

FOWLER CITY COUNCIL AND FOWLER PUBLIC FINANCING AUTHORITY JOINT MEETING AGENDA OCTOBER 6, 2020 7:00 P.M. CITY COUNCIL CHAMBER 128 S. 5TH STREET FOWLER, CA 93625

This meeting will be conducted pursuant to the previsions 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.fowlercity.org.

- 1. Meeting called to order
- 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.)
- Accept / Approve Donation for the New Fowler Fire Station in the amount of \$5,000
 Fowler Packing Company

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.

5. Public Hearing:

- A) Public Hearing to Consider Zoning Text Amendment No. 20-01 to Amend Accessory Structure Standards and Allowed use Listings in the Fowler Zoning Ordinance
- First Reading of Ordinance No. 2020-06, "An Ordinance of the City Council of the City of Fowler Amending Chapter 5 of Title 9 Section 05 to Article 21, Clarifying Development Standards of Accessory Buildings, Section 715 to Article 7, Clarifying Development Standards of the R-1 Zone District, Section 1003 and 1005 of Article 10, Allowing for Grocery Stores, Section 1203 of Article 12 Allowing for Grocery Stores, Section 1402 of Article 14, and 1402 Allowing Automobile Repair, Section 1503 of Article 15 Clarifying Grammar of the Fowler Municipal Code"
- 6. Presentation of the 2017-2018 Fiscal Year Audits Corona, Faeth and Zakarian
 - A) Fowler Public Financing Authority
 - B) <u>City of Fowler</u>
- 7. Communications
- 8. Staff Reports
 - A) City Manager's Report
 - ♦ COVID-19 Update
 - B) Public Works Director's Report
 - Approval of Resolution No. 2479, 'A Resolution of the City Council of the City of Fowler to Ratify an Application for WATERSMART Water and Energy Efficiency Grants for Fiscal Year 2020 (BOR-DO-21-F001)
 - C) Finance Department Report
 - D) Police Department Report
 - E) Fire Department Report
- 9. City Attorney's Report
 - Approval of City Manager Employment Agreement

- 10. Consent Calendar Items on the Consent Calendar are considered routine and shall be approved by one motion of the Council. If a Councilmember requests additional information or wants to comment on an item, the vote should be held until the questions or comments are made, and then a 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 October 6, 2020
 - B) Approve Minutes of the City Council Meeting September 15, 2020 and City Council Special Meeting September 29, 2020
- 11. Committee Reports (No action except where a specific report is on the agenda)

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

12. Adjournment

Next Ordinance No. 2020-07

Next Resolution No. 2480

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, October 2, 2020.

Corina Burrola Deputy City Clerk TO: City of Fowler City Council

FROM: Dawn E. Marple, City Planner

DATE: October 6, 2020

SUBJECT: Public Hearing to Consider Zoning Text Amendment No. 20-01 to Amend Accessory

Structure Standards and Allowed Use Listings in the Fowler Zoning Ordinance

I. Recommendation

Staff recommends that the City Council adopt Zoning Text Amendment 20-01, an amendment to the Fowler Zoning Ordinance as follows.

- Section 9-5.21.05 Accessory Buildings. Amend to clarify the permitted height of fireplace structures and the required setback of playground structures, fireplaces, and similar structures.
- Section 9-5.715 R-1 Yard Requirements. Amend to clarify that 5-foot side- and rear-yard setback requirements for mechanical equipment do not apply to fireplaces, fixed pool equipment, and similar structures.
- Sections 9-5.1003 and 9.5.1005 C-1 Permitted Uses. Amend to permit grocery stores under 10,000 square feet in area by-right and permitting grocery stores 10,000 square feet in area or greater subject to a conditional use permit.
- Section 9-5.1203 C-3 Permitted Uses. Amend to permit grocery stores by-right.
- Section 9-5.1402 M-1 Permitted Uses. Amend to permit automobile repair by-right.
- Section 9-5.1503 M-2 Permitted Uses. Amend to clarify a grammatical error express that agricultural uses are not permitted in the M-2 zone.
- Section 9-5.1705 Form-Based Code Permitted Uses. Amend to permit grocery stores limited to 1,500 square feet of sales area by-right, to permit variety stores limited to 1,500 square feet of sales area by-right, and to no longer permit markets by-right.

The Planning Commission considered the matter at their regularly scheduled meeting on September 3, 2020 and recommended the City Council adopt Zoning Text Amendment 20-01. The Commission proposed removing "Market" from the listed uses in the form-based code area and amending the "Variety Store" listing to limit sales area to 1,500 square feet.

II. Background & Project Description

The City of Fowler is undergoing a comprehensive Zoning Code Update. Prior to the completion and adoption of the comprehensive update, City Staff identified the benefit of clarifying certain standards and uses. City Staff recommends permitting grocery stores in the C-1, C-3, and Form-Based Code Zones to promote the development of such uses. Staff also recommends clarifying the permitted uses in the M-1 zone to permit automobile repair. A missing oxford comma has also created confusion about agricultural uses being permitted in the M-2 zone. Adding the comma will clarify that agricultural uses are not permitted.



Staff has identified the benefit of permitting certain accessory structures, such as fireplaces and playground equipment, to within 3 feet of the property line in the side and rear yard. The recommended amendments to Sections 9-5.21.05 and 9-5.715 permit such setback requirements.

III. Environmental Review

The proposed project must be reviewed for compliance with CEQA. Zoning Text Amendment No. 20-01 has been reviewed pursuant to the California Environmental Quality Act (CEQA) and has been determined to be exempt pursuant to CEQA Guidelines Section 15061(b)(3).

IV. Attachments

A. Ordinance No. 2020-06

ORDINANCE NO. 2020-06

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FOWLER AMENDING CHAPTER 5 OF TITLE 9 SECTION 05 TO ARTICLE 21, CLARIFYING DEVELOPMENT STANDARDS OF ACCESSORY BUILDINGS, SECTION 715 TO ARTICLE 7, CLARIFYING DEVELOPMENT STANDARDS OF THE R-1 ZONE DISTRICT, SECTION 1003 AND 1005 OF ARTICLE 10, ALLOWING FOR GROCERY STORES, SECTION 1203 OF ARTICLE 12 ALLOWING FOR GROCERY STORES, SECTION 1402 OF ARTICLE 14, AND 1402 ALLOWING AUTOMOBILE REPAIR, SECTION 1503 OF ARTICLE 15 CLARIFYING GRAMMAR OF THE FOWLER MUNICIPAL CODE

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

SECTION 1. Section 05 of Title 9, Chapter 5, and Article 21 of the Fowler Municipal Code is hereby added to read as follows:

- A. No accessory building shall have a height greater than ten (10) feet, or one (1) story. The space between a dwelling and any accessory building on the same lot, when not joined by a common wall, shall be a minimum of ten (10) feet.
- B. Notwithstanding A., above, no playground structure shall have a height greater than twelve (12) feet.
- C. Notwithstanding A., above, no fireplace, or similar structure as determined by the Director, shall have a height greater than six (6) feet.
- BD. An accessory building may be located in a required side yard area on any part of the rear one-third of a lot subject to the limitations of D., following, a minimum of 3 feet from the side property line if located within the rear one-third of a lot. This applies to playground structures, fireplaces, and structures determined to be similar by the Director.
- DE. Accessory buildings may be located no closer to the rear property line in R or RM districts than shown below:

