

RESOLUTION NO. 2481

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FOWLER
EXTENDING THE TEMPORARY OUTDOOR BUSINESS OPERATIONS
ASSISTANCE PROGRAM FOR RESTAURANTS, RETAIL BUSINESSES, AND
SERVICE BUSINESSES IN THE CITY**

WHEREAS, the City Council of the City of Fowler declared a local emergency on March 17, 2020, with the approval of Resolution No. 2461, as a result of the threatened spread of COVID-19 in the City, surrounding areas, and the state; and

WHEREAS, the Governor's adopted Executive Order N-33-20 on March 19, 2020, which ordered a Statewide stay at home/stay in place order ("Stay at Home Order") to address the threatened spread of COVID-19, allowing only essential businesses to remain open; and

WHEREAS, to address the needs of various businesses in the City which were forced to close, cease or limit indoor operations, and/or operate at decreased capacities to accommodate required physical separation (social distancing) and other requirements of the various state and county orders actions, the City, with the approval of Resolution Nos. 2470 and 2474, approved a temporary permit program for certain businesses operating in the City to seek a temporary permit to conduct business operations and perform services outdoors, subject to certain requirements; and

WHEREAS, in connection with the temporary permit program, the City approved Resolution No. 2475 approving a temporary Outdoor Business Operations Assistance Program ("Program"), funded with \$10,000 of 2020 Coronavirus Relief funds, which funding was available to eligible businesses in the City for a limited period of time; and

WHEREAS, the Program funding was not fully utilized and the eligibility period has expired under the original Program, and the City desires to extend the eligibility period of the Program but reduce the available Program funding to allow eligible businesses to continue to seek the funding assistance under the Program; and

WHEREAS, the City expended funds to make certain outdoor seating and related improvements along Merced Street in the City's downtown which are utilized by three businesses and alleviated the need for those three businesses to participate in the Program, and as such, the City finds that those three businesses which utilize the outdoor seating areas installed by the City should be ineligible under the Program.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF FOWLER
RESOLVES AS FOLLOWS:**

1. The temporary Outdoor Business Operations Assistance Program approved by Resolution No. 2475 shall remain in effect until March 1, 2021, unless modified or rescinded by subsequent resolution of the City Council, and the Program is hereby modified as follows:

(a) The funding available under the Program is reduced from \$10,000.00 to \$5,000.00.

(b) The Program shall be administered as a reimbursement program, and the eligible Business Establishment must submit proof that the eligible items were purchased between June 17, 2020 and March 1, 2021.

(c) All applications/requests for reimbursement under the Program must be received by the City no later than March 15, 2021 to be considered.

(d) The following three businesses located along Merced Street in the City are ineligible under the Program: Kebab Grill, Chinese Restaurant, and Ana's Restaurant.

2. All other Program requirements shall remain as established with the approval of Resolution No. 2475 and as described therein, unless modified or rescinded by subsequent resolution of the City Council.

The foregoing resolution of the City Council of the City of Fowler was duly and regularly introduced, passed and adopted at a regular meeting of the City Council on November 17, 2020, by the following vote:

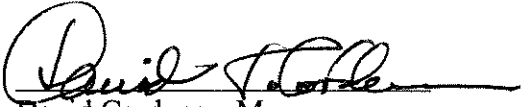
AYES: Cardenas, Hammer, Kazarian, Parra

NOES: None

ABSENT: None

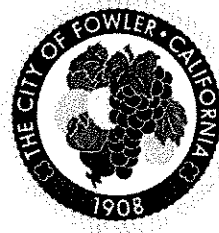
ABSTAIN: Rodriquez

APPROVED:


David Cardenas, Mayor

ATTEST:


Jeannie Davis, City Clerk



“The Blossom Trail City”

APPLICATION for REIMBURSEMENT

City of Fowler
Temporary Outdoor Business Operations Assistance Program Extension
Resolution 2481

Program Requirements:

1. Only Business Establishments with active and valid business licenses with the City of Fowler are eligible for this program.
2. This program is available only to eligible Business Establishments who obtain a temporary permit from the City pursuant to either Resolution No. 2470 or Resolution No. 2474 and who expend money or incur expenses for the purchase of furniture, equipment and related items in order to locate seating or operate business activities and services outdoors.
3. The program shall be administered as a reimbursement program, and the eligible Business Establishment must submit proof that the eligible items were purchased between June 17, 2020 and March 1, 2021. For example, tables, chairs, umbrellas, misters, heaters, and similar items or equipment may be eligible. However, items or equipment purchased before June 17, 2020, are not eligible for reimbursement; and moving existing tables, chairs, and other items or equipment outdoors to operate or perform services outdoors will not be eligible for reimbursement.
4. The eligible Business Establishment will receive reimbursement from available program funds for eligible items purchased and used for outdoor seating or outdoor business operations and services. Reimbursement to a Business Establishment may not exceed Five Hundred Dollars (\$500.00).
5. These funds are considered taxable income under Federal and State tax regulations. Therefore, IRS Form W-9 must be submitted with your application and a Form 1099 will be issued at year end.

Procedure for Reimbursement:

- a. The participant must receive approval from the City before the purchase is made to insure it is within the guidelines listed above. If the purchase has already been made, the City reserves the right to disallow the reimbursement if it does not conform to the guidelines listed above.
- b. Participant shall submit ORIGINAL Vendor invoice(s) dated between June 17, 2020 and March 1, 2021.
- c. Each invoice must be in the Participant's name, no third parties.
- d. Each invoice must be marked "paid in full" and signed by the business owner or shown by other means that the invoice was paid, credit receipt, etc.
- e. Each invoice will be listed on the attached form and submitted weekly (Friday) for reimbursement.
- f. Once the City receives the invoice, the City will process and issue reimbursement checks by the following Friday.

I wish to participate in the City of Fowler's Business Assistance Plan. By signing this agreement, I certify that I understand the program requirements as listed above and agree to follow the procedures.

Business Name: _____

Business Address: _____

Business Telephone: _____

Authorized Signature and Title: _____

Date: _____

City Acceptance: _____ Date _____