



**SPECIAL MEETING OF THE FOWLER CITY COUNCIL  
AGENDA  
TUESDAY, NOVEMBER 15, 2022  
6:00 P.M.  
CITY COUNCIL CHAMBER  
128 SOUTH 5TH STREET  
FOWLER, CA 93625**

In compliance with the Americans with Disabilities Act, if you need assistance or accommodations to access the City Council Chambers or participate in this meeting, please contact the Clerk at (559) 834-3113 x102. Notification at least 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility.

City Council meetings are open to the public at the physical address listed above. There are numerous ways to participate in the City Council meetings: you may attend in person, you may appear by telephone as described below, or you may submit written comments via email to [avasquez@ci.fowler.ca.us](mailto:avasquez@ci.fowler.ca.us). Please include your name and reference the agenda item you are commenting on, if any. Written comments received that do not specify an agenda item will be marked for the general public comment portion of the agenda. Emails received by 8:00 am on the date of the meeting will be provided to the City Council at the meeting and made part of the record of proceedings but will not be read aloud.

En cumplimiento con la Acta de Americanos con Discapacidades si necesita asistencia o adaptaciones para acceder a las Cámaras del Concejo de la Ciudad o participar en esta reunión, comuníquese con el secretario de la ciudad al (559) 834-3113 x102. También puede ponerse en contacto con el secretario si necesita servicios de traducción. La notificación al menos 48 horas antes de la reunión permitirá a la Ciudad hacer arreglos razonables para garantizar la accesibilidad.

Consistent with Government Code 54953 as amended by AB 361, and City Council Resolution No. 2522, this meeting may be accessed by members of the public or City Council members via Zoom.

**The telephone number and Zoom link listed below will provide access to the meeting via teleconference or video conference.**

<https://us06web.zoom.us/j/82483552745?pwd=aDdmZWpwaHdRMzV6M1lOOThkaDdmQT09>

**Telephone Number: (253) 215-8782**

**Meeting ID: 824 8355 2745**

**Passcode: 754870**

**Persons accessing the meeting will have an opportunity to provide comments at appropriate times during the meeting. To speak during a public comment period, press \*9 on your phone to raise your hand or click “raise hand” in the webinar. At the appropriate time, you will be prompted to unmute yourself, and asked to identify yourself when providing public comment.**

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

Resolutions and Ordinances - 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.

1. Meeting Called to Order
2. Roll Call
3. Invocation by Pastor Jesus Valencia from Vision Church
4. Pledge of Allegiance
5. Public Comment

*This portion of the meeting is 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.*

6. Consent Calendar

*Items on the Consent Calendar are considered routine and include a recommended action from Staff and shall be acted on by one motion of the Council. If a Councilmember requests additional information or would like to pull an item for discussion, that item shall be pulled from the Consent Calendar and acted upon separately. A Councilmember may register an action on an individual item without pulling the item from the Consent Calendar. A motion to approve the Consent Calendar is deemed to include a motion to waive the full reading of any ordinance or resolution on the Consent Calendar. For adoption of ordinances, only those which received a unanimous vote of the Councilmembers present at introduction shall be eligible for placement on the Consent Calendar.*

6-A. RATIFY Warrants for November 15, 2022

6-B. APPROVE Minutes of the November 1, 2022 City Council Meeting

6-C. APPROVE Resolution No. 2607, A Resolution of the City Council of the City of Fowler Authorizing Remote Teleconferencing for City Council Meetings and

Commission Meetings During Declared State of Emergency in Accordance with Government Code Section 54953 (AB 361) (City Attorney)

- 6-D. APPROVE Resolution No. 2608 Authorizing the City Manager to execute documents related to the City of Fowler Permanent Local Housing Allocation (PLHA) Grant Application and Award (Planning)
- 6-E. APPROVE disposal of two inoperable vehicles within the Public Works Department (Finance)
- 6-F. Actions pertaining to the purchase and upfitting of one replacement Police Department patrol vehicle from insurance proceeds (Police)

The purchase and upfitting cost for the replacement vehicle include the following:

- 1. AUTHORIZE the Chief of Police to enter into agreement with 72 Hour LLC dba National Auto Fleet Group (72 Hour) National Auto Fleet group in the amount of \$48,322.67 for the purchase of one 2022 Dodge Durango Pursuit V-8 AWD police vehicle
  - 2. AUTHORIZE the Chief of Police to enter into an agreement with LEHR Auto Electric in an amount not to exceed \$22,000 for the upfitting of one 2022 Dodge Durango Pursuit V-8 AWD police vehicles
- 6-G. Actions pertaining to Fresno Council of Governments (COG) 2023 Cycle 6 Regional Active Transportation Program (ATP):
  - 1. APPROVE Resolution No. 2609 Supporting the West Side Alternative Transportation Grant and Authorizing the City Manager to execute documents related to the Fresno Council of Governments Cycle 6 Regional Active Transportation Program Grant Application
  - 2. APPROVE Resolution No. 2610 Supporting the Fremont Elementary/Marshall Elementary/Fowler High School Safe Routes to School Grant and Authorizing the City Manager to execute documents related to the Fresno Council of Governments Cycle 6 Regional Active Transportation Program Grant Application
- 7. Contested Consent Calendar - Items pulled from the Consent Calendar will be heard individually immediately after action is taken on the Consent Calendar.
- 8. General Administration
  - 8-A. City Attorney
    - i. Discuss and Provide Direction on a Potential Card Room and Gaming Club (Card Room) Ordinance
- 9. Staff Communications (City Manager)
- 10. Councilmember Reports and Comments
- 11. Adjourn

Next Ordinance No. 2022-09  
Next Resolution No. 2611

*CERTIFICATION: I, Angela Vasquez, Deputy City Clerk of the City of Fowler, California, hereby certify that the foregoing agenda was posted for public review on Thursday, November 10, 2022.*

*Angela Vasquez*

Angela Vasquez  
Deputy City Clerk

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CITY OF FOWLER  
WARRANTS LIST  
November 15, 2022

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	<u>CHECK NUMBERS</u>	<u>CHECK DATES</u>	<u>AMOUNT</u>
<u>ACCOUNTS PAYABLE CHECKS</u>			
Regular checks	40394-40482	November 2 thru November 9	\$ 897,313.79
TOTAL ACCOUNTS PAYABLE CHECKS			<u>\$ 897,313.79</u>
<u>PAYROLL COSTS</u>			
TOTAL PAYROLL COSTS			<u>\$ -</u>
TOTAL CASH DISBURSEMENTS			<u>\$ 897,313.79</u>

**NOTE:**

Check #40363

Void check

Check #40409

Void check

SUPERION  
DATE: 11/09/2022  
TIME: 14:12:12

CITY OF FOWLER  
CHECK REGISTER - DISBURSEMENT FUND

PAGE NUMBER: 1  
ACCTPA21

SELECTION CRITERIA: transact.check\_no between '40394' and '40482'  
ACCOUNTING PERIOD: 5/23

FUND - 100 - GENERAL FUND

CASH ACCT	CHECK NO	ISSUE DT	VENDOR	NAME	DEPT	-----DESCRIPTION-----	SALES TAX	AMOUNT
1001	40394	11/02/22	14739	ALCANTER, LINDA	500	UB REFUND	0.00	0.10
1001	40395	11/02/22	14519	AMAZON CAPITAL SERVICES	6025	SUPPLIES CTY CLRK	0.00	24.36
1001	40395	11/02/22	14519	AMAZON CAPITAL SERVICES	6010	TRUNK OR TREAT	0.00	47.92
1001	40395	11/02/22	14519	AMAZON CAPITAL SERVICES	6200	SUPPLIES STREET TRUCK	0.00	135.23
TOTAL	CHECK						0.00	207.51
1001	40396	11/02/22	14614	ANTHONY ARANDA	6200	REIMB ARANDA CANDY	0.00	86.82
1001	40397	11/02/22	10549	AT&T MOBILITY	6120	INTERSTATE	0.00	914.89
1001	40398	11/02/22	14330	B&P PEST PROS	6020	PEST CONTROL 10/27/22	0.00	90.00
1001	40398	11/02/22	14330	B&P PEST PROS	6130	PEST CONTROL 10/27/22	0.00	95.00
1001	40398	11/02/22	14330	B&P PEST PROS	6700	PEST CONTROL 10/27/22	0.00	95.00
TOTAL	CHECK						0.00	280.00
1001	40399	11/02/22	14743	BARELA, STEVEN	500	UB REFUND	0.00	90.83
1001	40400	11/02/22	12489	BATTERY SYSTEMS INC	6120	BATTERY #50	0.00	163.10
1001	40401	11/02/22	11291	THE BUSINESS JOURNAL	6150	PUB NOT-LANDSC	0.00	151.25
1001	40401	11/02/22	11291	THE BUSINESS JOURNAL	6150	PUB HEAR-P.C.	0.00	316.25
TOTAL	CHECK						0.00	467.50
1001	40402	11/02/22	11970	CENTRAL VALLEY TOXICOLOG	6120	ETHYL ALCOHOL	0.00	40.00
1001	40403	11/02/22	14616	CENTURION COIN & EMBLEM	6120	FOPD PINK PATCHES	0.00	416.68
1001	40404	11/02/22	10064	COLONIAL LIFE INSURANCE	100	EMP DED OCT22	0.00	47.42
1001	40404	11/02/22	10064	COLONIAL LIFE INSURANCE	100	EMP DED OCT22	0.00	195.30
TOTAL	CHECK						0.00	242.72
1001	40405	11/02/22	14356	COMCAST	6700	CABLE 10/25-11/24	0.00	215.50
1001	40405	11/02/22	14356	COMCAST	6120	COMCAST BUSINESS	0.00	719.35
TOTAL	CHECK						0.00	934.85
1001	40406	11/02/22	11226	COMMUNITY MEDICAL CENTER	6120	BLOOD DRAW	0.00	175.00
1001	40407	11/02/22	10124	COUNTY OF FRESNO	6120	DISPATCH SVC OCT 22	0.00	8,740.82
1001	40408	11/02/22	14188	DATA TICKET	6120	CITATION PROCESSING	0.00	281.00
1001	40409	11/02/22	13497	EJM DIGITAL LLC	8500	DENTAL BENEFITS NOV22	0.00	6.56
1001	40409	11/02/22	13497	EJM DIGITAL LLC	6400	DENTAL BENEFITS NOV22	0.00	33.18
1001	40409	11/02/22	13497	EJM DIGITAL LLC	6700	DENTAL BENEFITS NOV22	0.00	33.18
1001	40409	11/02/22	13497	EJM DIGITAL LLC	6025	DENTAL BENEFITS NOV22	0.00	36.50
1001	40409	11/02/22	13497	EJM DIGITAL LLC	6030	DENTAL BENEFITS NOV22	0.00	63.09
1001	40409	11/02/22	13497	EJM DIGITAL LLC	6150	DENTAL BENEFITS NOV22	0.00	86.25
1001	40409	11/02/22	13497	EJM DIGITAL LLC	6020	DENTAL BENEFITS NOV22	0.00	143.98
1001	40409	11/02/22	13497	EJM DIGITAL LLC	6160	DENTAL BENEFITS NOV22	0.00	185.79
1001	40409	11/02/22	13497	EJM DIGITAL LLC	6260	DENTAL BENEFITS NOV22	0.00	199.08
1001	40409	11/02/22	13497	EJM DIGITAL LLC	5000	DENTAL BENEFITS NOV22	0.00	280.66