12 feet
10 feet
8.5 feet
7 feet
6 feet
5 feet
5 feet

- F. Notwithstanding E., above, no fireplace, or similar structure as determined by the Director, may be located less than 3 feet from the rear property line.
 - Such building may occupy not more than twenty (20) percent of the length of the required rear yard, measured between side lot lines.
 - 2. Roof lines or eaves shall not extend into adjacent property.
- EG. On a reverse corner lot, an accessory building shall not be located closer to the rear property line than the required side yard on the adjoining key lot. An accessory structure shall not be closer to a side property line adjoining key lot and not closer to a side property line adjoining the street than the required front yard on the adjoining key lot.
- SECTION 2 Section 715 of Title 9, Chapter 5, and Article 7 of the Fowler Municipal Code is hereby added to read as follows:
- E. Any mechanical equipment, including fixed pool equipment such as pumps, filters, diving boards, and or pool slides, shall not be located less than five (5) feet from an adjoining side or rear property line. This does not apply to fireplaces, fixed pool equipment such as pumps and filters or structures determined to be similar by the Director.
- SECTION 3 Section 1003 of Title 9, Chapter 5, and Article 10 of the Fowler Municipal Code is hereby added to read as follows:
- A. Retail and service establishments primarily to serve the immediate neighborhood:
 - 23. Grocery stores under 10,000 square feet in area;
 - 234. Hardware stores:
 - 245. Hobby supply stores;
 - 256. Ice dispensers (coin-operated);
 - 267. Locksmiths;
 - 278. Newsstands and magazine stores;
 - 289. Offices;
 - 2930. Parking lots;
 - 301. Pressing, altering, and repairing of wearing apparel;
 - 342. Radio and television stores and repair shops;
 - 323. Restaurants and cafes, including outdoor cafes, but excluding the sale of alcoholic beverages;
 - 334. Shoe repair shops;
 - 345. Shoe stores:
 - 356. Soda fountains:
 - 367. Stationery stores;
 - 378. Tailors and dressmakers;
 - 389. Video rentals and sales;
 - 3940. Variety stores, less than ten thousand (10,000) square feet in area;
 - 401. Other uses added by the Commission according to the procedure set forth in this article;
 - 412. Incidental and accessory structures and uses on the same site as a permitted use.

SECTION 4 Section 1005 of Title 9, Chapter 5, and Article 10 of the Fowler Municipal Code is hereby added to read as follows:

Uses permitted subject to a conditional use permit shall be as follows (see Article 25):

- 9. Grocery stores greater than 10,001 square feet in area;
- 910. Laundromat, coin-operated laundry, and dry cleaning establishments:
- 101. Planned Unit Development subject to provisions of Article 28;
- 142. Private clubs and lodges;
- 123. Residential dwellings over or to the rear of a permitted use provided such dwellings shall be subject to the use, site area, coverage and yard requirements of the RM-3 district;
- 134. Service stations, including service stations as part of a convenience store (gasoline), excluding automotive repair services;
- 145. Tobacco stores.

SECTION 5 Section 1203 of Title 9, Chapter 5, and Article 12 of the Fowler Municipal Code is hereby added to read as follows:

A. Retail and service establishments:

- 21. Grocery stores:
- 242. Hatcheries;
- 223. Heating and air conditioning shops;
- 234. Household appliance repair shops;
- 245. Ice and food products dispensing machines;
- 256. Ice manufacturing;
- 267. Laboratories;
- 278. Laundry plants:
- 289. Mini-storage facilities;
- 2930. Parcel delivery services;
- 301. Photographic and blueprint processing and printing;
- 342. Plumbing and sheet metal shops;
- 323. Post offices, public and private;
- 334. Poultry and rabbit butcher shops for retail sales on the premises, including live storage; such use shall not be established closer than five hundred (500) feet from any residential zone;
- 345. Railroad freight and passenger services;
- 356. Refrigeration sales and services;
- 367. Restaurants;
- 378. Service stations;
- 389. Sign shops:
- 3940. Stone and monument yards, retail;
- 401. Tire recapping and sales:

- 412. Upholstery shops;
- 423. Veterinarians' offices, small animal boarding and hospitals, and kennels; provided however such use shall not established closer than five hundred (500) feet from any residential district and shall be completely enclosed in a building of soundproof construction;
- 434. Warehouses and mini-storage uses;
- 445. Wholesale establishments.

SECTION 6 Section 1403 of Title 9, Chapter 5, and Article 14 of the Fowler Municipal Code is hereby added to read as follows:

E. Automobile repair:

- EF. Building materials, sales, and storage;
- FG. Emergency shelter subject to the following development standards:
 - Facility compliance with applicable state and local standards and requirements;
 - Federal, State and local licensing as required for any program incidental to the emergency shelter;
 - Physical characteristics;
 - Compliance with applicable state and local uniform housing and building code requirements;
 - b. The facility shall have on-site security during all hours when the shelter is open;
 - Facilities shall provide exterior lighting on pedestrian pathways and parking lot areas on the property. Lighting shall reflect away from residential areas and public streets.
 - facilities shall provide secure areas for personal property:
 - 3. Limited Number of Beds. Emergency shelters shall not exceed ten (10) beds;
 - 4. Limited Terms of Stay. The maximum term of staying at an emergency shelter is six (6) months in a consecutive twelve (12) month period;
 - 5. Parking. The emergency shelter shall provide on-site parking at a rate of one (1) space for each employee at the maximum shift plus one (1) space per six (6) occupants allowed;
 - 6. Emergency Shelter Management. A management plan is required to address management, client supervision, client services, and food services. Such plan shall be submitted to and approved by the Community Development Department prior to operation of the emergency shelter:
- GH. Farm machinery and equipment manufacturing, sales, and service (including incidental auctions not to exceed four (4) per year);
- HI. Frozen food processing, storage, and accessory sales;
- IJ. Gasoline service stations, including dispensing of diesel and other fuels, and complete truck service;
- JK. Golf cart sales and service;
- KL. Hatcheries:
- LM. Ice and cold storage plant;
- MN. Laboratories, experimental and testing;
- NO. Machine shops;

- Θ<u>P</u>. Petroleum products storage, provided that gasoline, kerosene, and similar products shall be stored underground;
- PQ. Planning mill, excluding refuse burning;
- QR. Poultry and rabbit processing;
- RS. Prefabrication of buildings;
- ST. Public utility service yards, electrical and gas transmission stations;
- ∓<u>U</u>. Secondhand stores:
- UV. Stables and riding academies;
- ¥W. Stone monument works;
- ₩X. Tire recycling, rebuilding, recapping and retreading;
- XY. Transit and transportation equipment, storage space and yards, except freight classification yards;
- ¥Z. Trucking terminals;
- <u>∠AA</u>. Warehouses and mini-storage uses.

SECTION 7 Section 1503 of Title 9, Chapter 5, and Article 15 of the Fowler Municipal Code is hereby added to read as follows:

- B. Heavy industrial and related uses including:
 - 18. Agricultural, industrial, and household chemical compounds manufacture;

SECTION 8 Section 1705 of Title 9, Chapter 5, and Article 17 of the Fowler Municipal Code is hereby added to read as follows:

- A. The following uses shall be permitted in the Form-Based Code Area:
 - 13. Grocery stores limited to 1,500 square feet of sales area;
 - 134. Hardware stores;
 - 145. Health, fitness club;
 - 156. Locksmiths;
 - 167. Market less than ten thousand (10,000) square feet;
 - 17. Museum;
 - 18. Non-profit charitable institutions;
 - 19. Offices—Business, professional, service, medical;
 - 20. Parking lots;
 - 21. Post offices, public and private;
 - 22. School, public or private;
 - 23. Studio: art, dance, martial arts, music, etc.;
 - 24. Restaurant, café, coffee shop, not serving alcohol;
 - 25. Variety stores <u>limited to 1,500 square feet of sales area</u> less than ten thousand (10,000) square feet;
 - 26. Video rentals and sales;

- 27. Other uses added by the Commission according to the procedure set forth in this article;
- 28. Incidental and accessory structures and uses on the same site as a permitted use.



STAFF REPORT

DATE: October 6, 2020

TO: Honorable Mayor and City Councilmembers

FROM: Dario Dominguez, Public Works Director

SUBJECT: WaterSMART Grant Program - Water Meter Improvement Project

RECOMMENDATION:

1. That City Council approves Resolution 2479 to participate and pursue grant funding for the Meter Improvement Project and;

2. That City Council authorizes the Public Works Director to submit a Water Meter Grant application through the WaterSMART Water and Efficiency Program to install Smart Meters.

BACKGROUND:

The Bureau of Reclamation announced a funding opportunity for WaterSMART Water and Energy Efficiency Grants for Fiscal Year 2021 for projects that result in water conservation and improve water management, such as installing municipal smart water meters. The grant will have a cost sharing of 50% of the total cost of the project. This project will benefit the City while reducing the costs associated with meter reading and the continued ongoing maintenance of the existing aged meters, also to improve inconsistency. The project will consist of replacing approximately 1700 meters in a period of 5 years. The application package will be put together by California Consulting Inc. The approximate cost of the grant application package is \$12,000. California Consulting will be reimbursed by California Alliance for Jobs which is a company that focuses on helping municipalities achieve grants and help contracting companies built the projects. In this case our only obligation with California Alliance and California Consulting is to bid out the project which we were going to do regardless.

