

**FOWLER CITY COUNCIL MEETING  
AGENDA  
SEPTEMBER 15, 2020  
7:00 P.M.  
CITY COUNCIL CHAMBER  
128 S. 5TH STREET  
FOWLER, CA 93625**

**This meeting will be conducted pursuant to the provisions of Paragraph 11 of the Governor's Executive Order N-25-20 which suspends certain requirements of the Ralph M. Brown Act, and as a response to mitigating the spread of COVID-19, the meeting will not be open to the public. The telephone number listed below will provide access to the City Council meeting via teleconference.**

**Please note: when joining the meeting you will be asked your name which will be used to identify you during any public comment period.**

**Telephone Number: 978-990-5175  
Meeting ID: 494026#**

**It is requested that any member of the public attending while on the teleconference to have his/her/their phone set on "mute" to eliminate background noise or other interference from telephonic participation.**

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.fowlerciv.org](http://www.fowlerciv.org).

1. Meeting called to order
2. Roll call
3. 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.*

4. Communications
5. Staff Reports
  - A). Second Reading of Ordinance No. 2020-05, " An Ordinance of the City Council of the City of Fowler Amending Sections 4-4.601 and 4-4.602 of the Municipal Code Relating to Changes in Designated Truck Routes within the City of Fowler"
  - B) City Manager's Report
    - ◆ COVID-19 Update: Great Plates Update and Restaurant Seating Area Discussion
  - C) Public Works Director's Report
  - D) Finance Department Report
    - ◆ Discussion/Direction on Cares Act Funding Allocation
  - E) Police Department Report
  - F) Fire Department Report
6. City Attorney's Report
7. 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 – September 15 2020
  - B) Approve Minutes of the City Council Meeting – September 1, 2020
  - C) Adoption of Resolution No. 2477, " A Resolution of the City Council of the City of Fowler in the Matter of Approving A CalPERS Industrial Disability Retirement"
  - D) Adoption of Resolution No. 2478, " A Resolution of the Fowler City Council Accepting Tract 5834 Improvements"
8. 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

9. Closed Session:

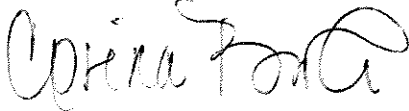
Pursuant to Government Code Section 54957 - Public Employee Performance Evaluation - Title: City Manager

10. Adjournment

Next Ordinance No. 2020-06

Next Resolution No. 2479

*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, September 11, 2020.*

A handwritten signature in black ink, appearing to read "Corina Burrola". The signature is written in a cursive, flowing style.

*Corina Burrola  
Deputy City Clerk*

## ORDINANCE NO. 2020-05

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FOWLER  
AMENDING SECTIONS 4-4.601 AND 4-4.602 OF THE MUNICIPAL CODE RELATING  
TO CHANGES IN DESIGNATED TRUCK ROUTES WITHIN THE CITY OF FOWLER.**

THE CITY COUNCIL OF THE CITY OF FOWLER DOES ORDAIN AS FOLLOWS:

**SECTION 1.** Sections 4-4.601 and 4-4.602 of Article 6 of Chapter 4 to Title 4 of the Fowler Municipal Code are hereby amended to read as follows:

**Article 6 – Truck Routes****4-4.601 - Signs—Placement and installation.**

The Public Works Director is hereby authorized, subject to the approval of the Chief of Police, to place and install such signs as are required by the provisions of this article.

**4-4.602 - Designated.**

Any commercial vehicle exceeding a weight of 6,000 pounds, or exceeding a width of eighty-four (84) inches regardless of weight, shall use only the following streets of the City:

- (a) Golden State Boulevard;
- (b) Temperance Avenue; and
- (c) Manning Avenue through the City limits;

For the purposes of this section, commercial vehicle shall be as defined in Vehicle Code Section 260 and means a motor vehicle of a type required to be registered and used or maintained for the transportation of persons for hire, compensation, or profit or designed, used, or maintained primarily for the transportation of property. This section shall not apply where travel off of a designated street is necessary for the purposes of loading or unloading passengers or property at a location which is not on a designated street.

**SECTION 2.** If any article, section, subsection, sentence, clause, or phrase of this ordinance is held by a court of competent jurisdiction to be invalid, such decision shall not affect the remaining portions this Ordinance. The City Council hereby declares that it would have passed this Ordinance, and each article, section, subsection, sentence, clause, and phrase hereof, irrespective of the fact that one or more articles, sections, subsections, sentences, clauses, and phrases be declared invalid.

**SECTION 3.** The City Clerk is hereby directed to cause a summary of this Ordinance to be published by one insertion in a newspaper of general circulation in the community at least five (5) days prior to adoption, and again fifteen (15) days after its adoption. If a summary of the ordinance is published, then the City Clerk shall cause a certified copy of the full text of the

proposed ordinance to be posted in the office of the City Clerk at least five days prior to the Council meeting at which the ordinance is adopted and again after the meeting at which the ordinance is adopted. The summary shall be approved by the City Attorney.

**SECTION 4.** This ordinance shall go into effect and be in full force and operation from and after thirty (30) days after its final passage and adoption.

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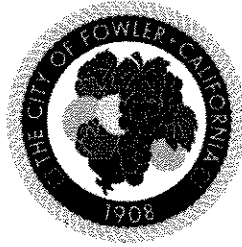
The foregoing ordinance was introduced at a regular meeting of the City Council held on September 1, 2020, and was adopted at a regular meeting of said Council held on September 15, 2020, by the following vote, to wit:

- AYES:
- NOES:
- ABSENT:
- ABSTAIN:

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

ATTEST:

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



“The Blossom Trail City”

DATE: 9/11/20  
 TO: Honorable Mayor and City Council Members  
 FROM: Randy Uyeda – Finance Director  
 SUBJECT: Great Plates – Information and Discussion Only

The City Manager asked me to prepare the following summary of the Great Plates program for Council’s review and discussion.

**BACKGROUND:** FEMA is offering a Food Program known as the “Great Plates” for eligible seniors, food to be provided by local vendors and managed by the City. The program requirements and procedures are lengthy, but in general:

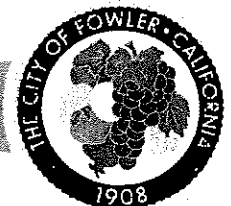
1. Just a few of the requirements, eligible Senior citizens must be at high risk or unable to provide for themselves, they must live alone or with another senior unable to provide for themselves. The City must CERTIFY their eligibility.
2. Three meals per day at a total cost of \$66.00, must meet USDA Diet Requirements
3. The City advances the funds and receives reimbursement as follows: FEMA 75%, State 18.75%, and the balance of 6.25% is the City’s responsibility.
4. City can recover administrative cost limited to 5% of program costs.
5. Submit a detailed weekly report with daily statistics.
6. Vendor prepares the food, all other parts of the program, including distribution, monitoring, administration, etc. is the responsibility of the City.