SUPERION  
DATE: 11/09/2022  
TIME: 14:12:12

CITY OF FOWLER  
CHECK REGISTER - DISBURSEMENT FUND

PAGE NUMBER: 2  
ACCTPA21

SELECTION CRITERIA: transact.check\_no between '40394' and '40482'  
ACCOUNTING PERIOD: 5/23

FUND - 100 - GENERAL FUND

CASH ACCT	CHECK NO	ISSUE DT	VENDOR	NAME	DEPT	-----DESCRIPTION-----	SALES TAX	AMOUNT
1001	40409	11/02/22	13497	EJM DIGITAL LLC	6200	DENTAL BENEFITS NOV22	0.00	301.92
1001	40409	11/02/22	13497	EJM DIGITAL LLC	6120	DENTAL BENEFITS NOV22	0.00	852.69
1001	40409	11/02/22	13497	EJM DIGITAL LLC	100	DENTAL BENEFITS NOV22	0.00	1,387.10
1001	40409 V	11/02/22	13497	EJM DIGITAL LLC	8500	DENTAL BENEFITS NOV22	0.00	-6.56
1001	40409 V	11/02/22	13497	EJM DIGITAL LLC	6400	DENTAL BENEFITS NOV22	0.00	-33.18
1001	40409 V	11/02/22	13497	EJM DIGITAL LLC	6700	DENTAL BENEFITS NOV22	0.00	-33.18
1001	40409 V	11/02/22	13497	EJM DIGITAL LLC	6025	DENTAL BENEFITS NOV22	0.00	-36.50
1001	40409 V	11/02/22	13497	EJM DIGITAL LLC	6030	DENTAL BENEFITS NOV22	0.00	-63.09
1001	40409 V	11/02/22	13497	EJM DIGITAL LLC	6150	DENTAL BENEFITS NOV22	0.00	-86.25
1001	40409 V	11/02/22	13497	EJM DIGITAL LLC	6020	DENTAL BENEFITS NOV22	0.00	-143.98
1001	40409 V	11/02/22	13497	EJM DIGITAL LLC	6160	DENTAL BENEFITS NOV22	0.00	-185.79
1001	40409 V	11/02/22	13497	EJM DIGITAL LLC	6260	DENTAL BENEFITS NOV22	0.00	-199.08
1001	40409 V	11/02/22	13497	EJM DIGITAL LLC	5000	DENTAL BENEFITS NOV22	0.00	-280.66
1001	40409 V	11/02/22	13497	EJM DIGITAL LLC	6200	DENTAL BENEFITS NOV22	0.00	-301.92
1001	40409 V	11/02/22	13497	EJM DIGITAL LLC	6120	DENTAL BENEFITS NOV22	0.00	-852.69
1001	40409 V	11/02/22	13497	EJM DIGITAL LLC	100	DENTAL BENEFITS NOV22	0.00	-1,387.10
TOTAL	CHECK						0.00	0.00
1001	40410	11/02/22	13678	FEDEX	6120	FEDEX POSTAGE	0.00	24.20
1001	40411	11/02/22	10113	FOWLER ACE HARDWARE	6120	PARK KEYS	0.00	21.56
1001	40411	11/02/22	10113	FOWLER ACE HARDWARE	6120	CORD	0.00	22.48
1001	40411	11/02/22	10113	FOWLER ACE HARDWARE	6120	PADLOCKS	0.00	104.08
TOTAL	CHECK						0.00	148.12
1001	40412	11/02/22	14245	FOWLER ACE HARDWARE	6200	STREET SUPPLIES	0.00	655.27
1001	40413	11/02/22	14246	FOWLER ACE HARDWARE	6020	ADMIN SUPPLIES	0.00	107.26
1001	40414	11/02/22	14247	FOWLER ACE HARDWARE	5000	WATER DEPT SUPPLIES	0.00	594.04
1001	40415	11/02/22	14249	FOWLER ACE HARDWARE	6260	PARKS SUPPLIES	0.00	127.02
1001	40416	11/02/22	14252	FOWLER ACE HARDWARE	6700	FLUSH VALVE	0.00	21.68
1001	40417	11/02/22	10488	FOWLER UNIFIED SCHOOL DI	6120	AUG BILL FUEL	0.00	3,551.61
1001	40417	11/02/22	10488	FOWLER UNIFIED SCHOOL DI	6120	JULY BILL FUEL	0.00	3,582.98
1001	40417	11/02/22	10488	FOWLER UNIFIED SCHOOL DI	6120	SEPT BILL FUEL	0.00	3,715.91
TOTAL	CHECK						0.00	10,850.50
1001	40418	11/02/22	10126	FRESNO COUNTY TAX COLLEC	6020	PROP TAX 22/23	0.00	248.97
1001	40418	11/02/22	10126	FRESNO COUNTY TAX COLLEC	6020	PROP TAX 22/23	0.00	248.97
1001	40418	11/02/22	10126	FRESNO COUNTY TAX COLLEC	6020	PROP TAX 22/23	0.00	248.97
1001	40418	11/02/22	10126	FRESNO COUNTY TAX COLLEC	6020	PROP TAX 22/23	0.00	248.97
1001	40418	11/02/22	10126	FRESNO COUNTY TAX COLLEC	6020	PROP TAX 22/23	0.00	248.97
1001	40418	11/02/22	10126	FRESNO COUNTY TAX COLLEC	6020	PROP TAX 22/23	0.00	248.97
1001	40418	11/02/22	10126	FRESNO COUNTY TAX COLLEC	6020	PROP TAX 22/23	0.00	248.97
1001	40418	11/02/22	10126	FRESNO COUNTY TAX COLLEC	6020	PROP TAX 22/23	0.00	248.97
1001	40418	11/02/22	10126	FRESNO COUNTY TAX COLLEC	6020	PROP TAX 22/23	0.00	248.97
1001	40418	11/02/22	10126	FRESNO COUNTY TAX COLLEC	6020	PROP TAX 22/23	0.00	248.97
TOTAL	CHECK						0.00	2,614.19

SUPERION  
DATE: 11/09/2022  
TIME: 14:12:12

CITY OF FOWLER  
CHECK REGISTER - DISBURSEMENT FUND

PAGE NUMBER: 3  
ACCTPA21

SELECTION CRITERIA: transact.check\_no between '40394' and '40482'  
ACCOUNTING PERIOD: 5/23

FUND - 100 - GENERAL FUND

CASH ACCT	CHECK NO	ISSUE DT	VENDOR	NAME	DEPT	-----DESCRIPTION-----	SALES TAX	AMOUNT
1001	40419	11/02/22	10141	H & H TIRE SERVICES #3,	6120	FLAT REPAIR #80	0.00	20.00
1001	40420	11/02/22	13127	HEALTHWISE SERVICES	6120	38 GALLON PHARM	0.00	286.25
1001	40420	11/02/22	13127	HEALTHWISE SERVICES	6120	38 GALLON PHARM	0.00	648.75
TOTAL CHECK							0.00	935.00
1001	40421	11/02/22	11862	YVONNE HERNANDEZ	6400	LIGHTS TRUNK OR TREAT	0.00	70.42
1001	40421	11/02/22	11862	YVONNE HERNANDEZ	6400	HAY TRUNK OR TREAT	0.00	180.75
TOTAL CHECK							0.00	251.17
1001	40422	11/02/22	14671	HERO ALLIANCE	6400	CHRCTR-TRNK OR TREAT	0.00	525.00
1001	40423	11/02/22	14744	HIYAMA, GENE	500	UB REFUND	0.00	73.53
1001	40424	11/02/22	14740	ISABEL FRUTIS	500	UB REFUND	0.00	100.00
1001	40425	11/02/22	13496	KEENAN & ASSOCIATES	6400	HEALTH BENEFITS NOV22	0.00	768.90
1001	40425	11/02/22	13496	KEENAN & ASSOCIATES	6700	HEALTH BENEFITS NOV22	0.00	768.90
1001	40425	11/02/22	13496	KEENAN & ASSOCIATES	6025	HEALTH BENEFITS NOV22	0.00	797.72
1001	40425	11/02/22	13496	KEENAN & ASSOCIATES	6160	HEALTH BENEFITS NOV22	0.00	1,127.10
1001	40425	11/02/22	13496	KEENAN & ASSOCIATES	6030	HEALTH BENEFITS NOV22	0.00	1,269.81
1001	40425	11/02/22	13496	KEENAN & ASSOCIATES	6020	HEALTH BENEFITS NOV22	0.00	1,445.16
1001	40425	11/02/22	13496	KEENAN & ASSOCIATES	6150	HEALTH BENEFITS NOV22	0.00	1,753.23
1001	40425	11/02/22	13496	KEENAN & ASSOCIATES	100	HEALTH BENEFITS NOV22	0.00	2,366.40
1001	40425	11/02/22	13496	KEENAN & ASSOCIATES	6260	HEALTH BENEFITS NOV22	0.00	2,388.10
1001	40425	11/02/22	13496	KEENAN & ASSOCIATES	6200	HEALTH BENEFITS NOV22	0.00	4,718.61
1001	40425	11/02/22	13496	KEENAN & ASSOCIATES	5000	HEALTH BENEFITS NOV22	0.00	7,087.97
1001	40425	11/02/22	13496	KEENAN & ASSOCIATES	6120	HEALTH BENEFITS NOV22	0.00	11,250.60
TOTAL CHECK							0.00	35,742.50
1001	40426	11/02/22	14485	KOFF & ASSOCIATES, INC.	6020	CLASS & COMP STUDY	0.00	1,560.00
1001	40427	11/02/22	10350	LK DESIGN	6020	WEBSITE 7/1-9/30	0.00	450.00
1001	40428	11/02/22	14750	MATHEW SALAS	6120	REIMB SALAS CANDY	0.00	51.28
1001	40429	11/02/22	10201	METRO UNIFORM & ACCESSOR	6120	PATCH, NAMETAPE	0.00	29.37
1001	40429	11/02/22	10201	METRO UNIFORM & ACCESSOR	6120	SEWING-SALAS	0.00	69.01
1001	40429	11/02/22	10201	METRO UNIFORM & ACCESSOR	6120	BOOTS - MACIAS	0.00	126.36
1001	40429	11/02/22	10201	METRO UNIFORM & ACCESSOR	6120	UNIFORM-SALAS	0.00	180.43
1001	40429	11/02/22	10201	METRO UNIFORM & ACCESSOR	6120	ICON PANTS - MACIAS	0.00	185.15
1001	40429	11/02/22	10201	METRO UNIFORM & ACCESSOR	6120	ICON PANTS - MACIAS	0.00	185.15
1001	40429	11/02/22	10201	METRO UNIFORM & ACCESSOR	6120	BODY ARMOR-SALAS	0.00	1,009.05
1001	40429	11/02/22	10201	METRO UNIFORM & ACCESSOR	6120	BODY ARMOR-YANG	0.00	1,009.05
TOTAL CHECK							0.00	2,793.57
1001	40430	11/02/22	14741	MISKULIN, GREGORY N	500	UB REFUND	0.00	67.67
1001	40431	11/02/22	10237	P G & E - SACRAMENTO	6200	1292 MILLAR 10/27/22	0.00	9.53
1001	40431	11/02/22	10237	P G & E - SACRAMENTO	6200	692 HILL AVE 10/21/22	0.00	13.54
1001	40431	11/02/22	10237	P G & E - SACRAMENTO	2250	MANN/GOLD ST 10/25/22	0.00	15.28
1001	40431	11/02/22	10237	P G & E - SACRAMENTO	2250	MAN/GLDST 10/27/22	0.00	43.84