FISCAL IMPACT:

The grant has a cost sharing requirement of approximately \$624,000 which will be distributed and phased in 5 fiscal years.

RESOLUTION NO. 2479

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FOWLER TO RATIFY AN APPLICATION FOR WATERSMART WATER AND ENERGY EFFICIENCY GRANTS FOR FISCAL YEAR 2021 (BOR-DO-21-F001)

WHEREAS, the United States Bureau of Reclamation ("Reclamation") has announced a funding opportunity for WaterSMART (Sustain and Manage America's Resources for Tomorrow) Water and Energy Efficiency Grants for Fiscal Year 2021 (BOR-DO-21-F001) for projects that result in quantifiable water savings and support broader water reliability benefits ("Grant Funding"); and

WHEREAS, eligible projects include water conservation projects that result in quantifiable and sustained water savings or improved water management, such as installing end-user municipal water service meters, and grant funds will be distributed by Reclamation for approved projects that are capable of cost sharing fifty percent (50%) or more of the total project costs and meet other criteria; and

WHEREAS, the City of Fowler ("City") has applied for Grant Funding to install new and upgraded "smart" water meters throughout the City ("Metering Improvement Project") that will update the City's water meters and reduce the costs associated with meter reading and other activities for City and users of City's water system; and

WHEREAS, certain documentation, assurances, and statements are required to be signed by an authorized City official during the Grant Funding process and Meter Improvement Program, including a required authorizing resolution.

NOW, THEREFORE, the City Council of the City of Fowler does hereby resolve as follows:

- 1. The City Council finds it to be in the best interest of the City to participate in the WaterSMART Grant Program and pursue Grant Funding for the Metering Improvement Project.
- 2. The City Council has been informed of and provided an opportunity to review the City's application for the WaterSMART Water and Energy Efficiency Grants FY 2021 and hereby ratifies, approves, and supports City's application.
- 3. The City is capable of providing the amount of funding match and/or in-kind contributions specified in the funding plan for the Metering Improvement Project.
- 4. If selected for a WaterSMART Grant, the City will work with the Reclamation to meet established deadlines for entering into a grant agreement.
- 5. If selected for a WaterSMART Grant, the City will pursue the Metering Improvement Project in accordance with applicable law, including but not limited to public bidding of public works projects for which grant funds are expended.
- 6. The City Manager, or authorized designee, is authorized to approve and execute all necessary forms and documents on behalf of the City of Fowler to complete the grant application and obtain Grant Funding.

7. If the City is awarded Grant Funding, the grant agreement with Reclamation shall be presented to the City Council for approval.

The foregoing resolution was adopted by the City Council of the City of Fowler, at a regular meeting held on October 6, 2020, by the following vote:
AYES:
NOES:
ABSENT:
ABSTAIN:
APPROVED:
David Cardenas, Mayor
ATTEST:
Jeannie Davis, City Clerk

CITY OF FOWLER CITY MANAGER EMPLOYMENT AGREEMENT (OCTOBER 2020)

This City Manager Employment Agreement ("Agreement") is entered into effective October 1, 2020, between the City of Fowler, a California general law city ("City"), and Jeannie Davis ("Davis") with respect the following recitals, which are a substantive part of this Agreement:

RECITALS

- A. Davis began serving as the interim City Manager in January 2017, and was appointed as the City Manager and has been serving as such since October 1, 2017, pursuant to written agreements between the City and Davis.
- B. The City and Davis entered into a City of Fowler City Manager Agreement (October 2018) effective October 1, 2018, and expiring September 30, 2020 ("2018 Agreement").
- C. In September 2020, before the end of the 2018 Agreement term, Davis notified the City Council and announced her intent to retire on December 30, 2020.
- D. The City Council and Davis mutually desire to enter into a new agreement for Davis to continue in her position as City Manager until December 30, 2020, to allow the City time to select a new city manager to replace Davis, subject to the terms of this Agreement.

NOW, THEREFORE, in exchange for the mutual consideration set forth herein, the parties agree as follows:

- 1. <u>Term of Agreement</u>. This Agreement shall be for a period beginning October 1, 2020, and ending on December 30, 2020, unless terminated earlier as provided herein or extended by mutual written agreement of the City and Davis.
- 2. <u>Salary</u>. Davis shall be placed at Step E of the City Manager position of the City's adopted salary schedule and shall be paid the applicable salary during the term of this Agreement.
- 3. <u>Residency</u>. Davis need not be a resident of the City of Fowler. Davis shall reside within no more than an average thirty (30) minute driving distance to Fowler.
- 4. <u>Benefits</u>. Davis shall receive those benefits established by the City's Benefits Resolution for the position of City Manager.
- 5. <u>Vehicle Allowance</u>. The City shall provide Davis with a monthly vehicle allowance of Five Hundred Dollars (\$500.00) for use of a personal vehicle for conducting City business. Davis shall be solely responsible for all expenses to use, maintain, operate and insure the vehicle. No documentation is required in order to receive this vehicle allowance and Davis shall have discretion regarding the expenditure of this allowance.

Davis' receipt of this vehicle allowance shall be in lieu of any entitlement to mileage reimbursement except as follows: If Davis travels more than fifty (50) miles one way

outside City limits for City business, Davis may request mileage reimbursement for all miles in excess of one hundred (100) miles under the IRS rate in effect at the time the expense is incurred, or alternatively Davis may use a designated City vehicle.

This allowance is not considered additional compensation for the purposes of PERS, but shall be taxable according to applicable IRS and Franchise Tax Board regulations.

6. <u>Performance Evaluations</u>. An evaluation of Davis's performance is not required during the term of this Agreement, but may be conducted as requested by Davis or the City Council. Failure to evaluate shall have no effect on the rights, duties, and obligations of the parties herein.

7. Termination.

- a. <u>Termination Without Cause</u>. Davis is an at will employee serving at the pleasure of the Council. If Davis is able and willing to perform her duties as required by Chapter 5 of Title 2 of the Fowler Municipal Code and the Council decides to terminate Davis from the position of City Manager without cause (as defined below) and prior to expiration of this Agreement, Davis shall be entitled to severance compensation equal to Davis's salary for the balance of the term of this Agreement.
- b. <u>Termination for Cause</u>. If Davis is terminated for cause, Davis shall not be entitled to the benefits under this Section.
- c. <u>For Cause Defined</u>. For cause shall mean any of the following: (i) the refusal to follow the lawful directions of the Council; (ii) failure to substantially perform any of the required duties of the City Manager; (iii) repeated unexcused absences from the City Manager's office and duties; (iv) conviction of a felony; (v) conviction of a misdemeanor crime involving acts of moral turpitude; and (vi) willful misconduct as defined in Section 2-5.30 of the Fowler Municipal Code.
- d. <u>Termination Defined</u>. Termination shall mean removal from office, a request by the City Council that Davis resign, or a reduction in salary. Termination shall not mean the expiration of the term of this Agreement, a voluntary resignation or retirement by Davis during the term of this Agreement, or reduction of other benefits generally applicable to all City management employees.
- e. <u>Other Entitlements</u>. This Agreement is supplemental to other entitlements Davis may have under the City's Benefits Resolution and State law upon termination from employment.
- f. Relationship to Severance and Notice Provisions Under the Municipal Code. The benefits provided under this Section shall be in lieu of Section 2-5.06(b) of the Fowler Municipal Code, which sets forth severance pay for the City Manager upon an involuntary termination, and not as an additional benefit. This Section shall also be in lieu of the procedures set forth in Sections 2-5.09 and 2-5.25 through 2-5.30 of the Fowler Municipal Code which might otherwise require a sixty (60) days'

- notice of removal, an opportunity for a hearing on the removal, and place a limit on removal for sixty (60) days following an election.
- g. <u>Conviction of Crime Involving Abuse of Office</u>. Regardless of the term of this Agreement, if this Agreement is terminated, any cash settlement related to the termination shall be fully reimbursable to City if Davis is convicted of a crime involving an abuse of her office.
- 8. <u>Notice of Voluntary Resignation</u>. Should Davis desire to voluntarily resign or retire prior to the end of the term of this Agreement, she shall provide at least thirty (30) days' prior written notice to the City Council before the intended resignation or retirement date.
- 9. <u>Dispute Resolution</u>. Any disputes over the interpretation or application of this Agreement shall be submitted to mediation at least thirty (30) days prior to either party filing a claim with the City or any administrative agency or initiating litigation over the dispute. The parties shall mutually agree upon a mediator and share equally in the costs of the mediation. Either party may initiate mediation by providing written notice to the other party. Mediation shall thereafter be conducted at the soonest feasible time. The parties shall in good faith cooperate in selecting the mediator and scheduling the mediation.
- 10. <u>Supplemental Agreement</u>. Except as provided in Section 7.f. herein, this Agreement is supplemental to the provisions of Chapter 5 of Title 2 of the Fowler Municipal Code, the City's Benefits Resolution, and the City's salary schedule for the position of City Manager. The provisions of Chapter 5, the Benefits Resolution, and the salary schedule shall control over all aspects of the City Manager position not addressed by this Agreement.

