of the federal funding and requests that the Council provide concurrence with the proposed projects to be submitted in the grant applications and/or provide further direction as appropriate.

RESOLUTION 2019-2455

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FOWLER IN THE MATTER  
OF FEDERAL TRANSPORTATION PROJECT SELECTION AND IMPLEMENTING  
TIMELY USE OF FUNDING

WHEREAS, AB 1012 has been enacted into State Law in part to provide for the “timely use” of State and Federal funding; and

WHEREAS, the City of Fowler is able to apply for and receive Federal and State funding under the Surface Transportation Block Grant Program;

WHEREAS, the City of Fowler desires to ensure that its projects are delivered in a timely manner to preclude the Fresno Region from losing those funds for non-delivery; and

WHEREAS, it is understood by the City of Fowler that failure for not meeting project delivery dates for any phase of a project may jeopardize federal or state funding to the Region; and

WHEREAS, the City of Fowler must demonstrate dedicated and available local matching funds; and

NOW THEREFORE BE IT RESOLVED, that the City Council of the City of Fowler hereby agrees to ensure that all project delivery deadlines for all project phases will be met or exceeded.

BE IT FURTHER RESOLVED, that failure to meet project delivery deadlines may be deemed as sufficient cause for the Fresno Council of Governments Policy Board to terminate an agency’s project and reprogram Federal/State funds as deemed necessary.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Fowler does direct its management and engineering staffs to ensure all projects are carried out in a timely manner as per the requirements of AB 1012 and the directive of the City Council of the City of Fowler

\*\*\*\*\*

I, Jeannie Davis, City Clerk of the City of Fowler, do hereby certify that the foregoing resolution was duly passed and adopted at a regular meeting of the Fowler City Council held on the 3<sup>rd</sup> day of December 2019.

Ayes:

Noes:

Absent:

Abstain:

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David Cardenas, Mayor

ATTEST:

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Jeannie Davis, City Clerk