SUPERION  
DATE: 11/09/2022  
TIME: 14:12:12

CITY OF FOWLER  
CHECK REGISTER - DISBURSEMENT FUND

PAGE NUMBER: 4  
ACCTPA21

SELECTION CRITERIA: transact.check\_no between '40394' and '40482'  
ACCOUNTING PERIOD: 5/23

FUND - 100 - GENERAL FUND

CASH ACCT	CHECK NO	ISSUE DT	VENDOR	NAME	DEPT	-----DESCRIPTION-----	SALES TAX	AMOUNT
1001	40431	11/02/22	10237	P G & E - SACRAMENTO	6200	630 W FRESNO 10/21/22	0.00	76.19
1001	40431	11/02/22	10237	P G & E - SACRAMENTO	6200	429 E MERCED10/25/22	0.00	77.09
1001	40431	11/02/22	10237	P G & E - SACRAMENTO	2250	MERCED/8TH10/27/22	0.00	88.73
1001	40431	11/02/22	10237	P G & E - SACRAMENTO	2250	700 MERCED #A10/27/22	0.00	106.76
1001	40431	11/02/22	10237	P G & E - SACRAMENTO	2250	GLDST/MAN SIG10/27/22	0.00	109.64
1001	40431	11/02/22	10237	P G & E - SACRAMENTO	6150	122 S 5TH #A 10/27/22	0.00	169.56
1001	40431	11/02/22	10237	P G & E - SACRAMENTO	5000	325 S 5TH 10/27/22	0.00	259.79
1001	40431	11/02/22	10237	P G & E - SACRAMENTO	6130	220 E MAIN 10/25/22	0.00	640.08
TOTAL CHECK							0.00	1,610.03
1001	40432	11/02/22	10251	R & R AUTO REPAIR SHOP	6120	OIL CHANGE #50	0.00	71.67
1001	40433	11/02/22	14742	RODRIGUEZ, YVONNE	500	UB REFUND	0.00	84.37
1001	40434	11/02/22	10085	STATE OF CA DEPARTMENT O	6120	BAC ANALYSIS-SEP22	0.00	70.00
1001	40435	11/02/22	14735	VALLEY PACIFIC BUILDERS, 7300		PAYMENT #2 SOLAR PROJ	0.00	77,510.26
1001	40436	11/02/22	11335	VISION SERVICE PLAN - (C 8500		VISION BENEFITS NOV22	0.00	1.76
1001	40436	11/02/22	11335	VISION SERVICE PLAN - (C 6025		VISION BENEFITS NOV22	0.00	4.93
1001	40436	11/02/22	11335	VISION SERVICE PLAN - (C 6400		VISION BENEFITS NOV22	0.00	9.85
1001	40436	11/02/22	11335	VISION SERVICE PLAN - (C 6700		VISION BENEFITS NOV22	0.00	9.85
1001	40436	11/02/22	11335	VISION SERVICE PLAN - (C 6150		VISION BENEFITS NOV22	0.00	12.80
1001	40436	11/02/22	11335	VISION SERVICE PLAN - (C 6030		VISION BENEFITS NOV22	0.00	22.84
1001	40436	11/02/22	11335	VISION SERVICE PLAN - (C 6160		VISION BENEFITS NOV22	0.00	34.46
1001	40436	11/02/22	11335	VISION SERVICE PLAN - (C 6260		VISION BENEFITS NOV22	0.00	49.23
1001	40436	11/02/22	11335	VISION SERVICE PLAN - (C 6020		VISION BENEFITS NOV22	0.00	66.35
1001	40436	11/02/22	11335	VISION SERVICE PLAN - (C 5000		VISION BENEFITS NOV22	0.00	95.11
1001	40436	11/02/22	11335	VISION SERVICE PLAN - (C 6200		VISION BENEFITS NOV22	0.00	137.83
1001	40436	11/02/22	11335	VISION SERVICE PLAN - (C 6120		VISION BENEFITS NOV22	0.00	236.31
1001	40436	11/02/22	11335	VISION SERVICE PLAN - (C 100		VISION BENEFITS NOV22	0.00	273.47
TOTAL CHECK							0.00	954.79
1001	40437	11/02/22	13742	YANG, FONG	6120	REIMB YANG CANDY	0.00	190.84
1001	40438	11/02/22	14738	ZERONOX	5000	EC4 EUV-WTR	0.00	11,249.00
1001	40438	11/02/22	14738	ZERONOX	6200	EC4 EUV-ST	0.00	11,249.00
1001	40438	11/02/22	14738	ZERONOX	6200	EC4 EUV-ST	0.00	11,249.00
1001	40438	11/02/22	14738	ZERONOX	5000	TUATARA UTV-WTR	0.00	26,312.00
1001	40438	11/02/22	14738	ZERONOX	6260	TUATARA UTV-PARKS	0.00	26,312.03
TOTAL CHECK							0.00	86,371.03
1001	40440	11/02/22	10488	FOWLER UNIFIED SCHOOL DI	2040	22-23 CONTRIBUTION	0.00	25,000.00
1001	40441	11/02/22	13647	SUN LIFE FINANCIAL	8500	DENTAL BENEFITS NOV22	0.00	6.56
1001	40441	11/02/22	13647	SUN LIFE FINANCIAL	6400	DENTAL BENEFITS NOV22	0.00	33.18
1001	40441	11/02/22	13647	SUN LIFE FINANCIAL	6700	DENTAL BENEFITS NOV22	0.00	33.18
1001	40441	11/02/22	13647	SUN LIFE FINANCIAL	6025	DENTAL BENEFITS NOV22	0.00	36.50
1001	40441	11/02/22	13647	SUN LIFE FINANCIAL	6030	DENTAL BENEFITS NOV22	0.00	63.09
1001	40441	11/02/22	13647	SUN LIFE FINANCIAL	6150	DENTAL BENEFITS NOV22	0.00	86.25
1001	40441	11/02/22	13647	SUN LIFE FINANCIAL	6020	DENTAL BENEFITS NOV22	0.00	143.98
1001	40441	11/02/22	13647	SUN LIFE FINANCIAL	6160	DENTAL BENEFITS NOV22	0.00	185.79

SUPERION  
DATE: 11/09/2022  
TIME: 14:12:12

CITY OF FOWLER  
CHECK REGISTER - DISBURSEMENT FUND

PAGE NUMBER: 5  
ACCTPA21

SELECTION CRITERIA: transact.check\_no between '40394' and '40482'  
ACCOUNTING PERIOD: 5/23