IN WITNESS WHEREOF, the parties have executed this Agreement to be effective on October 1, 2020.

JEANNIE DAVIS	CITY OF FOWLER
Jeannie Davis	David Cardenas, Mayor

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SALARY CLASSIFICATIONS FISCAL YEAR 2020-21

After COLA	2% E	Effective 8/1/20			REV 9.25.18
	***************************************		MONTHLY PAY		
FULL TIME	STEP	STEP	STEP	STEP	STEP
POSITION TITLE	A	В	ပ	۵	ш
CITY MANAGER	10,771.10	11,309.60	11,875.97	12,469.10	13,092.33
CITY CLERK/ASST PERSONNEL DIR	7,233.50	7,595.85	7,976.03	8,375.17	8,796.60
EXEC & HR ASST/DEP CITY CLERK	4,839.11	5,081.06	5,336.82	5,603.18	5,880.15
FINANCE DIRECTOR	7,877.92	8,271.48	8,686.23	9,117.69	9,574.81
ACCOUNT CLERK	3,183.05	3,344.72	3,507.49	3,685.88	3,867.61
ADMINISTRATIVE ASSISTANT	3,464.01	3,636.82	3,818.55	4,012.54	4,212.11
ACCOUNTING TECHNICIAN	4,615.71	4,847.61	5,091.77	5,344.86	5,613.55
SECRETARY/PLANNING ASSISTANT	3,734.93	3,922.24	4,117.34	4,324.72	4,541.01
COMMUNITY DEVELOPMENT DIRECTOR	7,663.86	8,046.27	8,449.87	8,871.30	9,315.03
BUILDING OFFICIAL	4,390.50	4,607.90	4,839.80	5,081.74	5,337.05
POLICE CHIEF + 5% POST	8,253.64	8,663.93	98.660,6	9,555.85	10,031.92
POLICE LIEUTENANT	5,342.63	5,607.97	5,888.93	6,186.61	6,493.21
POLICE LIEUTENANT+5% POST	5,607.97	5,888.93	6,186.61	6,493.21	6,819.87
POLICE SARGEANT	4,607.90	4,839.80	5,081.74	5,337.05	5,603.51
	4,701.55	4,935.68	5,183.19	5,442.97	5,716.12
POLICE SARGEANT + 5% POST	4,839.80	5,081.74	5,337.05	5,603.51	5,881.12
POLICE CORPORAL	4,364.85	4,586.72	4,811.93	5,051.64	5,306.95
POLICE CORPORAL+2% POST	4,454.05	4,675.91	4,911.16	5,155.32	5,413.98
POLICE CORPORAL+5% POST	4,586.72	4,811.93	5,051.64	5,306.95	5,572.30
POLICE OFFICER	4,156.37	4,364.85	4,586.72	4,811.93	5,051.64
POLICE OFFICER+2% POST	4,241.10	4,454.05	4,675.91	4,911.16	5,155.32
POLICE OFFICER+5% POST	4,364.85	4,586.72	4,811.93	5,051.64	5,306.95
PUBLIC WORKS DIRECTOR	7,233.50	7,595.85	7,976.03	8,375.17	8,796.60
PUBLIC WORKS SUPERVISOR	5,337.05	5,603.51	5,881.12	6,178.80	6,487.63
MAINTENANCE WORKER I	2,977.91	3,128.42	3,287.86	3,449.52	3,622.33
MAINTENANCE WORKER II	3,344.72	3,507.49	3,685.88	3,867.61	4,060.48
MAINTENANCE WORKER III	3,950.11	4,148.56	4,355.93	4,574.46	4,801.90
WATER OPERATOR	4,173.09	4,383.81	4,601.21	4,833.11	5,075.05
SENIOR CENTER / RECREATION COORDINA	3,141.80	3,299.00	3,464.01	3,636.82	3,818.55

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CITY OF FOWLER WARRANTS LIST October 6, 2020

CHECK DATES Sept 18 thru Oct 2 October 2, 2020 September 30, 2020	
Septem	
CHECK NUMBERS 36923-36990 1030-1031	Void checks Void check - Multi stub
ACCOUNTS PAYABLE CHECKS Regular checks Fire Station checks TOTAL ACCOUNTS PAYABLE CHECKS PAYROLL COSTS Second September Bi-Monthly Payroll	TOTAL PAYROLL COSTS TOTAL CASH DISBURSEMENTS Check #36930-#36935 Check #36944

CITY OF FOWLER CHECK REGISTER - BY FUND SUPERION DATE: 10/02/2020 TIME: 14:46:34

			AMOUNT	676.24	4,997.64	1.43 5.00 6.43	4.85 31.58 42.24 78.67	0.41 1.95 10.00 25.58 26.10 30.28 1,234.66 1,328.98	180.75	1,500.00 1,500.00 1,500.00 1,500.00 1,500.00 1,500.00 0.00	160.00 -160.00 0.00	01111277288844446 8.011177788844446 8044018607441778 804888746644778
			SALES TAX	00.0	00.00	0000	0000	88888888	00.00	888888888	0000	888888888888888888888888888888888888888
			DESCRIPTION	SENIOR MEALS	ALLEY TABLES	SUPPLIES SUPPLIES	SUPPLIES SUPPLIES SUPPLIES	SUPPLIES SUPPLIES SUPPLIES SUPPLIES SUPPLIES SUPPLIES SPRAYER COVID	MILEAGE	SYSTEM UPGRADE	SENIOR MEALS SENIOR MEALS	SUPPLIES
			ACCNT	5105	5111	\$121 \$121	\$121 \$121 \$121	\$121 \$121 \$121 \$121 \$121 \$121 \$121	5260	\$715 \$715 \$715 \$715 \$715 \$715 \$715 \$715	\$111 \$111	
	sck_no between '36923' and '36990'		JOOR NAME DEPT	328 ANNA'S RESTAURANT 6700	084 BARCO PRODUCTS 6200	246 FOWLER ACE HARDWARE 6020 246 FOWLER ACE HARDWARE 6020	48 FOWLER ACE HARDWARE 6130 248 FOWLER ACE HARDWARE 6130 248 FOWLER ACE HARDWARE 6130	FOWLER ACE HARDWARE 6260 49 FOWLER ACE HARDWARE 6260	362 YVONNE HERNANDEZ 6700	226 BCT CONSULTING 6030	322 DEVIKA INC DBA DENN 6700 322 DEVIKA INC DBA DENN 6700	FOWLER ACE HARDWARE 6200
	transact.check 3/21	GENERAL FUND	ISSUE DT VENDO	09/18/20 143	09/18/20 1108	09/18/20 142 09/18/20 142	09/18/20 142- 09/18/20 142- 09/18/20 142-	09/18/20 142/09/09/18/20 142/09/18/20 142/09/18/20 142/09/18/20 142/09/18/20 142/09/18/20 142/09/18/20 142/09/18/20 142/09/09/18/20 142/09/09/18/20 142/09/09/09/09/09/09/09/09/09/09/09/09/09/	09/18/20 118	09/22/20 1002 09/22/20 1002 09/22/20 1002 09/22/20 1002 09/22/20 1002 09/22/20 1002 09/22/20 1002	09/22/20 14 09/22/20 14	09/22/20 09/22/20
† :	ON CRITERIA: ING PERIOD:	FUND - 100 - G	CT CHECK NO	36923	36924	36925 36925 CHECK	36926 36926 36926 CHECK	36927 36927 36927 36927 36927 36927 CHECK	36928	36930 36930 36930 36930 V 36930 V 36930 V HECK	36931 36931 V CHECK	8 8 8 8 8 8 8 8 8 8 8 8 8 8 8 8 8 8 8
	SELECTION C ACCOUNTING	Ē	CASH AC	1001	1001	1001 1001 TOTAL C	1001 1001 1001 TOTAL C	1001 1001 1001 1001 1001 1001 1014	1001	1001 1001 1001 1001 1001 1001 101 101 1	1001 1001 TOTAL C	10001 10001 10001 10001 10001 10001 10001 10011