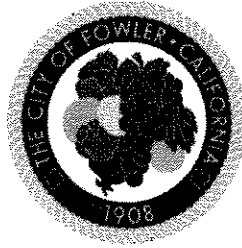
**FISCAL IMPACT:** FEMA must submit a program renewal request every 30 days to a higher authority. No one is sure what happens if the renewal is denied and the City expends funds beyond the expiration date, since renewal is not immediate. The City will advance the costs of the program which will vary depending on the number of participants. Sanger is currently the only City utilizing this program since its’ inception in March. Sanger has been told there are 2 methods of reimbursements: Expedited – Receive 50% timely and the balance at some future date or Regular – 100% delayed until some future date. At this time Sanger has not received any reimbursement and has accepted the fact that reimbursement may not happen until next year. FEMA will also be auditing the program to ensure compliance with its’ parameters.

## TO QUALIFY FOR THE GREAT PLATES PROGRAM, APPLICANTS MUST BE:

- Individuals must reside within the Fowler City limits.
- Individuals who are 65 or older.
- Individuals 60-64 AND
  - o Asymptomatic but is high-risk, as defined by the CDC; OR
  - o Tested positive for COVID-19 (as documented by a state/local public health official or medical health professional) and does not require hospitalization but needs isolation or quarantine (including those exiting from hospitals); OR
  - o Was exposed to COVID-19 (as documented by a state/local public health official or medical health professional) and does not require hospitalization but needs isolation or quarantine.
- Individuals must live alone or with one other program-eligible adult.
- Participants must not be currently receiving assistance from other state or federal nutrition assistance programs (such as SNAP or CalFresh, or Meals on Wheels).
- Participants must have an annual income within the following range:
  - o \$24,981 to \$74,940 (single household)
  - o \$33,821 to \$101,460 (two-person household)
  - o Those who have an income BELOW \$24,981 for a single household or BELOW \$33,821 for a two-person household are not eligible for the program. However, they may be eligible for CalFresh benefits or other food and meal programs. Please call Cal Fresh at 855-832-8082 or 2-1-1 to learn about other resources.
- o These income limits will be self-certified by the applicant, with spot checks from partner agencies.
- Must affirm an inability to prepare or obtain meals.

**To Enroll in the Program, call (559) 834-3113, ext. 136**





“The Blossom Trail City”

DATE: 9/9/20  
TO: Honorable Mayor and City Council Members  
FROM: Randy Uyeda – Finance Director  
SUBJECT: CARES First Funding – Information and Discussion

**BACKGROUND:** The Federal Government issued COVID financial assistance to the States to offset the fiscal impact of the Covid-19 Virus. The State decided that only major metropolitan cities would receive a portion of those funds. After lobbying efforts from the League of California Cities, the State agreed to distribute funds to all cities, the smallest distribution being \$50,000. The City of Fowler’s allocation is \$79,688, issued in 6 monthly installments that began July 31,2020.

Initially the only expenditure fully authorized was Public Safety (Police, Fire, Ambulance) including but not limited to salaries, equipment, etc. Other areas were discussed but never fully defined such as food assistance programs. On Friday, Aug 28<sup>th</sup>, California held a Webinar that finally addressed these issues but still left many “open” areas. Ultimately it will come down to review and audit by the State. It was not until Monday, August 31<sup>st</sup>. that this was finally issued in writing (still open areas) and a website opened for reporting. The City never had the entire \$79,688 at its’ disposal and the City was in “limbo” on what the State would approve. Instead, the City decided to advance some funding in hopes that said expenditures would meet State expectations or be covered by the still to be distributed CDBG CARES funding. Further, none of the funds were used to offset the shortfall in City Sales Tax Revenues.

**FISCAL IMPACT:** We have attached a report showing current and anticipated costs related to the \$79,688. Please note that the report was due and filed September 4<sup>th</sup>. To insure we are complying and to give us the greatest amount of flexibility, I indicated that most costs are yet “to come”. Therefore, I can adjust actual use in subsequent reports.

The large amount in the March 2020 to June 2021 projection was requested by the State in hopes of obtaining additional CARES funding. It is a rough projection of anticipated expenditures through next year. As I stated in the past to Council, Stage 1 and Stage 2 no longer exist, it is now accepted that Covid will run its course without any “breaks” through next year.

**RECOMMENDATION:** Council review and discuss the attached projection and provide guidance in how the CARES funding will be utilized.



City of Fowler CARES Funding	Monthly Est	Mar 1- June 30	July - Dec	Mar 1 - June 30, 2021 - 16
PD/Fire Officer/Fireman Only 50%	\$25,271.00			\$404,336.00
Public Eating Tables - Streets	\$10,000.00		\$10,000.00	\$10,000.00
Public Eating Tables - AlleyWay			\$10,000.00	
Great Plates Prog - 25% Match 15 seniors @55 Sept - June	\$4,125.00		\$24,750.00	\$41,250.00
Business Aid Program Jocy,Denny, Kabob, Chinese, Anna Favorito, India, etc. @500 ea			\$10,000.00	\$3,500.00
Free Conf Call - Council Mtgs	\$30.00	\$120.00	\$180.00	\$480.00
Online Utility Bill Syst		\$1,000.00	\$1,263.00	\$8,000.00
PPE - Therm		\$875.00		\$875.00
PPE_ Fire		\$1,000.00	\$1,000.00	\$5,000.00
PPE Misc		\$500.00	\$1,000.00	\$2,500.00
Covid Shield Construction		\$500.00		
Fresno EOC	\$2,500.00	\$10,000.00	\$7,500.00	\$17,500.00
Total		\$13,995.00	\$65,693.00	\$493,441.00
		Total Mar - Dec 2020	\$79,688.00	

CITY OF FOWLER  
 WARRANTS LIST  
 September 15, 2020

<u>ACCOUNTS PAYABLE CHECKS</u>	<u>CHECK NUMBERS</u>	<u>CHECK DATES</u>	<u>AMOUNT</u>
Regular checks	36876-36922	Sept 3 thru Sept 10	\$ 121,023.88
UUT checks	5005	September 10, 2020	\$ 8,126.37
<b>TOTAL ACCOUNTS PAYABLE CHECKS</b>			<b>\$ 129,150.25</b>

<u>PAYROLL COSTS</u>	<u>AMOUNT</u>
First September Bi-Monthly Payroll	87,606.87
<b>TOTAL PAYROLL COSTS</b>	<b>\$ 87,606.87</b>
<b>TOTAL CASH DISBURSEMENTS</b>	<b>\$ 216,757.12</b>

**NOTE:** Check #36879 Void check - multi stub

**ITEM**

SUPERIOR  
 DATE: 09/10/2020  
 TIME: 16:53:15

CITY OF FOWLER  
 CHECK REGISTER - BY FUND

PAGE NUMBER: 1  
 ACCTPAZI

SELECTION CRITERIA: transact.check\_no between '36876' and '36922'  
 ACCOUNTING PERIOD: 3/21