FUND - 100 - GENERAL FUND

CASH ACCT	CHECK NO	ISSUE DT	VENDOR	NAME	DEPT	-----DESCRIPTION-----	SALES TAX	AMOUNT
1001	40441	11/02/22	13647	SUN LIFE FINANCIAL	6260	DENTAL BENEFITS NOV22	0.00	199.08
1001	40441	11/02/22	13647	SUN LIFE FINANCIAL	5000	DENTAL BENEFITS NOV22	0.00	280.66
1001	40441	11/02/22	13647	SUN LIFE FINANCIAL	6200	DENTAL BENEFITS NOV22	0.00	301.92
1001	40441	11/02/22	13647	SUN LIFE FINANCIAL	6120	DENTAL BENEFITS NOV22	0.00	852.69
1001	40441	11/02/22	13647	SUN LIFE FINANCIAL	100	DENTAL BENEFITS NOV22	0.00	1,387.10
TOTAL	CHECK						0.00	3,609.88
1001	40442	11/09/22	11689	A & C TIRE SERVICE	6200	SVC BACKHOE TIRE	0.00	2,814.76
1001	40443	11/09/22	14519	AMAZON CAPITAL SERVICES	6260	SUPPLIES PARKS	0.00	85.40
1001	40444	11/09/22	10026	BCT CONSULTING	6120	NETWK SVC 11/1/22	0.00	251.25
1001	40444	11/09/22	10026	BCT CONSULTING	5000	NETWK SVC 11/1/22	0.00	251.25
1001	40444	11/09/22	10026	BCT CONSULTING	6030	NETWK SVC 11/1/22	0.00	251.25
1001	40444	11/09/22	10026	BCT CONSULTING	6150	NETWK SVC 11/1/22	0.00	251.25
1001	40444	11/09/22	10026	BCT CONSULTING	6120	NETWK SVC 11/1/22	0.00	391.21
1001	40444	11/09/22	10026	BCT CONSULTING	5000	NETWK SVC 11/1/22	0.00	391.21
1001	40444	11/09/22	10026	BCT CONSULTING	6030	NETWK SVC 11/1/22	0.00	391.21
1001	40444	11/09/22	10026	BCT CONSULTING	6150	NETWK SVC 11/1/22	0.00	391.21
TOTAL	CHECK						0.00	2,569.84
1001	40445	11/09/22	10024	BSK ASSOCIATES	5000	WATER TEST	0.00	649.00
1001	40445	11/09/22	10024	BSK ASSOCIATES	5000	WELL 02 TEST	0.00	649.00
1001	40445	11/09/22	10024	BSK ASSOCIATES	5000	WELL 02	0.00	649.00
1001	40445	11/09/22	10024	BSK ASSOCIATES	5000	WATER TEST	0.00	784.00
1001	40445	11/09/22	10024	BSK ASSOCIATES	5000	WATER TEST	0.00	784.00
TOTAL	CHECK						0.00	3,515.00
1001	40446	11/09/22	14758	BUSH ENGINEERING INC	2300	FY21/22 ST-VINE &MAIN	0.00	460,980.02
1001	40447	11/09/22	12429	CENTRAL VALLEY AIRLESS I	6200	SERVICE STREETS	0.00	155.92
1001	40448	11/09/22	14131	CENTRAL VALLEY SWEEPING,	2250	STREET SWEEP OCT 22	0.00	3,025.00
1001	40449	11/09/22	14356	COMCAST	6120	COMCAST 10/29-11/28	0.00	67.42
1001	40450	11/09/22	14512	CSG CONSULTANTS	6160	PLAN CHECK-SEPT22	0.00	423.50
1001	40451	11/09/22	14702	DAVE'S AUTO SERVICE	6200	SVC F350 STREET	0.00	120.00
1001	40451	11/09/22	14702	DAVE'S AUTO SERVICE	6200	SVC F350 STREET	0.00	180.00
1001	40451	11/09/22	14702	DAVE'S AUTO SERVICE	6200	SVC F150 STREET	0.00	230.72
1001	40451	11/09/22	14702	DAVE'S AUTO SERVICE	6260	SVC F150 PARKS	0.00	483.52
1001	40451	11/09/22	14702	DAVE'S AUTO SERVICE	6200	SVC F150 STREET	0.00	544.77
TOTAL	CHECK						0.00	1,559.01
1001	40452	11/09/22	10087	DEPARTMENT OF TRANSPORTA	6200	2022 JULY-DEC LIGHTS	0.00	282.97
1001	40453	11/09/22	14634	DEWBERRY ARCHITECTS INC	7200	PD SENIOR CTR DESIGN	0.00	8,505.00
1001	40454	11/09/22	14252	FOWLER ACE HARDWARE	6700	FIN CHRGE SNR CTR	0.00	1.52
1001	40454	11/09/22	14252	FOWLER ACE HARDWARE	6700	SENIOR CENTER	0.00	8.21
1001	40454	11/09/22	14252	FOWLER ACE HARDWARE	6400	SESSQ150	0.00	14.06

SUPERION  
DATE: 11/09/2022  
TIME: 14:12:12

CITY OF FOWLER  
CHECK REGISTER - DISBURSEMENT FUND

PAGE NUMBER: 6  
ACCTPA21

SELECTION CRITERIA: transact.check\_no between '40394' and '40482'  
ACCOUNTING PERIOD: 5/23

FUND - 100 - GENERAL FUND

CASH ACCT	CHECK NO	ISSUE DT	VENDOR	NAME	DEPT	-----DESCRIPTION-----	SALES TAX	AMOUNT
1001	40454	11/09/22	14252	FOWLER ACE HARDWARE	6400	SESSQ150	0.00	14.19
1001	40454	11/09/22	14252	FOWLER ACE HARDWARE	6700	SESSQ150	0.00	19.63
1001	40454	11/09/22	14252	FOWLER ACE HARDWARE	6400	SESSQ150	0.00	46.90
TOTAL	CHECK						0.00	104.51
1001	40455	11/09/22	10114	FOWLER BUTANE SERVICES	6260	PROPANE	0.00	29.03
1001	40456	11/09/22	10306	FOWLER FLORAL SHOP, THE	6025	BENEFITS DAY	0.00	10.90
1001	40456	11/09/22	10306	FOWLER FLORAL SHOP, THE	6020	FLORAL ARRANGEMENT	0.00	73.02
TOTAL	CHECK						0.00	83.92
1001	40457	11/09/22	10104	FPOA	100	EMP DED 10/31/22	0.00	225.00
1001	40458	11/09/22	14757	FRANK KAZARIAN	6080	EAGLE SCOUTS DROP BOX	0.00	500.00
1001	40459	11/09/22	14156	FRESNO ECONOMIC OPPORTUN	6700	SENIOR LUNCH-OCT22	0.00	1,676.34
1001	40460	11/09/22	12567	FRESNO MOBILE RADIO INC	5000	SERVICE OCT22	0.00	240.00
1001	40461	11/09/22	10141	H & H TIRE SERVICES #3,	6120	FLAT REPAIR #30	0.00	20.00
1001	40462	11/09/22	10149	ICMA-RC 457 PLAN 303879	100	EMP DED 10/31/22	0.00	40.00
1001	40463	11/09/22	14238	INFOSEND, INC	6020	CARDROOM 2022	0.00	350.45
1001	40463	11/09/22	14238	INFOSEND, INC	5000	UB BILLING 10/31/22	0.00	1,460.68
TOTAL	CHECK						0.00	1,811.13
1001	40464	11/09/22	10458	IRVINE & JACHENS, INC	6120	BADGES GOLD COLOR HD	0.00	577.31
1001	40465	11/09/22	12076	KEY DESIGN LOCKSMITHING	6020	REKEY CH	0.00	343.53
1001	40465	11/09/22	12076	KEY DESIGN LOCKSMITHING	6120	REKEY PD	0.00	806.54
TOTAL	CHECK						0.00	1,150.07
1001	40466	11/09/22	14485	KOFF & ASSOCIATES, INC.	6020	CLASS & COMP STUDY	0.00	40.00
1001	40467	11/09/22	10203	MID VALLEY PACKAGING & S	6020	COPY PAPER ADMIN	0.00	144.73
1001	40467	11/09/22	10203	MID VALLEY PACKAGING & S	6130	JANITORIAL SUPP-FIRE	0.00	342.53
1001	40467	11/09/22	10203	MID VALLEY PACKAGING & S	6700	JANITORIAL SUPP-SNCTR	0.00	342.53
1001	40467	11/09/22	10203	MID VALLEY PACKAGING & S	6260	JANITORIAL SUPP-PLAN	0.00	342.54
1001	40467	11/09/22	10203	MID VALLEY PACKAGING & S	6020	JANITORIAL SUPP-ADMIN	0.00	342.54
TOTAL	CHECK						0.00	1,514.87
1001	40468	11/09/22	14428	NAVIA BENEFIT SOLUTIONS	6020	COBRA-OCT22	0.00	36.45
1001	40469	11/09/22	10215	NELSON HARDWARE & GIFTS	6700	SNR CTR SUPPLY	0.00	21.68
1001	40470	11/09/22	10885	NELSONS POWER CENTER	6260	SUPPLIES-PARKS	0.00	92.72
1001	40470	11/09/22	10885	NELSONS POWER CENTER	6260	SUPPLIES-PARKS	0.00	132.19
TOTAL	CHECK						0.00	224.91
1001	40471	11/09/22	10237	P G & E - SACRAMENTO	2250	ADAMS/TRFSGL 10/28/22	0.00	92.94
1001	40471	11/09/22	10237	P G & E - SACRAMENTO	6200	692 HILL AVE	0.00	219.44

SUPERION  
DATE: 11/09/2022  
TIME: 14:12:12

CITY OF FOWLER  
CHECK REGISTER - DISBURSEMENT FUND

PAGE NUMBER: 7  
ACCTPA21

SELECTION CRITERIA: transact.check\_no between '40394' and '40482'  
ACCOUNTING PERIOD: 5/23