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CITY OF FOWLER CHECK REGISTER - BY FUND

SUPERION DATE: 10/02/2020 TIME: 14:46:34

FUND - 100 - GENERAL FUND

SELECTION CRITERIA: transact.check_no between '36923' and '36990' ACCOUNTING PERIOD: 3/21

AMOUNT	88800011111111111111111111111111111111
SALES TAX	888888888888888888888888888888888888888
DESCRIPTION	SUPPLIES SUP
ACCNT	
NAME	FOWLER ACE HARDWARE 6200 FOWLER ACE HARDWARE 6
ISSUE DT VENDOR	09/22/20 14245 099/22/20 14245
ACCT CHECK NO	
CASH AC	

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CITY OF FOWLER

and '36990'
36923
between
nsact.check_no 1
tra 3/2
SELECTION CRITERIA: transact.check_no between '36923' and '36990' ACCOUNTING PERIOD: 3/21

SUPERION DATE: 10/02/2020 TIME: 14:46:34

	AMOUNT	0.011111111111111111111111111111111111	500.00 1,500.00 3,500.00	160.00	0.1111.0.0.0.0.0.0.0.0.0.0.0.0.0.0.0.0.
	SALES TAX	888888888888888888888888888888888888888	8888	00.00	888888888888888888888888888888888888888
	DESCRIPTION	SUPPLIES	SYSTEM UPGRADE SYSTEM UPGRADE SYSTEM UPGRADE	SENIOR MEALS	SUPPLIES
	ACCNT		5715 5715 5715	5111	\$121 \$121 \$122 \$122 \$122 \$122 \$122 \$122
	NAME DEPT	FOWLER ACE HARDWARE 6200	BCT CONSULTING 6030 BCT CONSULTING 6030 BCT CONSULTING 6030	DEVIKA INC DBA DENN 6700	FOWLER ACE HARDWARE 6200
FUND - 100 - GENERAL FUND	ACCT CHECK NO ISSUE DT VENDOR	36934 v 09/22/20 14245 36934 v 09/22/20 14245	36936 09/24/20 10026 36936 09/24/20 10026 36936 09/24/20 10026 CHECK	36937 09/24/20 14322	36940 09/24/20 14245 36940 09/24/20 14245
L.	CASH A	10001111100011111011111011111111111111	1001 1001 1001 TOTAL	1001	10001110001110001110011100011100011100011100011100011

CITY OF FOWLER CHECK REGISTER - BY FUND

SELECTION CRITERIA: transact.check_no between '36923' and '36990' ACCOUNTING PERIOD: 3/21

SUPERION DATE: 10/02/2020 TIME: 14:46:34

	AMOUNT	888889990111111111111111111111111111111	950.00	715.00	20.00 20.00 20.00 40.00 80.00 81.00 1184.60 120.00
	SALES TAX	888888888888888888888888888888888888888	00.00	00.00	88888888888
	DESCRIPTION	SUPPLIES SUP	EMPLOYEE DEDUCTION	09/15 PAYROLL	SERVICES SERVICES SERVICES SERVICES SERVICES SERVICES SERVICES SERVICES SERVICES SERVICES SERVICES
	ACCNT		2045	2043	\$620 \$620 \$620 \$620 \$620 \$620 \$620 \$620
	DEPT	00000000000000000000000000000000000000	100	100	6060 6060 6060 6060 6060 6060 6060
	ū	ACE HARDWARE		457 PLAN 3	SMITH HTIMS
	NAME	FOWLER AC FOWLER	FPOA	ICMA-RC	LOZANO SN LOZANO SN LOZANO SN LOZANO SN LOZANO SN LOZANO SN LOZANO SN LOZANO SN LOZANO SN LOZANO SN
ENERAL FUND	ISSUE DT VENDOR	09/24/20 14245 09/24/20 14245	09/24/20 10104	09/24/20 10149	09/24/20 10194 09/24/20 10194 09/24/20 10194 09/24/20 10194 09/24/20 10194 09/24/20 10194 09/24/20 10194 09/24/20 10194 09/24/20 10194 09/24/20 10194
- 100 - G	CHECK NO	X	36942	36943	38699455 38699455 38699455 38699455 38699455 3869455 3869455 3869455 3869455 3869455 3869455
FUND	CASH ACCT	1001 10001 1	1001	1001	1001 1001 1001 1001 1001 1001

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0.00 0.00 0.00 988 0.00 0.00 0.00 0.00 0.00 8888 0.00 0.00 888 988 0.00 SALES TAX ---DESCRIPTION----RMS/JMS FEES DISPATCHING SERVICE 9 "IVE CITIES EDA SENIOR MEALS SENIOR MEALS PUBLICATIONS FLAT TIRE SERVICES SER SERVICES PG PG 5160 5205 \$620 \$620 \$620 \$620 \$620 \$620 \$620 \$620 5105 5160 5160 5160 5310 5250 \$210 \$210 5220 5271 5105 5111 5621 5621 5621 5621 5150 5205 CITY OF FOWLER CHECK REGISTER - BY FUND and 36990 6120 6120 6030 6030 6030 6120 6120 6200 6700 6700 6200 ADT SECURITY SERVIC 6700 THE BUSINESS JOURNA 6025 6120 COMMUNITY MEDICAL C 6120 COOK'S COMMUNICATIO 6130 6020 FRONTIER COMMUNICAT 6700 FRESNO COUNTY TREAS FRESNO COUNTY TREAS DEVIKA INC DBA DENN FIVE CITIES EDA - E FOWLER BUTANE SERVI FOWLER BUTANE SERVI A-C TECHNOLOGY SOLU ANNA'S RESTAURANT transact.check_no between '36923' 3/21 COMCAST CABLE SMITH ACCOUNTEMPS ACCOUNTEMPS ACCOUNTEMPS LOZANO F F E DT VENDOR 14306 14306 14306 12285 12285 10124 10124 10114 10114 09/28/20 14328 10/02/20 10995 10/02/20 11226 10/02/20 11163 10/02/20 10108 10/02/20 13451 10194 10194 10194 10194 10194 10194 10194 10194 09/28/20 14322 14066 10/02/20 11291 10/02/20 12654 FUND - 100 - GENERAL FUND 10/02/20 1 099/24/20 099/24/20 099/24/20 099/24/20 09/24/20 09/24/20 09/24/20 10/02/20 10/02/20 10/02/20 10/02/20 10/02/20 10/02/20 ISSUE SELECTION CRITERIA: ACCOUNTING PERIOD: CASH ACCT CHECK NO 36960 36960 36951 36926 36958 36959 36959 36946 36947 36949 36950 36950 36950 36953 36953 36954 36955 36957 36962 SUPERION DATE: 10/02/2020 TIME: 14:46:34 **FOTAL CHECK** TOTAL CHECK CHECK CHECK **POTAL** 1001 1001 1001 1001 1001 1001 1001 1001 1001 1001 1001 1001