FUND - 100 - GENERAL FUND

CASH ACCT	CHECK NO	ISSUE DT	VENDOR	NAME	DEPT	ACCT	DESCRIPTION	SALES TAX	AMOUNT
1001	36876	09/03/20	10149	ICMA-RC 457 PLAN 3 100		2043	EMPLOYEE DEDUCTION	0.00	2,020.00
1001	36878	09/04/20	14243	FOWLER ACE HARDWARE 6120		5121	SUPPLIES	0.00	32.67
1001	36878	09/04/20	14243	FOWLER ACE HARDWARE 6120		5121	SUPPLIES	0.00	6.52
	TOTAL CHECK							0.00	39.19
1001	36880	09/04/20	14245	FOWLER ACE HARDWARE 6200		5121	SUPPLIES	0.00	27.23
1001	36880	09/04/20	14245	FOWLER ACE HARDWARE 6200		5121	SUPPLIES	0.00	28.32
1001	36880	09/04/20	14245	FOWLER ACE HARDWARE 6200		5121	SUPPLIES	0.00	30.35
1001	36880	09/04/20	14245	FOWLER ACE HARDWARE 6200		5121	SUPPLIES	0.00	35.65
1001	36880	09/04/20	14245	FOWLER ACE HARDWARE 6200		5121	SUPPLIES	0.00	39.22
1001	36880	09/04/20	14245	FOWLER ACE HARDWARE 6200		5121	SUPPLIES	0.00	26.11
1001	36880	09/04/20	14245	FOWLER ACE HARDWARE 6200		5121	SUPPLIES	0.00	25.05
1001	36880	09/04/20	14245	FOWLER ACE HARDWARE 6200		5121	SUPPLIES	0.00	21.77
1001	36880	09/04/20	14245	FOWLER ACE HARDWARE 6200		5121	SUPPLIES	0.00	18.46
1001	36880	09/04/20	14245	FOWLER ACE HARDWARE 6200		5121	SUPPLIES	0.00	13.04
1001	36880	09/04/20	14245	FOWLER ACE HARDWARE 6200		5121	SUPPLIES	0.00	12.51
1001	36880	09/04/20	14245	FOWLER ACE HARDWARE 6200		5121	SUPPLIES	0.00	12.18
1001	36880	09/04/20	14245	FOWLER ACE HARDWARE 6200		5121	SUPPLIES	0.00	10.89
1001	36880	09/04/20	14245	FOWLER ACE HARDWARE 6200		5121	SUPPLIES	0.00	10.88
1001	36880	09/04/20	14245	FOWLER ACE HARDWARE 6200		5121	SUPPLIES	0.00	10.34
1001	36880	09/04/20	14245	FOWLER ACE HARDWARE 6200		5121	SUPPLIES	0.00	9.80
1001	36880	09/04/20	14245	FOWLER ACE HARDWARE 6200		5121	SUPPLIES	0.00	8.71
1001	36880	09/04/20	14245	FOWLER ACE HARDWARE 6200		5121	SUPPLIES	0.00	8.71
1001	36880	09/04/20	14245	FOWLER ACE HARDWARE 6200		5121	SUPPLIES	0.00	6.53
1001	36880	09/04/20	14245	FOWLER ACE HARDWARE 6200		5121	SUPPLIES	0.00	5.44
1001	36880	09/04/20	14245	FOWLER ACE HARDWARE 6200		5121	SUPPLIES	0.00	5.44
1001	36880	09/04/20	14245	FOWLER ACE HARDWARE 6200		5121	SUPPLIES	0.00	5.43
1001	36880	09/04/20	14245	FOWLER ACE HARDWARE 6200		5121	SUPPLIES	0.00	4.72
1001	36880	09/04/20	14245	FOWLER ACE HARDWARE 6200		5121	SUPPLIES	0.00	3.26
1001	36880	09/04/20	14245	FOWLER ACE HARDWARE 6200		5121	SUPPLIES	0.00	1.63
	TOTAL CHECK							0.00	458.65
1001	36881	09/04/20	14246	FOWLER ACE HARDWARE 6020		5121	SUPPLIES	0.00	19.59
1001	36881	09/04/20	14246	FOWLER ACE HARDWARE 6020		5121	SUPPLIES	0.00	25.23
1001	36881	09/04/20	14246	FOWLER ACE HARDWARE 6020		5121	SUPPLIES	0.00	28.31
	TOTAL CHECK							0.00	73.13
1001	36883	09/04/20	14248	FOWLER ACE HARDWARE 6130		5121	SUPPLIES	0.00	103.49
1001	36883	09/04/20	14248	FOWLER ACE HARDWARE 6130		5121	SUPPLIES	0.00	8.16
1001	36883	09/04/20	14248	FOWLER ACE HARDWARE 6130		5121	SUPPLIES	0.00	14.46
1001	36883	09/04/20	14248	FOWLER ACE HARDWARE 6130		5121	SUPPLIES	0.00	34.83
1001	36883	09/04/20	14248	FOWLER ACE HARDWARE 6130		5121	SUPPLIES	0.00	38.13
1001	36883	09/04/20	14248	FOWLER ACE HARDWARE 6130		5121	SUPPLIES	0.00	43.67
	TOTAL CHECK							0.00	242.74
1001	36884	09/04/20	14249	FOWLER ACE HARDWARE 6260		5121	SUPPLIES	0.00	1.17
1001	36884	09/04/20	14249	FOWLER ACE HARDWARE 6260		5121	SUPPLIES	0.00	10.00
1001	36884	09/04/20	14249	FOWLER ACE HARDWARE 6260		5121	SUPPLIES	0.00	29.05
	TOTAL CHECK							0.00	40.22

SUPERIOR  
 DATE: 09/10/2020  
 TIME: 16:53:15

PAGE NUMBER: 2  
 ACCTPAZ1

CITY OF FOWLER  
 CHECK REGISTER - BY FUND

SELECTION CRITERIA: transact.check\_no between '36876' and '36922'  
 ACCOUNTING PERIOD: 3/21