FUND - 100 - GENERAL FUND

CASH ACCT	CHECK NO	ISSUE DT	VENDOR	NAME	DEPT	-----DESCRIPTION-----	SALES TAX	AMOUNT
1001	40471	11/09/22	10237	P G & E - SACRAMENTO	6200	1292 MILLAR AVE	0.00	380.17
1001	40471	11/09/22	10237	P G & E - SACRAMENTO	6200	UTILITIES-OCT22	0.00	451.69
1001	40471	11/09/22	10237	P G & E - SACRAMENTO	6260	UTILITIES-OCT22	0.00	604.32
1001	40471	11/09/22	10237	P G & E - SACRAMENTO	6700	UTILITIES-OCT22	0.00	1,063.57
1001	40471	11/09/22	10237	P G & E - SACRAMENTO	6080	UTILITIES-OCT22	0.00	1,349.79
1001	40471	11/09/22	10237	P G & E - SACRAMENTO	5000	WELL SITE 8 10/28/22	0.00	3,764.37
1001	40471	11/09/22	10237	P G & E - SACRAMENTO	5000	UTILITIES-OCT22	0.00	6,749.91
1001	40471	11/09/22	10237	P G & E - SACRAMENTO	5000	WELL SITE 7 10/28/22	0.00	15,836.10
TOTAL	CHECK						0.00	30,512.30
1001	40472	11/09/22	13655	PROVOST & PRITCHARD	6150	SPR 21-02-SEPT22	0.00	44.10
1001	40472	11/09/22	13655	PROVOST & PRITCHARD	6150	TTM 21-0015-SEPT22	0.00	117.60
1001	40472	11/09/22	13655	PROVOST & PRITCHARD	6150	SPR 22-32-SEPT22	0.00	132.30
1001	40472	11/09/22	13655	PROVOST & PRITCHARD	6150	SPR 22-43--SEPT22	0.00	182.00
1001	40472	11/09/22	13655	PROVOST & PRITCHARD	6150	CUP 22-41-SEPT22	0.00	189.90
1001	40472	11/09/22	13655	PROVOST & PRITCHARD	6150	REZONE 22-10-SEPT22	0.00	350.00
1001	40472	11/09/22	13655	PROVOST & PRITCHARD	6150	LLA 22-40-SEPT22	0.00	390.60
1001	40472	11/09/22	13655	PROVOST & PRITCHARD	6150	SPR 22-39-SEPT22	0.00	427.70
1001	40472	11/09/22	13655	PROVOST & PRITCHARD	6150	SPR 22-30-SEPT22	0.00	494.20
1001	40472	11/09/22	13655	PROVOST & PRITCHARD	6150	SPR 22-08-SEPT22	0.00	730.10
1001	40472	11/09/22	13655	PROVOST & PRITCHARD	6150	CUP 19-02-SEPT22	0.00	1,286.78
1001	40472	11/09/22	13655	PROVOST & PRITCHARD	6260	HARRIS CT PARK FEES	0.00	2,741.00
1001	40472	11/09/22	13655	PROVOST & PRITCHARD	6150	GENERAL PLAN-JULY22	0.00	36,076.10
TOTAL	CHECK						0.00	43,162.38
1001	40473	11/09/22	11695	QUAD KNOFF	6150	GRANT ASSESSMENT	0.00	595.00
1001	40474	11/09/22	10254	REDCAT TOWING	6260	TOW F150-PARKS	0.00	125.00
1001	40475	11/09/22	13360	RODRIGUEZ, NOAH & BEATRI	100	207 ASPEN H&S REFUND	0.00	108.00
1001	40476	11/09/22	10274	SAN JOAQUIN VAL AIR POLL	5000	22/23 ANNUAL PERMIT	0.00	290.00
1001	40477	11/09/22	14358	SPARKLETTS	6120	WTR SVC SEPT/OCT22	0.00	233.70
1001	40477	11/09/22	14358	SPARKLETTS	6020	WTR SVC SEPT/OCT22	0.00	384.86
TOTAL	CHECK						0.00	618.56
1001	40478	11/09/22	10763	SUNBELT RENTALS	6700	LIGHTS TRUNK/TREAT	0.00	209.69
1001	40479	11/09/22	14535	THOMAS GAFFERY	6160	MTG MEAL REIMB	0.00	48.23
1001	40479	11/09/22	14535	THOMAS GAFFERY	6160	MTG MEAL REIMB	0.00	85.68
TOTAL	CHECK						0.00	133.91
1001	40480	11/09/22	13543	UNIFIRST CORPORATION	6700	JANITORIAL-SNR CTR	0.00	54.56
1001	40480	11/09/22	13543	UNIFIRST CORPORATION	6020	MATS/MOPS ADMN	0.00	68.20
1001	40480	11/09/22	13543	UNIFIRST CORPORATION	5000	UNIFORMS-WATER	0.00	84.35
1001	40480	11/09/22	13543	UNIFIRST CORPORATION	6200	UNIFORMS-PW	0.00	84.36
1001	40480	11/09/22	13543	UNIFIRST CORPORATION	6200	UNIFORMS PW	0.00	105.89
1001	40480	11/09/22	13543	UNIFIRST CORPORATION	5000	UNIFORMS WTR	0.00	105.89
TOTAL	CHECK						0.00	503.25
1001	40481	11/09/22	10725	VERIZON WIRELESS	6030	CELL PHONE 10/19/22	0.00	51.30

SUPERION  
DATE: 11/09/2022  
TIME: 14:12:12

CITY OF FOWLER  
CHECK REGISTER - DISBURSEMENT FUND

PAGE NUMBER: 8  
ACCTPA21

SELECTION CRITERIA: transact.check\_no between '40394' and '40482'  
ACCOUNTING PERIOD: 5/23

FUND - 100 - GENERAL FUND

CASH ACCT	CHECK NO	ISSUE DT	VENDOR	NAME	DEPT	-----DESCRIPTION-----	SALES TAX	AMOUNT
1001	40481	11/09/22	10725	VERIZON WIRELESS	6150	CELL PHONE 10/23/22	0.00	101.86
1001	40481	11/09/22	10725	VERIZON WIRELESS	6200	CELL PHONE 10/19/22	0.00	341.84
TOTAL CHECK							0.00	495.00
TOTAL CASH ACCOUNT							0.00	835,258.94
TOTAL FUND							0.00	835,258.94

SUPERION  
DATE: 11/09/2022  
TIME: 14:12:12

CITY OF FOWLER  
CHECK REGISTER - DISBURSEMENT FUND

PAGE NUMBER: 9  
ACCTPA21

SELECTION CRITERIA: transact.check\_no between '40394' and '40482'  
ACCOUNTING PERIOD: 5/23

FUND - 212 - ARPA FUNDING

CASH ACCT	CHECK NO	ISSUE DT	VENDOR	NAME	DEPT	-----DESCRIPTION-----	SALES TAX	AMOUNT
1001	40439	11/02/22	14749	HOFFMAN SECURITY	2120	MONTHLY SVCS	0.00	212.50
1001	40439	11/02/22	14749	HOFFMAN SECURITY	2120	ACCESS CONT. INSTALL	0.00	29,995.00
TOTAL CHECK							0.00	30,207.50
1001	40482	11/09/22	14668	R.L. FRIEND CONSTRUCTION	2120	WATER METER REPLAC	0.00	31,847.35
TOTAL CASH ACCOUNT							0.00	62,054.85
TOTAL FUND							0.00	62,054.85
TOTAL REPORT							0.00	897,313.79

**MINUTES OF THE FOWLER CITY COUNCIL MEETING  
Tuesday, November 1, 2022**

Mayor Pro-Tem Rodriquez called the meeting to order at 7:00 p.m.

Councilmembers Present: Rodriquez, Mejia, Parra, Kazarian (via teleconference)

City Staff Present: City Manager Tucker, City Attorney Cross, Police Chief Reid, Public Works Director Dominguez, Community Development Director Gaffery, Recreation Supervisor Hernandez, City Planner Marple, Finance Director Moreno, Deputy City Clerk Vasquez

**5. CEREMONIAL**

**5-A. City of Fowler Sesquicentennial Celebration Proclamation**

**6. PUBLIC COMMENT**

*No members of the public spoke.*

**7. CONSENT CALENDAR**

**Councilmember Parra made a motion to approve the consent calendar, seconded by Councilmember Mejia. The motion carried by roll call vote: Ayes: Parra, Mejia, Kazarian, Rodriquez**

**8. CONTESTED CONSENT CALENDAR**

*N/A*

**9. GENERAL ADMINISTRATION**

**9-A. Police Department/Senior Center**

- i. Presentation of the David T. Cardenas Senior Center and Police Headquarters elevations (informational)**

**9-B. Public Works**

- i. APPROVE an agreement with Provost Pritchard Consulting Group in the amount of \$453,531 to provide design and construction phase services for Well 9**

**Councilmember Parra made a motion to APPROVE an agreement with Provost Pritchard Consulting Group in the amount of \$453,531 to provide design and construction phase services for Well 9, seconded by**

**Councilmember Mejia. The motion carried by roll call vote: Ayes: Parra, Mejia, Kazarian, Rodriquez**

**ii. California Transportation Commission 2023 Active Transportation Program (ATM) Grant Update**

**10. STAFF COMMUNICATIONS (CITY MANAGER)**

- Updates were provided by Deputy City Clerk Vasquez, Recreation Supervisor Hernandez, Community Development Director Gaffery, Public Works Director Dominguez.

**11. COUNCILMEMBER REPORTS AND COMMENTS**

- Updates were provided by Councilmember Parra, Councilmember Mejia, Councilmember Kazarian, and Mayor Pro-Tem Rodriquez.

**12. ADJOURNMENT**

**Having no further business, the meeting adjourned at 8:11 p.m.**





## **CITY COUNCIL OF THE CITY OF FOWLER**

ITEM NO: 6-C

### **REPORT TO THE CITY COUNCIL**

November 15, 2022

**FROM:** SCOTT CROSS, City Attorney

### **SUBJECT**

APPROVE Resolution No. 2607, A Resolution of the City Council of the City of Fowler Authorizing Remote Teleconferencing for City Council Meetings and Commission Meetings During Declared State of Emergency in Accordance with Government Code Section 54953 (AB 361)

### **RECOMMENDATION**

The City Council approved Resolution No. 2592 on September 20, 2022, to allow City Council members to attend City Council meetings via remote teleconferencing pursuant to AB 361. The Resolution also authorized the City's other commissions to meet remotely for as long as the City Council authorizes. Resolution No. 2607 must be approved if the City Council desires to continue with remote teleconferencing for City Council and various City commission meetings as authorized by Government Code Section 54953 as amended by AB 361.

### **BACKGROUND**

AB 361 amended the Ralph M. Brown Act last year to allow legislative bodies the option of continuing to conduct meetings via remote teleconference or virtually without complying with the typical Brown Act requirements necessary for legislative body members to attend meetings remotely. One of the requirements for being allowed to use the remote teleconferencing authorized under AB 361 is that the legislative body must make certain findings every 30 days to continue conducting meetings at which legislative body members may attend remotely without complying with the typical pre-AB 361 Brown Act requirements for remote attendance at city council meetings.

This resolution with the required findings must be approved to continue with remote teleconferencing for City Council and various City commission meetings as authorized by Government Code Section 54953 as amended by AB 361. If approved, a continuing resolution will be brought forward at future

City Council meetings (at least every 30 days) for the Council to consider the required findings to continue authorized remote teleconferencing.

#### **ENVIRONMENTAL REVIEW**

This action does not constitute a “project” pursuant to the California Environmental Quality Act.

#### **FISCAL IMPACT**

No fiscal impact is anticipated whether this Resolution is approved or not.

#### **CONFLICT OF INTEREST**

Staff is not aware of any conflicts of interest.