957.36 1,019.75 1,072.23 3,049.34

210.00

600.00

2,060.00

314.07 613.00 927.07

105.75

710.97

175.00

22.76

220.00 380.00 380.00 443.00 650.00 11,280.00 11,840.00 3,849.75 6,971.37

AMOUNT

132.29 18,274.38 18,406.67

6.97 9.47 16.44

778,61

2,514.60

77.30 20.00

H & H TIRE SERVICES 6120

10/02/20 10141

36964

1001

CITY OF FOWLER

.21 6			AMOUNT	94.05	1,058.76	390.00	101.98 193.58 295.56	250.13	702.00	653.85	885.53	885.53	37.25 74.50 74.50 111.75 148.33 446.33	47.39 123.65 171.04	974.49	6.85 17.42 17.42 17.42 27.23 53.33 55.52 86.64 110.11 555.43 988.76	137.10 260.81 397.91	370.93
PAGE NUMBER ACCTPA21			SALES TAX	00.00	00.00	00.00	0000	00.0	00.00	00.0	00.0	00.0	000000	00.0 00.0 00.0	00.00	888888888888888888888888888888888888888	0000	00.0
			DESCRIPTION	MILEAGE	TAX AUDIT SERVICES	POLICE LT JOB AD	FIRE EXT MAINTENANC N95 MASK	BATTERIES	SENIOR MEALS	GLOVES	TYPE A UNIFORM	CLASS A UNIFORM	SUPPLIES SUPPLIES SUPPLIES SUPPLIES	SUPPLIES	SUPPLIES	SUPPLIES	AUTO MAINTENANCE AUTO MAINTENANCE	SERVICES
ER SY FUND			ACCNT	5260	5621	5150	5205 5111	5200	5111	5120	5130	5130	\$100 \$100 \$100 \$100 \$185	5121 5715	5140	\$100 \$100 \$121 \$121 \$121 \$121 \$121	5205 5205	5200
CITY OF FOWLER CHECK REGISTER - BY	o between '36923' and '36990'		NAME DEPT	YVONNE HERNANDEZ 6700	HINDERLITER, DELLAM 6030	JOBS AVAILABLE, INC 6120	JORGENSEN & CO 6700 JORGENSEN & CO 6130	JORGENSEN BATTERIES 6200	LA PRINCESAS TAQUER 6700	LIFE ASSIST, INC 6120	MADERA UNIFORM & AC 6130	METRO UNIFORM & ACC 6130	MID VALLEY PACKAGIN 6150 MID VALLEY PACKAGIN 6160 MID VALLEY PACKAGIN 6020 MID VALLEY PACKAGIN 6120 MID VALLEY PACKAGIN 6200	NELSONS POWER CENTE 6260 NELSONS POWER CENTE 6260	NEXT LEVEL 6120	QUILL 6020 QUILL 6120 QUILL 6200 QUILL 6030 QUILL 6030 QUILL 6030 QUILL 6020 QUILL 6020 QUILL 6020 QUILL 6020	R & R AUTO REPAIR S 6120 R & R AUTO REPAIR S 6120	R G EQUIPMENT 6260
	transact.check_no 3/21	GENERAL FUND	ISSUE DT VENDOR	10/02/20 11862	10/02/20 10145	10/02/20 10163	10/02/20 10169 10/02/20 10169	10/02/20 14342	10/02/20 14343	10/02/20 10191	10/02/20 11495	10/02/20 10201	10/02/20 10203 10/02/20 10203 10/02/20 10203 10/02/20 10203 10/02/20 10203	10/02/20 10885 10/02/20 10885	10/02/20 12650	10/02/20 10249 10/02/20 10249 10/02/20 10249 10/02/20 10249 10/02/20 10249 10/02/20 10249 10/02/20 10249 10/02/20 10249 10/02/20 10249 10/02/20 10249	10/02/20 10251 10/02/20 10251	10/02/20 11179
N 0/02/2020 4:46:34	RITERIA: PERIOD:	- 100 -	CHECK NO	36962	36966	36967	36968 36968 CHECK	36969	36971	36972	36973	36974	36975 36975 36975 36975 36975 CHECK	36976 36976 CHECK	36977	36978 36978 36978 36978 36978 36978 36978 36978 36978 36978	36979 36979 CHECK	36980
SUPERION DATE: 10/ TIME: 14:	SELECTION C ACCOUNTING	FUND	CASH ACCT	1001	1001	1001	1001 1001 TOTAL C	1001	1001	1001	1001	1001	1001 1001 1001 1001 707AL G	1001 1001 TOTAL C	1001	1001 1001 1001 1001 1001 1001 1001 100	1001 1001 TOTAL C	1001

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CITY OF FOWLER CHECK REGISTER - BY FUND

36990	
and	
36923	
between	
check_no	
transact.	1/21
CRITERIA:	DEDITOR :
SELECTION CRITERIA: transact.check_no between '	ACCOUNTING DEPTON: 3/21

SUPERION DATE: 10/02/2020 TIME: 14:46:34

		AMOUNT	47.57 50.67 56.82 70.62 75.33 96.13 208.12 208.12 103.94 1130.00 132.44 1,540.41	30.12	81.00 175.00 256.00	123.60	100.00 180.00 595.00 1,145.00 2,020.00	200.00	3,876.96	30.58 30.58 33.20 35.38 35.21 175.23 340.88	81,356.83	81,356.83
		SALES TAX	888888888888888888888888888888888888888	00.0	0.00	00.00	00000	0.00	00.0	8888888	00.00	0.00
		DESCRIPTION		SUPPLIES	SERVICES SERVICES	AUTO MAINTENANCE	SERVICES SERVICES SERVICES SERVICES	TRAINING	REPAIR E CAR	SUPPLIES SUPPLIES SUPPLIES SUPPLIES SUPPLIES		
		ACCNT	00000000000000000000000000000000000000	51195	5220 5220	5205	\$200 \$200 \$200 \$200	2300	5200	\$185 \$185 \$185 \$185 \$185 \$185		
o between '36923' and '36990'		NAME DEPT	ROBERT V JENSEN INC 6130 ROBERT V JENSEN INC 6160 ROBERT V JENSEN INC 6200 ROBERT V JENSEN INC 6200 ROBERT V JENSEN INC 6260 ROBERT V JENSEN INC 6200	SIGNMAX! 6200	STATE OF CA DEPARTM 6120 STATE OF CA DEPARTM 6120	SWANSON-FAHRNEY FOR 6120	TIM'S HEATING & A/C 6020 TIM'S HEATING & A/C 6020 TIM'S HEATING & A/C 6700 TIM'S HEATING & A/C 6020	TULARE COUNTY SHERI 6120	TULARE POLARIS 6200	UNIFIRST CORPORATIO 6700 UNIFIRST CORPORATIO 6700 UNIFIRST CORPORATIO 6700 UNIFIRST CORPORATIO 6020 UNIFIRST CORPORATIO 6260		
transact.check_no 3/21	GENERAL FUND	ISSUE DT VENDOR	10/02/20 11195 10/02/20 11195	10/02/20 10518	10/02/20 10085 10/02/20 10085	10/02/20 10303	10/02/20 14289 10/02/20 14289 10/02/20 14289 10/02/20 14289	10/02/20 14344	10/02/20 13356	10/02/20 13543 10/02/20 13543 10/02/20 13543 10/02/20 13543 10/02/20 13543		
SELECTION CRITERIA: ACCOUNTING PERIOD:	FUND - 100 - GE	ACCT CHECK NO	36981 36981 36981 36981 36981 36981 36981 36981 36981 36981 CHECK	36982	36983 36983 CHECK	36985	36986 36986 36986 36986 CHECK	36987	36988	36989 36989 36989 36989 36989 36989 CHECK	CASH ACCOUNT	FUND
SELECTION		CASH /	10001 10001 10001 10001 10001 10001 10001 10001	1001	1001 1001 TOTAL	1001	1001 1001 1001 1001 TOTAL	1001	1001	10001 10001 10001 10011 10011	TOTAL	TOTAL

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WLER	- BY FUND	
CITY OF FO	CHECK REGISTER - BY FUND	

SELECTION CRITERIA: transact.check_no between '36923' and '36990' ACCOUNTING PERIOD: 3/21

SUPERION DATE: 10/02/2020 TIME: 14:46:34

	AMOUNT	196.00	196.00	196.00
	SALES TAX	0.00	0.00	00.0
	DESCRIPTION SALES TAX	REIMBURSEMENT		
	ACCNT	5111		
	DEPT	208		
	NAME	KAZARIAN, KARNIG		
FUND - 208 - CARES FUNDING	CASH ACCT CHECK NO ISSUE DT VENDOR	10/02/20 13634		
ND - 208 - C	CT CHECK NO	36970	TOTAL CASH ACCOUNT	QND
E	CASH AC	1001	TOTAL C	TOTAL FUND