FUND - 100 - GENERAL FUND

CASH ACCT	CHECK NO	ISSUE DT	VENDOR	NAME	DEPT	ACCT	DESCRIPTION	SALES TAX	AMOUNT
1001	36885	09/04/20	14252	FOWLER ACE HARDWARE	6700	5121	SUPPLIES	0.00	16.34
1001	36886	09/04/20	10237	P G & E - SACRAMENT	6200	5170	UTILITIES	0.00	65.05
1001	36886	09/04/20	10237	P G & E - SACRAMENT	6130	5170	UTILITIES	0.00	103.91
1001	36886	09/04/20	10237	P G & E - SACRAMENT	6200	5170	UTILITIES	0.00	124.02
1001	36886	09/04/20	10237	P G & E - SACRAMENT	6200	5170	UTILITIES	0.00	253.48
1001	36886	09/04/20	10237	P G & E - SACRAMENT	6200	5170	UTILITIES	0.00	397.98
1001	36886	09/04/20	10237	P G & E - SACRAMENT	6200	5170	UTILITIES	0.00	450.70
1001	36886	09/04/20	10237	P G & E - SACRAMENT	6130	5170	UTILITIES	0.00	590.30
1001	36886	09/04/20	10237	P G & E - SACRAMENT	6130	5170	UTILITIES	0.00	612.80
1001	36886	09/04/20	10237	P G & E - SACRAMENT	6200	5170	UTILITIES	0.00	1,451.01
1001	36886	09/04/20	10237	P G & E - SACRAMENT	6200	5170	UTILITIES	0.00	4,036.67
1001	36886	09/04/20	10237	P G & E - SACRAMENT	6200	5170	UTILITIES	0.00	9.56
1001	36886	09/04/20	10237	P G & E - SACRAMENT	6200	5170	UTILITIES	0.00	9.90
1001	36886	09/04/20	10237	P G & E - SACRAMENT	6200	5170	UTILITIES	0.00	11.50
TOTAL CHECK								0.00	8,118.88
1001	36887	09/04/20	10725	VERIZON WIRELESS	6200	5160	SERVICES	0.00	54.02
1001	36887	09/04/20	10725	VERIZON WIRELESS	6200	5160	SERVICES	0.00	58.04
1001	36887	09/04/20	10725	VERIZON WIRELESS	6020	5160	SERVICES	0.00	60.63
1001	36887	09/04/20	10725	VERIZON WIRELESS	6160	5160	SERVICES	0.00	60.63
1001	36887	09/04/20	10725	VERIZON WIRELESS	6200	5160	SERVICES	0.00	60.63
1001	36887	09/04/20	10725	VERIZON WIRELESS	6020	5160	SERVICES	0.00	64.65
1001	36887	09/04/20	10725	VERIZON WIRELESS	6160	5160	SERVICES	0.00	64.65
1001	36887	09/04/20	10725	VERIZON WIRELESS	6200	5160	SERVICES	0.00	64.65
TOTAL CHECK								0.00	487.90
1001	36888	09/10/20	14306	ACQUANTEMS	6030	5621	AMAR FINAL DAY	0.00	239.94
1001	36888	09/10/20	14306	ACQUANTEMS	6030	5621	AUDIT WORK	0.00	2,920.07
TOTAL CHECK								0.00	3,160.01
1001	36889	09/10/20	14110	AED MARKET	6130	5111	LIFEPAK	0.00	740.00
1001	36890	09/10/20	14328	ANNA'S RESTAURANT	100	1605	SENIOR MEALS	0.00	479.30
1001	36891	09/10/20	14330	B&P PEST PROS	6020	5185	SERVICES	0.00	90.00
1001	36891	09/10/20	14330	B&P PEST PROS	6700	5185	SERVICES	0.00	95.00
TOTAL CHECK								0.00	185.00
1001	36892	09/10/20	10026	BCT CONSULTING	6700	5160	SERVICES	0.00	372.59
1001	36892	09/10/20	10026	BCT CONSULTING	6120	5160	SERVICES	0.00	807.21
1001	36892	09/10/20	10026	BCT CONSULTING	6030	5160	SERVICES	0.00	813.31
1001	36892	09/10/20	10026	BCT CONSULTING	6030	5230	SERVICES	0.00	1,000.00
1001	36892	09/10/20	10026	BCT CONSULTING	6030	5715	SERVICES	0.00	1,248.21
1001	36892	09/10/20	10026	BCT CONSULTING	6030	5230	SERVICES	0.00	1,500.00
TOTAL CHECK								0.00	5,741.32
1001	36894	09/10/20	10025	BUFORD OIL COMPANY	6120	5210	FUEL	0.00	93.52
1001	36895	09/10/20	11291	THE BUSINESS JOURNA	6025	5150	PUBLICATIONS	0.00	164.50
1001	36896	09/10/20	13914	CALIFORNIA TRENDZ	6130	5130	SHIRTS	0.00	461.00

SUPERIOR  
DATE: 09/10/2020  
TIME: 16:53:15

CITY OF FOWLER  
CHECK REGISTER - BY FUND

SELECTION CRITERIA: transact.check\_no between '36876' and '36922'  
ACCOUNTING PERIOD: 3/21

FUND - 100 - GENERAL FUND

CASH ACCT	CHECK NO	ISSUE DT	VENDOR	NAME	DEPT	ACCT	DESCRIPTION	SALES TAX	AMOUNT
1001	36897	09/10/20	11163	COOK'S COMMUNICATIO	6120	5205	SERVICES	0.00	274.34
1001	36898	09/10/20	10792	FASTENAL COMPANY	6200	5121	SUPPLIES	0.00	10.76
1001	36899	09/10/20	14243	FOWLER ACE HARDWARE	6120	5120	SUPPLIES	0.00	3.88
1001	36900	09/10/20	10307	FRESNO BEE, THE	6020	5150	JOB AD POLICE LT	0.00	967.22
1001	36901	09/10/20	14156	FRESNO ECONOMIC OPP	6700	5105	SENIOR MEALS	0.00	2,005.66
1001	36902	09/10/20	10141	H & H TIRE SERVICES	6120	5205	SERVICES	0.00	30.00
1001	36902	09/10/20	10141	H & H TIRE SERVICES	6120	5205	SERVICES	0.00	90.00
1001	36902	09/10/20	10141	H & H TIRE SERVICES	6120	5205	SERVICES	0.00	140.00
	TOTAL CHECK							0.00	260.00
1001	36903	09/10/20	10308	HANFORD SENTINEL, T	6020	5150	JOB AD	0.00	200.00
1001	36904	09/10/20	12076	KEY DESIGN LOCKSMIT	6200	5121	SERVICES	0.00	109.87
1001	36905	09/10/20	10201	METRO UNIFORM & ACC	6120	5086	UNIFORM	0.00	185.20
1001	36905	09/10/20	10201	METRO UNIFORM & ACC	6120	5086	UNIFORM	0.00	338.53
	TOTAL CHECK							0.00	523.73
1001	36908	09/10/20	13655	PROVOST & PRITCHARD	100	2060	SPR 19-03 JAG	0.00	151.80
1001	36908	09/10/20	13655	PROVOST & PRITCHARD	6150	5520	LLA 20-02	0.00	244.00
1001	36908	09/10/20	13655	PROVOST & PRITCHARD	100	2060	ADU EDGAR 414 S 6TH	0.00	370.60
1001	36908	09/10/20	13655	PROVOST & PRITCHARD	100	2060	BAJWA CUP 19-02	0.00	380.00
1001	36908	09/10/20	13655	PROVOST & PRITCHARD	6150	5520	ZONING CODE UPDATE	0.00	8,850.00
1001	36908	09/10/20	13655	PROVOST & PRITCHARD	6150	5520	FOWLER FY21	0.00	19,075.00
	TOTAL CHECK							0.00	29,071.40
1001	36909	09/10/20	10251	R & R AUTO REPAIR S	6200	5205	SERVICES	0.00	147.66
1001	36909	09/10/20	10251	R & R AUTO REPAIR S	6120	5205	SERVICES	0.00	169.20
	TOTAL CHECK							0.00	316.86
1001	36911	09/10/20	11195	ROBERT V JENSEN INC	6130	5210	FUEL	0.00	108.55
1001	36911	09/10/20	11195	ROBERT V JENSEN INC	6200	5210	FUEL	0.00	111.03
1001	36911	09/10/20	11195	ROBERT V JENSEN INC	6200	5210	FUEL	0.00	114.20
1001	36911	09/10/20	11195	ROBERT V JENSEN INC	6200	5210	FUEL	0.00	155.17
1001	36911	09/10/20	11195	ROBERT V JENSEN INC	6200	5210	FUEL	0.00	166.95
1001	36911	09/10/20	11195	ROBERT V JENSEN INC	6160	5210	FUEL	0.00	61.01
	TOTAL CHECK							0.00	716.91
1001	36912	09/10/20	14072	ROBINA WRIGHT ARCHI	100	2060	1146 E SUMNER	0.00	600.00
1001	36912	09/10/20	14072	ROBINA WRIGHT ARCHI	100	2060	34324219 PLAN CHK	0.00	786.19
1001	36912	09/10/20	14072	ROBINA WRIGHT ARCHI	100	2060	960 E WALTER	0.00	7,755.00
	TOTAL CHECK							0.00	9,141.19
1001	36913	09/10/20	13187	SECOND CHANCE ANIMA	6270	5220	SERVICES	0.00	1,000.00
1001	36914	09/10/20	10518	SIGNMAX!	6200	5195	SUPPLIES	0.00	254.83