#### **Attachments:**

- Resolution No. 2607

## **RESOLUTION NO. 2607**

### **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FOWLER AUTHORIZING CONTINUED USE OF REMOTE TELECONFERENCING FOR CITY COUNCIL MEETINGS AND COMMISSION MEETINGS DURING DECLARED STATE OF EMERGENCY IN ACCORDANCE WITH GOVERNMENT CODE SECTION 54953 AS AMENDED BY AB 361**

**WHEREAS**, on March 4, 2020, the Governor of California declared a state of emergency in the State as a result of the COVID-19 pandemic; and

**WHEREAS**, pursuant to Resolution 2461, approved by the Fowler City Council on March 17, 2020, the City Council declared a local emergency as a result of the threatened spread of COVID-19 in the City, surrounding areas, and the state; and

**WHEREAS**, on March 17, 2020, with the issuance of Executive Order N-29-20, the Governor suspended certain provisions of the Ralph M. Brown Act in order to allow local legislative bodies to conduct meetings telephonically or by other remote means; and

**WHEREAS**, on June 11, 2021, the Governor issued Executive Order N-08-21, which placed an end date of September 30, 2021, for agencies to meet remotely; and

**WHEREAS**, AB 361 was enacted on September 16, 2021, enacting certain changes to the Brown Act for teleconferencing and remote participation at public meetings as set forth in Government Code Section 54953; and

**WHEREAS**, the City Council approved Resolution No. 2522 on October 19, 2021, authorizing teleconferencing and remote attendance at City Council meetings and other City commission meetings in accordance with Government Code Section 54953 as amended by AB 361, and subsequently approved a series of resolutions in accordance with Government Code Section 54953(e)(3) to continue with remote attendance at meetings; and

**WHEREAS**, thirty days elapsed between the August 16, 2022, and September 20, 2022, City Council meetings, and the original authorization for remote meetings expired; and

**WHEREAS**, the City Council approved Resolution No. 2592 on September 20, 2022, to re-authorize the use of remote attendance at meetings, and the City Council desires to continue authorizing remote attendance at meetings as authorized by Government Code Section 54953 as amended by AB 361; and

**WHEREAS**, neither the state of emergency proclaimed by the Governor on March 4, 2020, nor the state of emergency declared by the Fowler City Council on March 17, 2020, has been rescinded and the state of emergency remains in effect; and

**WHEREAS**, Government Code Section 54953, as amended by AB 361, requires the City Council to make certain findings every thirty (30) days after approving Resolution No. 2592 in order to continue with remote teleconferencing.

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

1. The City Council has reconsidered the circumstances of the COVID-19 state of emergency and finds that the following circumstances exist:

A. The state of emergency continues to directly impact the ability of members of the public, City Council members, and members of other City commissions to meet safely in person; and

2. This Resolution shall be effective immediately and a similar resolution shall be a standing item on City Council meeting agendas each month to reconsider the circumstances of the COVID-19 state of emergency and determine whether the state of emergency continues to directly impact the ability of members of the public, City Council members, and members of other City commissions to meet safely in person, or whether state or local officials continue to impose or recommend measures to promote social distancing, until the necessary findings required for continuing remote teleconferencing are no longer approved by the City Council.

The foregoing resolution of the City Council of the City of Fowler was duly and regularly introduced and approved at a special meeting of the City Council on November 15, 2022, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

APPROVED:

\_\_\_\_\_  
Mark Rodriquez, Mayor Pro Tem

ATTEST:

\_\_\_\_\_  
Angela Vasquez, Deputy City Clerk



## **CITY COUNCIL OF THE CITY OF FOWLER**

ITEM NO: 6-D

### **REPORT TO THE CITY COUNCIL**

November 15, 2022

**FROM** DAWN E. MARPLE, City Planner

### **SUBJECT**

APPROVE Resolution No. 2608 Authorizing the City Manager to execute documents related to the City of Fowler Permanent Local Housing Allocation (PLHA) Grant Application and Award.

### **RECOMMENDATION**

Staff recommend the City Council approve a resolution authorizing the City Manager to execute documents related to the City of Fowler Permanent Local Housing Allocation (PLHA) Grant Application and award.

### **BACKGROUND**

The City intends to submit an application for Permanent Local Housing Allocation (PLHA) funds. These funds provide local governments funding for housing-related projects and programs that assist in addressing the unmet housing needs of their local communities.

In 2017, Governor Brown signed a 15-bill housing package aimed at addressing the state's housing shortage and high housing costs. Specifically, it included the Building Homes and Jobs Act (SB 2, 2017), which established a \$75 recording fee on real estate documents to increase the supply of affordable homes in California.

This program helps to:

- Increase the supply of housing for households at or below 60% of area median income
- Increase assistance to affordable owner-occupied workforce housing

- Assist persons experiencing or at risk of homelessness
- Facilitate housing affordability, particularly for lower- and moderate-income households
- Promote projects and programs to meet the local government's unmet share of regional housing needs allocation
- Ensure geographic equity in the distribution of the funds

Fowler is receiving funds under the PLHA program as a non-entitlement local government and is eligible for \$81,069 for the 2019 reporting year. The grant application is due to the California Department of Housing and Community Development on November 30, 2022. If awarded, the grant will allow the City to provide a home down payment assistance program to qualifying residents of Fowler. Staff intend to contract with a local community benefit organization to administer the grant program.

## **ENVIRONMENTAL REVIEW**

This action does not constitute a "project" pursuant to the California Environmental Quality Act.

## **FISCAL IMPACT**

This grant will not have an impact to the General Fund.

## **CONFLICT OF INTEREST**

Staff is not aware of any conflicts of interest.

## **Attachments**

- Resolution No. 2608

**RESOLUTION NO. 2608**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CITY OF FOWLER  
AUTHORIZING THE CITY MANAGER TO EXECUTE DOCUMENTS RELATED TO THE  
CITY OF FOWLER PERMANENT LOCAL HOUSING ALLOCATION GRANT  
APPLICATION AND AWARD**

**WHEREAS**, the City Council of the City of Fowler is eligible to receive State funding through the California Department of Housing and Community Development Permanent Local Housing Allocation (PLHA) program; and

**WHEREAS**, an application submittal to the State's portal is due November 30, 2022; and

**WHEREAS**, if the City of Fowler decides to allocate any of the proposed funds to another entity to implement the eligible activity, the City of Fowler will utilize a selection process that avoids conflicts of interest and will be accessible to the public. For the purposes of this paragraph, "entity" means a housing developer or program operator; and

**WHEREAS**, the City Council of the City of Fowler wishes to delegate authorization to execute this Application and related documents thereto;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Fowler that the City Manager is hereby authorized and directed to sign and file, for and on behalf of the City, an application to the California Department of Housing and Community Development for funds available to the City of Fowler in the amount of \$81,069.00 through the Permanent Local Housing Allocation program. The City Manager is designated to provide the assurances, certifications, and commitments required for the grant application, including the execution of financial agreements with the California Department of Housing and Community Development and any amendments or changes thereto. The City Manager is designated to represent the City in carrying out the City's responsibilities under the financing agreement, including certifying disbursement requests on behalf of the City and compliance with applicable state and federal laws.

**PASSED, APPROVED AND ADOPTED** this 15th day of November 2022, at a special meeting of the Fowler City Council by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

**APPROVED:**

\_\_\_\_\_  
Mark Rodriquez, Mayor Pro Tem

**ATTEST:**

\_\_\_\_\_  
Angela Vasquez, Deputy City Clerk



## **CITY COUNCIL OF THE CITY OF FOWLER**

ITEM NO: 6-E

### **REPORT TO THE CITY COUNCIL**

November 15, 2022

**FROM** MARGARITA MORENO, Finance Director

### **SUBJECT**

APPROVE disposal of two inoperable vehicles within the Public Works Department.

### **RECOMMENDATION**

Approve disposal of the identified surplus equipment in Exhibit A.

### **BACKGROUND**

Public Works Department has identified two vehicles that are stored at the City Yard and that are no longer utilized in Public Works operations. Each of these vehicles have significant mileage and/or mechanical issues where the repair costs exceed the value of the vehicle.

It is recommended that the items on Exhibit A be disposed of through a public sale or other appropriate means and that the Department of Motor Vehicles registration records on the vehicles listed on Exhibit A remove the City of Fowler as the registered owner of these vehicles.

### **ENVIRONMENTAL REVIEW**

This action does not constitute a “project” pursuant to the California Environmental Quality Act.



## **FISCAL IMPACT**

There is no fiscal impact as this action does not include the appropriation or expenditure of funds. Any revenue generated from the sale of these vehicles will be included in an upcoming budget amendment to appropriate the funds.

## **CONFLICT OF INTEREST**

Staff is not aware of any conflicts of interest.

## **Attachments**

- Exhibit A: Surplus List

**Exhibit A**

**City of Fowler Public Works Department Surplus list**

<b>Year</b>	<b>Make</b>	<b>Model</b>	<b>California License Number</b>	<b>VIN</b>	<b>Current Location</b>	<b>Unit Number</b>	<b>Condition</b>
2003	Ford	F350 SRW SUPER DUTY	1070343	1FDSF34L13EDO1764	City Yard	8	Inop
2003	Ford	F140 SUPER CREW	1069816	1FTRW07693KA85588	City Yard	17	Inop



## **CITY COUNCIL OF THE CITY OF FOWLER**

ITEM NO: 6-F

### **REPORT TO THE CITY COUNCIL**

November 15, 2022

**FROM** MICHAEL S. REID, Chief of Police

### **SUBJECT**

Actions pertaining to the purchase and upfitting of one replacement Police Department patrol vehicle from insurance proceeds.

The purchase and upfitting cost for the replacement vehicle include the following:

1. AUTHORIZE the Chief of Police to enter into agreement with 72 Hour LLC dba National Auto Fleet Group (72 Hour) National Auto Fleet group in the amount of \$48,322.67 for the purchase of one 2022 Dodge Durango Pursuit V-8 AWD police vehicle.
2. AUTHORIZE the Chief of Police to enter into an agreement with LEHR Auto Electric in an amount not to exceed \$22,000 for the upfitting of one 2022 Dodge Durango Pursuit V-8 AWD police vehicles.

### **RECOMMENDATION**

Staff recommends the City Council approve the above proposed actions.

### **BACKGROUND**

On September 20, 2022, the Fowler City Council approved the purchase of two additional Dodge Durango vehicles for use in police operations for the Fowler Police Department utilizing Section 7B of the City's Purchasing Policy. This section allows for the use of prices obtained from another public agency's competitive process to purchase equipment for the City of Fowler. As a result of this approval, 72 Hour LLC dba National Auto Fleet Group (72 Hour) was selected for the purchase of the new

vehicles and LEHR Auto Electric (LEHR) was selected to upfit the newly purchased police vehicles with emergency equipment necessary for law enforcement operations.