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PAGE NUMBER ACCTPA21					Ţ,	1,	.
A A			SALES TAX	00.00	0.00	0.00	0.00
			DESCRIPTION	SIGNS	BARRICADES		
R FUND			ACCNT	5195	5200		
CITY OF FOWLER CHECK REGISTER - BY FUND	.36990		DEPT	2100	2100		
35	SELECTION CRITERIA: transact.check_no between '36923' and '36990' ACCOUNTING PERIOD: 3/21		NAME	SAFETY NETWORK	ALERT-0-LITE, INC		
	transact.check_no 3/21	AS TAX	ISSUE DT VENDOR	09/28/20 10953	10/02/20 10007		
SUPERION DATE: 10/02/2020 TIME: 14:46:34	ON CRITERIA: ING PERIOD:	FUND - 210 - GAS TAX	CASH ACCT CHECK NO ISSUE DT	36948	36952	TOTAL CASH ACCOUNT	QNE
SUPERION DATE: 1(TIME: 14	SELECTI(ACCOUNT	FUR	CASH AC	1001	1001	TOTAL C	TOTAL FUND

AMOUNT 279.90 1,045.95 1,325.85 1,325.85

AMOUNT 20.00 20.00 20.00

> 0.00 0.00

0.00

RELEASE CDBG LIEN

----DESCRIPTION---- SALES TAX

ACCNT 5220

DEPT

NAME

FUND - 290 - LOW/MOD INC HOUSING ASSET

CASH ACCT CHECK NO ISSUE DT VENDOR

36929 09/18/20 10128

1001

TOTAL CASH ACCOUNT

TOTAL FUND

FRESNO COUNTY RECOR 2900

PAGE NUMBER: 10 ACCTPA21

CITY OF FOWLER	SELECTION CRITERIA: transact.check_no between '36923' and '36990'
CHECK REGISTER - BY FUND	ACCOUNTING PERIOD: 3/21
SUPERION DATE: 10/02/2020 TIME: 14:46:34	SELECTION CRITERIA: transact.che ACCOUNTING PERIOD: 3/21

	FUND
CITY OF FOWLER	CHECK REGISTER - BY F

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PAGE NUMBE ACCTPA21						
g A			SALES TAX	888888888888888888888888888888888888888	888888888888888888888888888888888888888	0000
			DESCRIPTION	SUPPLIES SUP	SUPPLIES	SERVICES SERVICES SERVICES
LER BY FUND			ACCNT		\$121 \$121 \$121 \$121 \$121 \$121 \$121 \$121	5621 5621 5621
CITY OF FOWLER REGISTER - BY	36990'		-	000000000000000000000000000000000000000	000000000000000	000
CI CHECK R	3' and '		DEPT	HARDWARE 5000	HARDWARE 5000	\$000 \$000 \$000
	sen 13692.			A A A A A A A A A A A A A A A A A A A	AACE AACE AACE AACE AACE AACE AACE AACE	ACCOUNTEMPS ACCOUNTEMPS ACCOUNTEMPS
	_no between		NAME	TOWN LEOWILL TOWN	FOWLER FOWLER FOWLER FOWLER FOWLER FOWLER FOWLER FOWLER FOWLER FOWLER FOWLER FOWLER FOWLER FOWLER	
	:.check_no		· VENDOR	114224477 14424477 144224477 144224477 144224477 144224477 144224477 144224477 144224477 14424477 14424477	14247 14247 14247 14247 14247 14247 14247 14247 14247 14247 14247 14247	14306 14306 14306
	transact 3/21	WATER	ISSUE DT	702000 702000 702000 702000 702000 702000 702000 702000 702000 702000 702000 702000 702000 702000 702000 70200 70200 70200 70200 70200 70200 70200 70200 702000 70200 70200 70200 70200 70200 70200 70200 70200 702000 70200 70200 70200 70200 70200 70200 70200 70200 702000 70200 70200 70200 70200 70200 70200 70200 70200 702000 70200 70200 70200 70200 70200 70200 70200 70200 702000 70200 70200 70200 70200 70200 70200 70200 70200 702000 70200 70200 70200 70200 70200 70200 70200 70200 702000 70200 70200 70200 70200 70200 70200 70200 70200 702000 70200 70200 70200 70200 70200 70200 70200 70200 702000 70200 70200 70200 70200 70200 70200 70200 70200 702000 70200 70200 70200 70200 70200 70200 70200 70200 702000 70200 70200 70200 70200 70200 70200 70200 70200 7020	09/24/20 09/24/20 09/24/20 09/24/20 09/24/20 09/24/20 09/24/20 09/24/20 09/24/20	10/02/20 10/02/20 10/02/20
)2/2020 16:34	CRITERIA: 5 PERIOD:	- 500 - W	CHECK NO	************************************	XX	36950 36950 36950
RION : 10/02/2 : 14:46:3	SELECTION C	FUND	ACCT	, ,	- CHE	
SUPER DATE: TIME:	SELE		CASH		10001 10001 10001 10001 10001 10001 10001 10001 10001	1001

319.12 339.92 357.41

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CITY OF FOWLER CHECK REGISTER - BY FUND SUPERION DATE: 10/02/2020 TIME: 14:46:34

SELECTION CRITERIA: transact.check_no between '36923' and '36990' ACCOUNTING PERIOD: 3/21

	AMOUNT	1,016.45	240.00 240.00 480.00	2,858.00	410.94	210.07 213.72 154.55 202.56 119.41 1,001.59	2,320.25	158.50	8,505.26	8,505.26
	SALES TAX	0.00	00.00	0.00	0.00	0000000	0.00	00.00	00.0	00.00
	DESCRIPTION		SERVICES SERVICES	CCR WORK	AUTO MAINTENANCE	FUEL FUEL FUEL FUEL FUEL FUEL	RENTAL	SUPPLIES		
	ACCNT		5160 5160	5220	5205	5210 5210 5210 5210 5210 5210	5180	5185		
	NAME DEPT		FRESNO MOBILE RADIO 5000 FRESNO MOBILE RADIO 5000	GEMINI GROUP, LLC 5000	R & R AUTO REPAIR S 5000	ROBERT V JENSEN INC 5000	SUNBELT RENTALS 5000	UNIFIRST CORPORATIO 5000		
ATER	ISSUE DT VENDOR		10/02/20 12567 10/02/20 12567	10/02/20 13970	10/02/20 10251	10/02/20 11195 10/02/20 11195 10/02/20 11195 10/02/20 11195 10/02/20 11195 10/02/20 11195	10/02/20 10763	10/02/20 13543		
FUND - 500 - WATER	CHECK NO	¥	36961 36961 X	36963	36979	36981 36981 36981 36981 36981	36984	36989	CASH ACCOUNT	_
FUND	CASH ACCT CHECK NO	TOTAL CHECK	1001 1001 TOTAL CHECK	1001	1001	1001 1001 1001 1001 1001 TOTAL CHECK	1001	1001	TOTAL CASH	TOTA! FUND

665.00 00.599 665.00

0.00 0.00 0.00

ADMIN FEE

92,068.94

0.00

AMOUNT

----DESCRIPTION---- SALES TAX

ACCNT 5621

DEPT 900

NAME NBS

FUND - 900 - PUBLIC FINANCING AUTH

CASH ACCT CHECK NO ISSUE DT VENDOR 1001 36990 10/02/20 10214

TOTAL CASH ACCOUNT

TOTAL REPORT TOTAL FUND

PAGE NUMBER: 13 ACCTPA21

CITY OF FOWLER CHECK REGISTER - BY FUND	TTERIA: transact.check no between '36923' and '36990'
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SELECTION CRITERIA: transact.check_no ACCOUNTING PERIOD: 3/21 SUPERION DATE: 10/02/20 TIME: 14:46:34

PAGE NUMBER: ACCTPA21

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CITY OF FOWLER CHECK REGISTER - BY FUND

SELECTION CRITERIA: transact.check_no='1030' ACCOUNTING PERIOD: 3/21

SUPERION DATE: 10/02/2020 TIME: 14:48:41

	SALES TAX AMOUNT	0.00 1,703.21	0.00 1,703.21	0.00 1,703.21	0.00 1,703.21
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FUND - 790 - FIRE STATION PROJECT		10/02/20 14341			
FUND - 790 - FJ	CASH ACCT CHECK NO ISSUE DT VENDOR	1001 1030	TOTAL CASH ACCOUNT	TOTAL FUND	TOTAL REPORT