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CITY OF FOWLER  
 CHECK REGISTER - BY FUND

SELECTION CRITERIA: transact.check\_no between '36876' and '36922'  
 ACCOUNTING PERIOD: 3/21

FUND - 100 - GENERAL FUND

CASH ACCT	CHECK NO	ISSUE DT	VENDOR	NAME	DEPT	ACCT	DESCRIPTION	SALES TAX	AMOUNT
1001	36915	09/10/20	12443	SIMPLOT GROWER SOLU	6200	5195	SUPPLIES	0.00	379.27
1001	36916	09/10/20	10763	SUNBELT RENTALS	6700	5180	RENTALS	0.00	630.32
1001	36917	09/10/20	10665	TAPCO, INC	6200	5195	LIGHTED STOP SIGN	0.00	1,582.65
1001	36918	09/10/20	14007	TIRE HUB	6120	5205	TIRES	0.00	150.09
1001	36919	09/10/20	10314	TOSHIBA FINANCIAL S	6020	5180	LEASE PAYMENT	0.00	543.79
1001	36920	09/10/20	13543	UNIFIRST CORPORATIO	6020	5185	SUPPLIES	0.00	35.38
1001	36920	09/10/20	13543	UNIFIRST CORPORATIO	6020	5185	SUPPLIES	0.00	35.38
1001	36920	09/10/20	13543	UNIFIRST CORPORATIO	6020	5185	SUPPLIES	0.00	35.38
1001	36920	09/10/20	13543	UNIFIRST CORPORATIO	6020	5185	SUPPLIES	0.00	35.38
1001	36920	09/10/20	13543	UNIFIRST CORPORATIO	6020	5185	SUPPLIES	0.00	154.74
1001	36920	09/10/20	13543	UNIFIRST CORPORATIO	6200	5185	SUPPLIES	0.00	157.65
1001	36920	09/10/20	13543	UNIFIRST CORPORATIO	6200	5185	SUPPLIES	0.00	682.32
TOTAL CHECK									
1001	36921	09/10/20	10725	VERIZON WIRELESS	6120	5160	SERVICES	0.00	587.42
1001	36922	09/10/20	12935	WESTERN BUILDING MA	6200	5190	SUPPLIES	0.00	102.54
TOTAL CASH ACCOUNT									
									72,036.75
TOTAL FUND									
									72,036.75

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CITY OF FOWLER  
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SELECTION CRITERIA: transact.check\_no between '36876' and '36922'  
 ACCOUNTING PERIOD: 3/21

FUND - 225 - LTF - ARTICLE 8

CASH ACCT	CHECK NO	ISSUE DT	VENDOR	NAME	DEPT	ACCNT	----	DESCRIPTION	----	SALES TAX	AMOUNT
1001	36886	09/04/20	10237	P G & E - SACRAMENT	2250	5170		UTILITIES		0.00	456.17
1001	36886	09/04/20	10237	P G & E - SACRAMENT	2250	5170		UTILITIES		0.00	524.98
1001	36886	09/04/20	10237	P G & E - SACRAMENT	2250	5170		UTILITIES		0.00	161.79
1001	36886	09/04/20	10237	P G & E - SACRAMENT	2250	5170		UTILITIES		0.00	175.21
1001	36886	09/04/20	10237	P G & E - SACRAMENT	2250	5170		UTILITIES		0.00	183.32
1001	36886	09/04/20	10237	P G & E - SACRAMENT	2250	5170		UTILITIES		0.00	112.29
1001	36886	09/04/20	10237	P G & E - SACRAMENT	2250	5170		UTILITIES		0.00	118.95
1001	36886	09/04/20	10237	P G & E - SACRAMENT	2250	5170		UTILITIES		0.00	119.51
1001	36886	09/04/20	10237	P G & E - SACRAMENT	2250	5170		UTILITIES		0.00	76.51
1001	36886	09/04/20	10237	P G & E - SACRAMENT	2250	5170		UTILITIES		0.00	76.85
1001	36886	09/04/20	10237	P G & E - SACRAMENT	2250	5170		UTILITIES		0.00	15.77
1001	36886	09/04/20	10237	P G & E - SACRAMENT	2250	5170		UTILITIES		0.00	28.24
1001	36886	09/04/20	10237	P G & E - SACRAMENT	2250	5170		UTILITIES		0.00	29.34
1001	36886	09/04/20	10237	P G & E - SACRAMENT	2250	5170		UTILITIES		0.00	33.75
1001	36886	09/04/20	10237	P G & E - SACRAMENT	2250	5170		UTILITIES		0.00	38.41
1001	36886	09/04/20	10237	P G & E - SACRAMENT	2250	5170		UTILITIES		0.00	44.35
1001	36886	09/04/20	10237	P G & E - SACRAMENT	2250	5170		UTILITIES		0.00	2,195.44
TOTAL CHECK											
TOTAL CASH ACCOUNT											2,195.44
TOTAL FUND											2,195.44

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CITY OF FOWLER  
 CHECK REGISTER - BY FUND

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SELECTION CRITERIA: transact.check\_no between '36876' and '36922'  
 ACCOUNTING PERIOD: 3/21