Since this purchase was approved by Council in September, the acquisition of a third patrol vehicle is now required. This is a result of a “not at fault” collision of a patrol vehicle where the City’s insurance carrier determined that the vehicle would be totaled. Insurance proceeds, minus a \$5,000 deductible under our insurance policy, would then be applied to the purchase and upfitting of this replacement police vehicle.

In addition, the Fowler Police Department has researched the cost of providing ballistic-rated panels in patrol vehicles. Ballistic panels in driver’s side and passenger side front doors offer heightened safety features for officers that our current police fleet does not provide. 72 Hour can obtain and install these much-needed officer safety panels for an additional \$4,750.00.

Emergency safety equipment is currently being disassembled from the totaled patrol vehicle. As much of this equipment as possible will be used in the replacement vehicle to offset some of the cost of upfitting by LEHR. Until the disassembled equipment is received by LEHR and inspected, it is not known exactly how much the upfit will cost. As a result, a “not to exceed” cost estimate for LEHR upfitting of \$22,000 has been included in this staff report. Upfit costs are included in the reimbursable costs from our insurance claim

Insurance claims for totaled City of Fowler vehicles are paid as a reimbursement. The insurance claim to purchase and upfit the replacement patrol vehicle will cover 100% of these costs, minus a \$5,000 deductible. In addition, the ballistic panels will add \$4,750 to the purchase price above the base price for this vehicle. Six (6) Police Department vehicles were recently declared surplus by Council action on November 1, 2022. These surplus vehicles are scheduled to be sold or scrapped in the next few weeks. It is anticipated that the funds generated from these sales will be applied to pay the deductible cost on the claim as well as the addition of the ballistic panels.

## **ENVIRONMENTAL REVIEW**

This action does not constitute a “project” pursuant to the California Environmental Quality Act.

## **FISCAL IMPACT**

As noted in the November 1, 2022, staff report, funds generated from the sale of the surplus vehicles along with the associated costs of the deductible and ballistic panels will be included in an upcoming budget amendment for the respective appropriation and expenditure.

## **CONFLICT OF INTEREST**

Staff is not aware of any conflicts of interest.

## **Attachments:**

- Invoice for one Dodge Durango Police Vehicle with ballistic panels from 72 Hour LLC dba National Auto Fleet Group (72 Hour) National Auto Fleet Group.



# National Auto Fleet Group

A Division of Chevrolet of Watsonville

490 Auto Center Drive, Watsonville, CA 95076  
(855) 289-6572 • (855) BUY-NJPA • (831) 480-8497 Fax  
Fleet@NationalAutoFleetGroup.com

November 9, 2022

Chief Michael Reid  
City of Fowler Police Department  
128 S 5th Street  
Fowler, Ca 93625  
Delivery Via Email

Dear Chief Reid,

In response to your inquiry, we are pleased to submit the following for your consideration:

National Auto Fleet Group will sell, service and deliver at Fowler, new/unused 2022 Dodge Durango Pursuit V-8 AWD responding to your requirement with the attached specifications for \$44,592.00 plus Paint State Sales Tax, and \$8.75 tire tax (non-taxable). These vehicles are available under the Sourcewell (Formerly Known as NJPA) master vehicle contract# 091521-NAF. Units to be all Black. With Left and Right Ballistic Doors.

	One Unit MSRP	One Unit	Total Savings	Total Savings
2022 Dodge Durango Pursuit V-8 AWD				
W/Ballistics	48,105.00	44,592.00	7.30%	3,513.00
Sub Total		44,592.00		
Sales Tax		3,232.92		
Transportation		489.00		
Tire Tax		8.75		
Total		48,322.67		

Delivery 15-30 days ARO Unit in Stock  
Terms are net 30 days.

National Auto Fleet Group welcomes the opportunity to assist you in your vehicle requirements.

Kevin Buzzard

National Law Enforcement Sales Manager

National Auto Fleet Group

626-457-5590 O

714-264-1867 C

[Buzzard5150@gmail.com](mailto:Buzzard5150@gmail.com)



Vehicle: [Fleet] 2022 Dodge Durango (WDEE75) Pursuit AWD






## **National Auto Fleet Group**

### **Prepared By:**

Kevin Buzzard  
National Auto Fleet Group  
626-457-5590 OFC  
Buzzard5150@gmail.com

Vehicle: [Fleet] 2022 Dodge Durango (WDEE75) Pursuit AWD (  Complete )

### Selected Model and Options

#### MODEL

CODE	MODEL
WDEE75	2022 Dodge Durango Pursuit AWD

#### COLORS

CODE	DESCRIPTION
PXJ	DB Black Clearcoat

#### ENGINE

CODE	DESCRIPTION
EZH	Engine: 5.7L V8 HEMI MDS VVT -inc: 3.09 Rear Axle Ratio, Dual Rear Exhaust w/Bright Tips, 230MM Rear Axle, 800 Amp Maintenance Free Battery, GVWR: 7,100 lbs, Single Speed on Demand Transfer Case

#### TRANSMISSION

CODE	DESCRIPTION
DFD	Transmission: 8-Speed Automatic (8HP70)

#### CPOS PKG

CODE	DESCRIPTION
22Z	Quick Order Package 22Z -inc: Engine: 5.7L V8 HEMI MDS VVT, Transmission: 8-Speed Automatic (8HP70)

#### AXLE RATIO

CODE	DESCRIPTION
DPM	3.09 Rear Axle Ratio

#### WHEELS

CODE	DESCRIPTION
WBN	Wheels: 18" x 8.0" Black Steel (STD)

#### PRIMARY PAINT


CODE	DESCRIPTION
PXJ	DB Black Clearcoat

#### SEAT TYPE

CODE	DESCRIPTION
C5X9	Black, Cloth Bucket Seats w/Shift Insert -inc: cloth rear seat

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Vehicle: [Fleet] 2022 Dodge Durango (WDEE75) Pursuit AWD (  Complete )**GVWR**

CODE	DESCRIPTION
Z6J	GVWR: 7,100 lbs

**ADDITIONAL EQUIPMENT - PACKAGE**

CODE	DESCRIPTION
ADL	Skid Plate Group -inc: Transfer Case Skid Plate Shield, Front Suspension Skid Plate, Fuel Tank Skid Plate Shield, Underbody Skid Plate

**ADDITIONAL EQUIPMENT - EXTERIOR**


CODE	DESCRIPTION
LNF	Black Left LED Spot Lamp -inc: LED bulb
LNA	Black Right LED Spot Lamp -inc: LED bulb

**ADDITIONAL EQUIPMENT - INTERIOR**

CODE	DESCRIPTION
CW6	Deactivate Rear Doors/Windows
CW7	Door/Window Activation Kit
XDV	Driver Side Ballistic Door Panel
GXF	Entire Fleet Alike Key (FREQ 1) -inc: 8 key FOBs are standard
XDG	Passenger Side Ballistic Door Panel

---

**Options Total**

Vehicle: [Fleet] 2022 Dodge Durango (WDEE75) Pursuit AWD (  Complete )

## Standard Equipment

### Mechanical


Engine: 3.6L V6 24V VVT UPG I w/ESS (STD)  
Transmission: 8-Speed Automatic (850RE) (STD)  
3.45 Rear Axle Ratio (STD)  
GVWR: 6,500 lbs (STD)  
50 State Emissions  
Transmission w/Sequential Shift Control  
Full-Time All-Wheel  
Engine Oil Cooler  
650CCA Maintenance-Free Battery w/Run Down Protection  
220 Amp Alternator  
Trailer Wiring Harness  
Class IV Towing Equipment -inc: Hitch and Trailer Sway Control  
Police/Fire  
1650# Maximum Payload  
Gas-Pressurized Front Shock Absorbers and Nivomat Brand Name Rear Shock Absorbers  
Nivomat Suspension  
Front And Rear Anti-Roll Bars  
HD Suspension  
Electric Power-Assist Speed-Sensing Steering  
24.6 Gal. Fuel Tank  
Single Stainless Steel Exhaust  
Permanent Locking Hubs  
Short And Long Arm Front Suspension w/Coil Springs  
Multi-Link Rear Suspension w/Coil Springs  
4-Wheel Disc Brakes w/4-Wheel ABS, Front And Rear Vented Discs, Brake Assist and Hill Hold Control

### Exterior

Wheels: 18" x 8.0" Black Steel (STD)  
Tires: 255/60R18 On/Off Road  
Wheels w/Chrome Hub Covers  
Steel Spare Wheel  
Full-Size Spare Tire Stored Underbody w/Crankdown

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Vehicle: [Fleet] 2022 Dodge Durango (WDEE75) Pursuit AWD (  Complete )**Exterior**

Clearcoat Paint

Body-Colored Front Bumper w/Colored Rub Strip/Fascia Accent

Body-Colored Rear Step Bumper w/Colored Rub Strip/Fascia Accent

Chrome Bodyside Insert and Colored Wheel Well Trim

Black Side Windows Trim

Body-Colored Door Handles

Body-Colored Power Heated Side Mirrors w/Manual Folding

Fixed Rear Window w/Fixed Interval Wiper and Defroster

Deep Tinted Glass

Speed Sensitive Variable Intermittent Wipers

Galvanized Steel/Aluminum Panels

Lip Spoiler

Front License Plate Bracket

Black Grille

Liftgate Rear Cargo Access

Tailgate/Rear Door Lock Included w/Power Door Locks

Auto On/Off Projector Beam Led Low/High Beam Daytime Running Headlamps w/Delay-Off

Perimeter/Approach Lights

LED Brakelights

Laminated Glass

**Entertainment**

Radio w/Seek-Scan, Clock, Speed Compensated Volume Control, Aux Audio Input Jack, Steering Wheel Controls and Radio Data System

Radio: Uconnect 4 w/8.4" Display

6 Speakers

Streaming Audio

GPS Antenna Input


SiriusXM Satellite Radio

Integrated Center Stack Radio

Integrated Voice Command w/Bluetooth

2 LCD Monitors In The Front

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Vehicle: [Fleet] 2022 Dodge Durango (WDEE75) Pursuit AWD (  Complete )

## Interior

Front Seats w/Power 4-Way Driver Lumbar

12-Way Power Driver Seat -inc: Power Recline, Height Adjustment, Fore/Aft Movement, Cushion Tilt and Power 4-Way Lumbar Support