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CITY OF FOWLER CHECK REGISTER - BY FUND

SELECTION CRITERIA: transact.check_no='1031' ACCOUNTING PERIOD: 3/21 SUPERION DATE: 10/02/2020 TIME: 14:49:19

FUND - 790 - FIR	FUND - 790 - FIRE STATION PROJECT	Ь				
CASH ACCT CHECK NO ISSUE DT VENDOR	ISSUE DT VENDOR	NAME DEPT	ACCNT	DESCRIPTION	SALES TAX	AMOUNT
1001 1031 1	10/02/20 14087	KLASSEN CORPORATION 790	1890	FIRE STIN PRGSS PMT	0.00	160,461.16
FOTAL CASH ACCOUNT					00.00	160,461.16
FOTAL FUND					00.00	160,461.16
FOTAL REPORT					00.0	160,461.16

MINUTES OF THE FOWLER CITY COUNCIL MEETING SEPTEMBER 15, 2020

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

Councilmembers Present:

Cardenas, Hammer, Kazarian, Parra, Rodriquez

City Staff Present:

City Manager/City Clerk Davis, City Attorney Cross, Police Chief Alcaraz, Finance Director Uyeda, Public Works Director Dominguez, Peters, Fire Chief Lopez, Senior Coordinator

Hernandez, Deputy City Clerk Burrola

PUBLIC PRESENTATIONS

Patic Jones, Fowler resident, had a question as to why the City's fire department did not respond in assisting the current wild fire at Big Creek.

Fire Chief Lopez responded to Mr. Jones' question. He said he denied the request due to the length of time the volunteer firefighters will need to attend due to them having full time jobs and other responsibilities. Chief Lopez said they are assisting in covering the remaining cities for fire calls.

COMMUNICATIONS

None.

STAFF REPORTS

Second Reading of Ordinance No. 2020-05

City Manager Davis said this ordinance streamlines the City's truck routes to minimize widespread deterioration of the local road system as a result of heavy truck traffic and to minimize traffic hazards and nuisance factors on streets adjacent to schools, residential parcels, parks and other areas not particularly compatible with heavy truck traffic. The ordinance has been amended to eliminate nineteen of the twenty three truck routes in the City including Adams Avenue.

Councilmember Kazarian made a motion to waive the second 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 Councilmember Rodriquez. The motion carried by voice vote: Ayes: Cardenas, Hammer, Kazarian, Parra, Rodriquez. Noes: None. Abstain: None. Absent: None.

City Manager's Report

COVID-19 Update: Great Plates Update and Restaurant Seating Area Discussion

City Manager Davis provided an update on the current COVID-19 cases in the City; there are 231 total cases, 216 closed and 2 deaths, leaving 15 open cases remaining in the City.

She said Finance Director Uyeda and Senior Coordinator, Yvonne Hernandez will be providing an update on the Great Plates Program. Finance Director Uyeda said 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. Mr. Uyeda said the program requirements and procedures are lengthy. In order to be eligible, senior citizens must be at high risk or unable to provide for themselves. Three meals are provided per day at a total cost of \$66.00; the City advances the funds and receives reimbursement as follows: FEMA 75%, State 18.75%, and the balance of 6.25% are the City's responsibility. He said the City of Sanger is currently the only city utilizing this program since March 2020. At this time the City of Sanger has not yet received any reimbursement and has accepted the fact that reimbursement may not happen until next year. Councilmember Kazarian asked how many participants the City currently has. He said he was provided with about 12 to 15 participants during the last meeting.

Senior Coordinator Hernandez joined via teleconference and said the City is currently serving forty seniors. Out of the forty, there are seven plus the two Councilmember Kazarian provided totaling to nine seniors that would qualify for the Great Plates program. Ms. Hernandez said the program has requirements in order to qualify and the City must certify their eligibility. Councilmember Kazarian expressed that he would like to move forward with the current total of seniors to participate in the program and add more participants as the program continues month to month. Councilmember Parra suggested continuing to talk to the restaurant owners and see if other restaurants would like to participate. A discussion took place on the participating restaurants and the guidelines to participate. The consensus of the Council is to direct staff to move forward in the participation of the program.

Restaurant Seating Area Discussion

City Manager Davis said during the last meeting, Council agreed to postpone the additional second seating area and bring it back to the Council for further discussion. Councilmember Kazarian addressed the chain of events that transpired during that last meeting. A discussion arose on whether or not the restaurant owners were in favor of the second seating enclosure. Mayor Cardenas said during the last meeting it was agreed to postpone the second seating enclosure in order to see if there was enough funds in the budget.

PUBLIC WORKS REPORT

Public Works Director Dominguez said he is preparing a State Water meter grant opportunity to present for the next Council meeting. He said the water meters will be replaced if the grant is approved. This will eliminate issues that are currently happening with the water meters and inconsistent billing cycles. Mr. Dominguez stated that he is making sure that this issue is a priority and he is working on correcting it.

FINANCE DIRECTOR'S REPORT

Discussion/Direction on Cares Act Funding Allocation

Finance Director Uyeda said 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 the funds. He said the City of Fowler's allocation is \$79,688 this is issued in 6 monthly installments that began July 31, 2020.

Initially the only expenditure that was fully authorized was Public Safety. He said the City had not received the full \$79,688 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. He said none of the funds were used to offset the shortfall in City Sales Tax Revenues. Mr. Uyeda attached a report showing current and anticipated costs related to the \$79,688. He said the March 2020 to June 2021 projection was requested by the State in hopes of obtaining additional CARES funding.

Councilmember Kazarian said if the second area seating enclosure has already been allocated in the report plus what the Chamber of Commerce contributed this would cover the costs for the second enclosure, he expressed that the City can now move forward with the enclosure. Mayor Cardenas thanked Mr. Uyeda for providing the information and expressed the importunacy on where the funds are being distributed. A discussion took place on the current and anticipated costs related to the allotment amount funded. The consensus of the Council is to move forward with the second outdoor seating enclosure and to utilize the CARES funding allotments provided.

POLICE DEPARTMENT REPORT

Police Chief Alcaraz said he is sending available officers to the Big Creek fire to assist with law enforcement services.

FIRE DEPARTMENT REPORT

Fire Chief Lopez provided information on year to date call statistics.

He provided additional information on the current situation regarding the Big Creek fire.

CITY ATTORNEY'S REPORT

No report was given.

CONSENT CALENDAR

The consent calendar consisted of: A) Ratification of Warrants – September 15, 2020, 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"

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

COMMITTEE REPORTS

No reports were given.

The meeting adjourned to a closed session at 8:22 p.m.

CLOSED SESSION

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

The Council reconvened into open session at 8:41 p.m. with no reportable action taken.

ADJOURNMENT

Having no further business, Councilmember Parra made a motion, seconded by Councilmember Rodriquez to adjourn. The motion carried and the meeting adjourned at 8:42 p.m.

MINUTES OF THE FOWLER CITY COUNCIL SPECIAL MEETING SEPTEMBER 29, 2020

Mayor Cardenas called the meeting to order at 6:04 p. m. Roll call was taken.

Councilmembers Present: Hammer, Kazarian, Kazarian, Rodriquez. Via teleconference: Parra.

City Staff Present: City Manager Davis, City Attorney Cross

PUBLIC PRESENTATIONS

There were no public presentations.

CLOSED SESSION

The meeting was adjourned to a closed session at 6:08 p.m. to discuss:

- ◆ Pursuant to Government Code Section 54957 Public Employee Performance Evaluation Title: City Manager
- Pursuant to Government Code Section 54957.6 Conference with Labor Negotiator Agency designated representative: City Attorney Scott G. Cross Unrepresented Employee: City Manager
- ◆ Pursuant to Government Code Section 54957 Public Employee Appointment/Employment Title: City Manager
- ◆ Pursuant to Government Code Section 54956.9(d)(1) Conference with Legal Counsel Existing Litigation <u>City of Fowler v. The Dow Chemical Co. et al. San Francisco Superior Court Case No. CGC – 18-567967</u>

The meeting reconvened to open session at 6:49 p.m. with no reportable action taken.

ADJOURNMENT

Having no further business, Councilmember Kazarian made a motion, seconded by Councilmember Rodriquez to adjourn. The motion carried and the meeting adjourned at 6:50 p.m.