FUND - 500 - WATER

CASH ACCT	CHECK NO	ISSUE DT	VENDOR	NAME	DEPT	ACCT	DESCRIPTION	SALES TAX	AMOUNT
1001	36877	09/04/20	14297	CHANDLER, MISTY	500	2050	UB REFUND	0.00	42.57
1001	36882	09/04/20	14247	FOWLER ACE HARDWARE	5000	5121	SUPPLIES	0.00	5.21
1001	36882	09/04/20	14247	FOWLER ACE HARDWARE	5000	5121	SUPPLIES	0.00	19.38
1001	36882	09/04/20	14247	FOWLER ACE HARDWARE	5000	5121	SUPPLIES	0.00	29.41
TOTAL CHECK								0.00	54.00
1001	36883	09/04/20	14248	FOWLER ACE HARDWARE	5000	5121	SUPPLIES	0.00	1.08
1001	36883	09/04/20	14248	FOWLER ACE HARDWARE	5000	5121	SUPPLIES	0.00	2.71
1001	36883	09/04/20	14248	FOWLER ACE HARDWARE	5000	5121	SUPPLIES	0.00	3.91
1001	36883	09/04/20	14248	FOWLER ACE HARDWARE	5000	5121	SUPPLIES	0.00	4.35
1001	36883	09/04/20	14248	FOWLER ACE HARDWARE	5000	5121	SUPPLIES	0.00	5.98
1001	36883	09/04/20	14248	FOWLER ACE HARDWARE	5000	5121	SUPPLIES	0.00	6.08
1001	36883	09/04/20	14248	FOWLER ACE HARDWARE	5000	5121	SUPPLIES	0.00	54.47
1001	36883	09/04/20	14248	FOWLER ACE HARDWARE	5000	5121	SUPPLIES	0.00	42.02
1001	36883	09/04/20	14248	FOWLER ACE HARDWARE	5000	5121	SUPPLIES	0.00	30.49
1001	36883	09/04/20	14248	FOWLER ACE HARDWARE	5000	5121	SUPPLIES	0.00	32.15
1001	36883	09/04/20	14248	FOWLER ACE HARDWARE	5000	5121	SUPPLIES	0.00	8.66
1001	36883	09/04/20	14248	FOWLER ACE HARDWARE	5000	5121	SUPPLIES	0.00	9.80
TOTAL CHECK								0.00	201.70
1001	36886	09/04/20	10237	P G & E - SACRAMENT	5000	5170	UTILITIES	0.00	9.53
1001	36886	09/04/20	10237	P G & E - SACRAMENT	5000	5170	UTILITIES	0.00	4,210.00
1001	36886	09/04/20	10237	P G & E - SACRAMENT	5000	5170	UTILITIES	0.00	5,546.81
1001	36886	09/04/20	10237	P G & E - SACRAMENT	5000	5170	UTILITIES	0.00	15,319.93
1001	36886	09/04/20	10237	P G & E - SACRAMENT	5000	5170	UTILITIES	0.00	656.25
1001	36886	09/04/20	10237	P G & E - SACRAMENT	5000	5170	UTILITIES	0.00	608.54
TOTAL CHECK								0.00	26,351.06
1001	36887	09/04/20	10725	VERIZON WIRELESS	5000	5160	SERVICES	0.00	38.01
1001	36887	09/04/20	10725	VERIZON WIRELESS	5000	5160	SERVICES	0.00	38.01
TOTAL CHECK								0.00	76.02
1001	36888	09/10/20	14306	ACCOUNTEMPS	5000	5621	AUDIT WORK	0.00	973.36
1001	36888	09/10/20	14306	ACCOUNTEMPS	5000	5621	AMAR FINAL DAY	0.00	79.98
TOTAL CHECK								0.00	1,053.34
1001	36892	09/10/20	10026	BCT CONSULTING	5000	5160	SERVICES	0.00	408.74
1001	36893	09/10/20	10024	BSK LABORATORIES	5000	5310	SERVICES	0.00	230.00
1001	36906	09/10/20	11071	PAPE MACHINERY ACCT	5000	5121	SUPPLIES	0.00	12.38
1001	36906	09/10/20	11071	PAPE MACHINERY ACCT	5000	5200	SERVICES	0.00	707.02
1001	36906	09/10/20	11071	PAPE MACHINERY ACCT	5000	5200	REPLACE CHK #36560	0.00	781.08
TOTAL CHECK								0.00	1,500.48
1001	36907	09/10/20	12384	PITNEY BOWES GLOBAL	5000	5180	LEASE PAYMENT	0.00	1,342.45
1001	36907	09/10/20	12384	PITNEY BOWES GLOBAL	5000	5180	LEASE PAYMENT	0.00	1,342.45
TOTAL CHECK								0.00	2,684.90
1001	36910	09/10/20	12672	R&B COMPANY	5000	5121	SUPPLIES	0.00	56.15



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CITY OF FOWLER  
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SELECTION CRITERIA: transact.check\_no between '36876' and '36922'  
 ACCOUNTING PERIOD: 3/21

FUND - 500 - WATER									
CASH ACCT	CHECK NO	ISSUE DT	VENDOR	NAME	DEPT	ACCNT	----DESCRIPTION----	SALES TAX	AMOUNT
1001	36911	09/10/20	11195	ROBERT V JENSEN INC 5000	5000	5210	FUEL	0.00	73.72
1001	36911	09/10/20	11195	ROBERT V JENSEN INC 5000	5000	5210	FUEL	0.00	98.33
1001	36911	09/10/20	11195	ROBERT V JENSEN INC 5000	5000	5210	FUEL	0.00	261.18
	TOTAL CHECK							0.00	433.23
1001	36920	09/10/20	13543	UNIFIRST CORPORATIO 5000	5000	5185	SUPPLIES	0.00	157.65
1001	36920	09/10/20	13543	UNIFIRST CORPORATIO 5000	5000	5185	SUPPLIES	0.00	154.61
	TOTAL CHECK							0.00	312.26
1001	36921	09/10/20	10725	VERIZON WIRELESS	5000	5160	SERVICES	0.00	430.44
	TOTAL CASH ACCOUNT							0.00	33,834.89
	TOTAL FUND							0.00	33,834.89

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CITY OF FOWLER  
 CHECK REGISTER - BY FUND

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 ACCTPA21

SELECTION CRITERIA: transact.check\_no between '36876' and '36922'  
 ACCOUNTING PERIOD: 3/21

FUND - 710 - AB1600-GENERAL SERVICES

CASH ACCT	CHECK NO	ISSUE DT	VENDOR NAME	DEPT	ACCT	DESCRIPTION	SALES TAX	AMOUNT
1001	36908	09/10/20	13655	PROVOST & PRITCHARD 710	5520	SERVICES	0.00	11,184.40
1001	36908	09/10/20	13655	PROVOST & PRITCHARD 710	5520	FOWLER FY21	0.00	1,772.40
TOTAL CHECK								12,956.80
TOTAL CASH ACCOUNT								12,956.80
TOTAL FUND								12,956.80
TOTAL REPORT								121,023.88

SUPERION  
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SELECTION CRITERIA: transact.check\_no='5005'  
ACCOUNTING PERIOD: 3/21

FUND - 200 - UTILITY USERS TAX

CASH ACCT	CHECK NO	ISSUE DT	VENDOR NAME	DEPT	ACCNT	----DESCRIPTION----	SALES TAX	AMOUNT
1001	5005	09/10/20	12582 DARLEY	2030	5715	SUPPLIES	0.00	8,126.37
TOTAL CASH ACCOUNT								8,126.37
TOTAL FUND								8,126.37
TOTAL REPORT								8,126.37

CITY OF FOWLER  
CHECK REGISTER - BY FUND

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**MINUTES OF THE FOWLER CITY COUNCIL MEETING  
SEPTEMBER 1, 2020**

Mayor Cardenas called the meeting to order at 7:01 p. m. Roll call was taken.

Councilmembers Present: Cardenas, Hammer, Kazarian, Parra

Councilmembers Absent: Rodriquez

City Staff Present: City Manager/City Clerk Davis, City Attorney Cross, Police Chief Alcaraz, Finance Director Uyeda, Public Works Director Dominguez, City Engineer, Peters, Fire Chief Lopez, Deputy City Clerk Burrola

**PUBLIC PRESENTATIONS**

There were no public presentations.

**Accept/Approve Donation for the New Fowler Fire Station in the Amount of \$5,000 from Wright Oil Company**

City Manager Davis said the City received a letter from Humiyo Wright, Wright Oil Company, wanting to donate to the new Fowler Fire Station in the amount of \$5,000 to honor the memory of her late father and former fire fighter, Donny Wright. Humiyo Wright joined via teleconference. The Council thanked Ms. Wright and the Wright family for the donation to the new fire station.

Councilmember Parra made a motion to accept the donation for the new Fowler Fire Station in the amount of \$5,000 from Wright Oil Company, seconded by Councilmember Kazarian. The motion carried by roll call vote: Ayes: Cardenas, Hammer, Kazarian, Parra. Noes: None. Abstain: None. Absent: Rodriquez.

**Consider/Approve Request to Close City Street (A Portion of 4<sup>th</sup> Street at Merced Street) Sunday Services – Fowler Presbyterian Church**

City Manager Davis said she received a request from the Fowler Presbyterian Church to close off a portion of 4<sup>th</sup> Street from Merced Street to the end of their property at 115 N. 4<sup>th</sup> to hold outdoor worship services due to social distancing and limited space. Public Works Director Dominguez said he spoke with Pastor Irwin; they would start blocking the road from 9:30 a.m. and remove the barricades at 11:30 a.m. on Sunday morning starting September 13, 2020. This would be a trial run to see how it goes. Mr. Dominguez said he had some concerns regarding noise but Pastor Irwin had contacted the surrounding neighbors and they don't have an issue with it. A discussion took place on being open to the possibility of other churches requesting street closures due to limited spacing.

Councilmember Kazarian made a motion to approve request to close City Street, a portion of 4<sup>th</sup> Street at Merced Street, for Sunday Services, requested by the Fowler Presbyterian Church, seconded by Councilmember Parra. The motion carried by roll call vote: Ayes: Cardenas, Hammer, Kazarian, Parra. Noes: None. Abstain: None. Absent: Rodriquez.

## **COMMUNICATIONS**

City Manager Davis said the new Fowler Fire Station is near completion. She invited the Council to schedule a date and time to tour the building the following week.

Ms. Davis provided the Council with sample renderings of monument plaques to choose from for the new Fire Station building which has the City's logo and Fire Departments logo.

Fire Chief Lopez said the designation for the City's fire station engine company changed from number 48 to number 101. The number 48 designation company number was assigned to the City of Clovis. The City's Fire Department was the last city to change over and received the last designation numbers.

## **STAFF REPORTS**

### **First Reading of Ordinance No. 2020-05**

City Manager Davis said as discussed during the last Council meeting, with City Engineer Peters, it was recommended to eliminate several truck routes throughout the City. City Engineer Peters joined the meeting via teleconference. He said the elimination was discussed at the last meeting and this ordinance will be put into effect if approved by the Council tonight.

Councilmember Kazarian made a motion to waive the first reading and approve Ordinance No. 2020-05, "An Ordinance of the City Council of the City of Fowler Amending Sections 4-4.601 and 4-4.602 of the Municipal Code Relating to Changes in Designated Truck Routes within the City of Fowler", seconded by Mayor Pro Tem Hammer. The motion carried by voice vote: Ayes: Cardenas, Hammer, Kazarian, Parra. Noes: None. Abstain: None. Absent: Rodriquez.

### **Discussion – New Police Station Project**

Police Chief Alcaraz said he has spoken with the City Manager, City Council and other community leaders on building a new police department and a location for this facility. Chief Alcaraz said the current department is too small and is in need of properly housing the police department in a facility that can accommodate a larger group of officers and support staff with modern equipment. He said effective law enforcement agencies evolve to meet the ever changing needs and demands of the community it serves. Unfortunately the current facility has become inadequate for actual departmental functions. He said he has been touring other cities newly built police stations and has been working with professionals to assist in designing the City's new police station, the only issue is finding a location.

A discussion took place on several City owned locations and the possibility of building a multi-structural facility to budget costs. Chief Alcaraz said he has been looking into the possibility of building the new police station where the senior center is currently located. He said the area is appropriate in size and the surrounding area is non-residential and would accommodate the facility by space and structure. A discussion took place on the location of the senior center and the Council expressed their agreement on further research on a design for placing the facility at this location. The Council agreed to have Chief Alcaraz get more information on the location and design of the project and to bring it back to the Council for further discussion.

## **City Manager's Report**

### **COVID-19 Update and Discussion**

City Manager Davis provided an update on the current COVID-19 cases in the City; there are 220 total cases, 154 closed and 2 deaths, leaving 66 open cases remaining in the City. She said starting Monday, September 1<sup>st</sup>, Fresno County allowed hair salons and barber shops to reopen at 25 percent capacity.

Councilmember Kazarian said he wanted to discuss the Great Plates project. The Great Plates program provides three meals a day to seniors and provides essential economic stimulus to local restaurants struggling to stay afloat during the COVID crisis. The program reimburses approved restaurants for meals delivered to a target population of underserved home-bound seniors. He said he received a lot of interest from local restaurants. A discussion took place and the consensus of the Council was to bring it back for further discussion.

### **PUBLIC WORKS REPORT**

Public Works Director Dominguez said he wanted to discuss and get direction from the Council on the energy conservation project. He said the Energy Conservation Act is available to the City for solar projects which involve AC units, street lighting, waste water treatment plants and well pumps. The maximum loan amount for this project is \$3 million dollars at a rate of 1% for a 20 year loan. He said the funding source will come from the Energy Conservation Act under the California Energy Commission. He has met with several firms in finding a location, but being that the project total size came to about three acres; it's been a challenge finding a location that large. Mr. Dominguez said he would like to get direction from the Council to move forward with a Request for Qualification (RFQ) in order to get the project started. The consensus of the Council was for Public Works Director Dominguez to move forward with and RFQ.

### **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 Cross said earlier this year the Fair Political Practices Commission (FPPC) changed the conflict of interest qualification requirements of the 500' foot rule which has been expanded to 1,000' feet. He said another change from FPPC is the disqualification requirement.

## **CONSENT CALENDAR**

The consent calendar consisted of: A) Ratification of Warrants – September 1, 2020, 2020; B) Approve Minutes of the City Council Meeting Special meeting and City Council Meeting – August 18, 2020; C) Approve Proclamation to observe September 6, 2020 as Jaswant Singh Khalra Day; D) Adopt Resolution No. 2476, “ A Resolution of the City Council of the City of Fowler Declaring Real Property Located at 127 South 6<sup>th</sup> Street to be Surplus Property and Directing the City Manager to Send Notices of Availability Pursuant to Government Code Section 54220, ET SEQ”

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

## **COMMITTEE REPORTS**

Councilmember Kazarian said he is currently working on the Great Plates project with staff and the state.

He provided an update on the outdoor seating project. The first enclosure has been completed and is still waiting for plants to be placed. He received a lot of positive comments on the project. He said the second enclosure placement is underway. Discussion arose regarding the second seating area phase. The consensus of the council is to postpone the additional second outdoor seating enclosure and bring it back to the Council for further discussion.

## **ADJOURNMENT**

Having no further business, Mayor Pro Tem Hammer made a motion, seconded by Councilmember Parra to adjourn. The motion carried and the meeting adjourned at 8:30 p.m.

## RESOLUTION NO. 2477

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FOWLER IN THE MATTER OF APPROVING A CALPERS INDUSTRIAL DISABILITY RETIREMENT**

**WHEREAS**, the City of Fowler (hereinafter referred to as Agency) is a contracting agency of the California Public Employees' Retirement System (CalPERS);

**WHEREAS**, the California Public Employees' Retirement Law requires that a contracting agency determine whether an employee of such agency in employment in which he/she is classified as a local safety member is disabled for purposes of the California Public Employees' Retirement Law and whether such disability is "industrial" within the meaning of such Law;

**WHEREAS**, an application for industrial disability retirement of lower back from Christopher J. Bergthold employed by the Agency in the position of Police Officer has been filed with the CalPERS; And

**WHEREAS**, the City Council of the City of Fowler has reviewed the medical and other evidence relevant to such alleged disability.

**1) NOW, THEREFORE, BE IT RESOLVED:**

That the City Council of the City of Fowler find and determine and it does hereby find and determine that Christopher J. Bergthold is incapacitated within the meaning of the California Public Employees' Retirement Law for performance of his usual duties in the position of Police Officer for orthopedic injury (lower back injury) and does hereby certify under penalty and perjury that this determination was made on the basis of competent medical opinion and was not used as a substitute for the disciplinary process occurred before the member's separation from employment, all relevant personnel documents were forwarded to CalPERS for determination of the member's eligibility for disability retirement and CalPERS determination that the member is eligible to apply for disability retirement was obtained prior to starting the process of determination.

2) Christopher J. Bergthold had filed a Workers' Compensation claim for his disabling condition. The Workers' Compensation claim was accepted.

3) **BE IT FURTHER RESOLVED THAT THE** City Council of the City of Fowler find and determine and it does hereby find and determine that such disability is a result of injury or disease arising out of and in the course of employment.

4) Neither said Christopher J. Bergthold nor the agency City of Fowler has applied to the Workers' Compensation Appeals Board for a determination pursuant to Government Code section 2116 whether such disability industrial.

5) **BE IT FURTHER RESOLVED** that the member was, or will be, separated from his employment in the position of Police Officer after expiration of his rights under Section 21164,



Government Code, effective October 1, 2020 and that no dispute as to the expiration of such leave rights is pending. His last day on pay status is September 30, 2020.

- 6) There is not a possibility of third party liability.
- 7) Advanced Disability Pension Payment will not be made.
- 8) The primary disabling condition is orthopedic (back injury).
- 9) The duration of the disabling condition is expected to be permanent, or which is certified by competent medical opinion.

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David Cardenas, Mayor of the City of Fowler

ATTEST:

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Jeannie Davis, City Clerk of the City of Fowler

I, Jeannie Davis, City Clerk of the City of Fowler, do hereby certify that the foregoing Resolution was passed at meeting of said City Council held on September 15, 2020, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

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Jeannie Davis, City Clerk of the City of Fowler

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**STAFF REPORT**

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**TO:** MAYOR & CITY COUNCIL  
**FROM:** DAVID PETERS, CITY ENGINEER  
**SUBJECT:** ACCEPTANCE OF THE TRACT 5834 IMPROVEMENTS  
**DATE:** SEPTEMBER 9, 2020  
**CC:** DARIO DOMINGUEZ, PUBLIC WORKS DIRECTOR

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**REQUESTED ACTION / RECOMMENDATION**

Adopt Resolution for Acceptance of public improvements related to Tract 5834 upon receipt of the maintenance bond required by the subdivision agreement and direct the City Engineer to file the notice of completion and release bonds associated with the subdivision.

**DISCUSSION**

The project was completed and constructed in accordance with the plans and specifications to the satisfaction of the City Engineer and the Public Works Director. The one year warranty period will begin upon the filing of the Notice of Completion which will follow the Council's acceptance of the project.

City staff is prepared to accept the public improvements for the project, file the notice of completion for the project, release the performance and labor & material bonds upon receipt of a maintenance bond, and begin the one-year warranty period.

Recording requested by: ]  
City of Fowler ]  
When recorded, mail to: ]  
City of Fowler ]  
128 S. Fifth Street ]  
Fowler, CA 93626 ]  
**(Resolution of Acceptance – Tract Map 5834)** ]

[Exempt from Recording Fees-Govt. Code Sec. 27383]

**CITY OF FOWLER  
RESOLUTION NO. 2020-2478**

**A RESOLUTION OF THE FOWLER CITY COUNCIL  
ACCEPTING TRACT 5834 IMPROVEMENTS**

**RECITALS**

- A. As approved by the City Council (“Council”) of the City of Fowler (“City”), the Map of Tract No. 5834 (“Map”) and the related Subdivision Agreement (“Agreement”) with the “Developer” for said Tract were executed and recorded; and
- B. Pursuant to the Agreement, various City fees were paid or secured; and separate “Security” was furnished to City for the construction, payment and warranty obligations relating to the “Improvements” required in conjunction with approval of the Map and/or by the Agreement; and
- C. The Improvements have now been completed to the satisfaction of the City Engineer who has recommended the Council accept those Improvements (except as otherwise set forth in this resolution), subject to retention, substitution and/or release of Security in accordance with the Agreement and the remaining requirements of the Developer.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF FOWLER HEREBY FINDS, DETERMINES AND RESOLVES AS FOLLOWS:**

The City hereby accepts all Improvements related to the subdivision tract. Nothing in this resolution otherwise modifies the rights, duties and obligations of the parties set forth on or otherwise applicable to the Map or in the Agreement.

Dated: September 15, 2020

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David Cardenas, Mayor

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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 September 1, 2020, by the following vote:

Ayes: Councilmembers:  
Noes: Councilmembers:  
Absent: Councilmembers:  
Abstain: Councilmembers:

Dated: September 15, 2020

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