4-Way Passenger Seat -inc: Manual Recline, Fore/Aft Movement and Fold Flat

60-40 Folding Split-Bench Front Facing Fold Forward Seatback Rear Seat

Manual Tilt/Telescoping Steering Column

Gauges -inc: Speedometer, Odometer, Voltmeter, Oil Pressure, Engine Coolant Temp, Tachometer, Oil Temperature, Transmission Fluid Temp, Engine Hour Meter, Trip Odometer and Trip Computer

Power Rear Windows and Fixed 3rd Row Windows

Leather/Metal-Look Steering Wheel

Illuminated Front Cupholder

Rear Cupholder

Compass

Proximity Key For Doors And Push Button Start

Valet Function

Remote Keyless Entry w/Integrated Key Transmitter, 2 Door Curb/Courtesy, Illuminated Entry and Panic Button

Remote Releases -Inc: Power Fuel

Cruise Control w/Steering Wheel Controls

Dual Zone Front Automatic Air Conditioning

Rear HVAC w/Separate Controls

HVAC -inc: Auxiliary Rear Heater, Headliner/Pillar Ducts and Console Ducts

Illuminated Locking Glove Box

Driver Foot Rest

Interior Trim -inc: Leatherette Instrument Panel Insert, Metal-Look Door Panel Insert and Chrome Interior Accents

Full Cloth Headliner

Cloth Bucket Seats w/Shift Insert -inc: cloth rear seat

Day-Night Auto-Dimming Rearview Mirror

Driver And Passenger Visor Vanity Mirrors

Partial Floor Console w/Covered Storage, Mini Overhead Console w/Storage and 3 12V DC Power Outlets


Front And Rear Map Lights

Fade-To-Off Interior Lighting

Carpet Floor Trim

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Vehicle: [Fleet] 2022 Dodge Durango (WDEE75) Pursuit AWD (  Complete )**Interior**

Full Vinyl/Rubber Floor Covering  
Cargo Area Concealed Storage  
Cargo Space Lights  
FOB Controls -inc: Cargo Access and Windows  
Google Android Auto  
USB Host Flip  
Apple CarPlay  
Driver / Passenger And Rear Door Bins  
Power 1st Row Windows w/Driver And Passenger 1-Touch Up/Down  
Delayed Accessory Power  
Power Door Locks w/Autolock Feature  
Systems Monitor  
Redundant Digital Speedometer  
Trip Computer  
Outside Temp Gauge  
Digital/Analog Appearance  
Manual w/Tilt Front Head Restraints and Fixed Rear Head Restraints  
Front Center Armrest w/Storage and Rear Center Armrest  
Sentry Key Immobilizer  
3 12V DC Power Outlets  
Air Filtration

**Safety-Mechanical**

Electronic Stability Control (ESC) And Roll Stability Control (RSC)  
ABS And Driveline Traction Control


**Safety-Exterior**

Side Impact Beams

**Safety-Interior**

Dual Stage Driver And Passenger Seat-Mounted Side Airbags  
ParkSense with Stop Rear Parking Sensors  
Blind Spot Detection Blind Spot  
Collision Mitigation-Rear  
Tire Specific Low Tire Pressure Warning

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Vehicle: [Fleet] 2022 Dodge Durango (WDEE75) Pursuit AWD (  Complete )

**Safety-Interior**

Dual Stage Driver And Passenger Front Airbags

Curtain 1st, 2nd And 3rd Row Airbags

Airbag Occupancy Sensor


Driver Knee Airbag

Rear Child Safety Locks

Outboard Front Lap And Shoulder Safety Belts -inc: Rear Center 3 Point, Height Adjusters and Pretensioners

ParkView Back-Up Camera



Vehicle: [Fleet] 2022 Dodge Durango (WDEE75) Pursuit AWD (  Complete )

## Window Sticker

### SUMMARY

[Fleet] 2022 Dodge Durango (WDEE75) Pursuit AWD

MSRP:\$37,095.00

Interior:Black, Cloth Bucket Seats w/Shift Insert

Exterior 1:DB Black Clearcoat

Exterior 2:No color has been selected.

Engine: 5.7L V8 HEMI MDS VVT


Transmission: 8-Speed Automatic (8HP70)

### OPTIONS

CODE	MODEL	MSRP
WDEE75	[Fleet] 2022 Dodge Durango (WDEE75) Pursuit AWD	\$37,095.00
<b>OPTIONS</b>		
22Z	Quick Order Package 22Z	\$0.00
ADL	Skid Plate Group	\$295.00
C5X9	Black, Cloth Bucket Seats w/Shift Insert	\$0.00
CW6	Deactivate Rear Doors/Windows	\$75.00
CW7	Door/Window Activation Kit	\$100.00
DFD	Transmission: 8-Speed Automatic (8HP70)	\$0.00
DPM	3.09 Rear Axle Ratio	Inc.
EZH	Engine: 5.7L V8 HEMI MDS VVT	\$2,995.00
GXF	Entire Fleet Alike Key (FREQ 1)	\$140.00
LNA	Black Right LED Spot Lamp	\$515.00
LNF	Black Left LED Spot Lamp	\$545.00
PXJ	DB Black Clearcoat	\$0.00
WBN	Wheels: 18" x 8.0" Black Steel	\$0.00
XDG	Passenger Side Ballistic Door Panel	\$2,325.00
XDV	Driver Side Ballistic Door Panel	\$2,425.00
Z6J	GVWR: 7,100 lbs	Inc.

<b>SUBTOTAL</b>	<b>\$46,510.00</b>
Adjustments Total	\$0.00
Destination Charge	\$1,595.00
<b>TOTAL PRICE</b>	<b>\$48,105.00</b>

Prices, specifications, and availability are subject to change without notice, and do not include certain fees, taxes and charges that may be required by law or vary by manufacturer or region. Performance figures are guidelines only, and actual performance may vary. Photos may not represent actual vehicles or exact configurations. Content based on report preparer's input is subject to the accuracy of the input provided. Data Version: 17895, Data updated Nov 8, 2022 6:51:00 PM PST

Vehicle: [Fleet] 2022 Dodge Durango (WDEE75) Pursuit AWD (  Complete )

#### FUEL ECONOMY

Est City:14 MPG

Est Highway:22 MPG

Est Highway Cruising Range:541.20 mi





## **CITY COUNCIL OF THE CITY OF FOWLER**

ITEM NO: 6-G

### **REPORT TO THE CITY COUNCIL**

November 15, 2022

**FROM** DAWN E. MARPLE, City Planner

### **SUBJECT**

Actions pertaining to Fresno Council of Governments (COG) 2023 Cycle 6 Regional Active Transportation Program (ATP):

1. APPROVE Resolution No. 2609 Supporting the West Side Alternative Transportation Grant and Authorizing the City Manager to execute documents related to the Fresno Council of Governments Cycle 6 Regional Active Transportation Program Grant Application.
2. APPROVE Resolution No. 2610 Supporting the Fremont Elementary/Marshall Elementary/Fowler High School Safe Routes to School Grant and Authorizing the City Manager to execute documents related to the Fresno Council of Governments Cycle 6 Regional Active Transportation Program Grant Application.

### **RECOMMENDATION**

Staff recommend the City Council approve resolutions supporting the projects and authorizing the City Manager to execute documents related to the Fresno Council of Governments for the West Side Alternative Transportation Project and the Fremont Elementary/Marshall Elementary/Fowler High School Safe Routes to School Project with the Fresno Council of Governments Cycle 6 Regional Active Transportation Program Grant Application.

### **BACKGROUND**

The City intends to submit for the Fresno Council of Governments Cycle 6 Regional Active Transportation Grant Program. These resolutions are required as part of the grant process. Having

the resolution completed when submitting an application is advantageous and staff strive to do so whenever possible.

West Side Alternative Transportation Project: This grant application is due November 18, 2022. Staff are preparing an application for west-side bike lanes including creation of an off-street paseo along the Stanford Avenue alignment as well as bike lanes on along Fresno Street and segments of Stanford Avenue. This will fill gaps in the existing bicycle infrastructure network and help connect west-side residents to the east side of the City.

Fremont Elementary/Marshall Elementary/Fowler High School Safe Routes to School Project: This grant application is due November 18, 2022. Staff are preparing an application for construction of sidewalk along the north and south sides of Adams Avenue between 7<sup>th</sup> Street and Main Street. Fremont Elementary, Marshall Elementary, and Fowler High School are all located adjacent to Adams Avenue on the north side of the City of Fowler. The proposed improvements are expected to enhance and promote walking and biking activities for students and parents traveling to and from school, improve safety of pedestrians along the Adams Avenue alignment between schools, and assist with connectivity to areas currently only severed by streets.

## **ENVIRONMENTAL REVIEW**

This action does not constitute a “project” pursuant to the California Environmental Quality Act.

## **FISCAL IMPACT**

If awarded, the grant will allow the City to provide additional infrastructure and additional services to the residents of Fowler.

If the Fremont Elementary/Marshall Elementary/Fowler High School Safe Routes to School Project is awarded the City will provide a, 11% match totaling \$66,000.

## **CONFLICT OF INTEREST**

Staff is not aware of any conflicts of interest.

## **Attachments:**

- Resolution No. 2609
- Resolution No. 2610

## **RESOLUTION NO. 2609**

### **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CITY OF FOWLER SUPPORTING AND AUTHORIZING THE CITY MANAGER TO EXECUTE DOCUMENTS WITH THE FRESNO COUNCIL OF GOVERNMENTS RELATED TO THE CITY OF FOWLER 2023 CYCLE 6 REGIONAL ACTIVE TRANSPORTATION GRANT PROGRAM WEST SIDE ALTERNATIVE TRANSPORTATION PROJECT**

**WHEREAS**, the City Council of the City of Fowler is eligible to receive regional funding through the Fresno Council of Governments 2023 Cycle 6 Regional Active Transportation Program; and

**WHEREAS**, an application submittal to the Fresno Council of Governments is due November 18, 2022; and

**WHEREAS**, the City Council of the City of Fowler supports the West Side Alternative Transportation Project as it will encourage the increased use of active transportation modes advancing the efforts of the Fresno Council of Governments in achieving greenhouse gas reduction goals as well as enhancing public health; and

**WHEREAS**, the City Council of the City of Fowler wishes to delegate authorization to execute this Application and related documents thereto;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Fowler that the City Manager is hereby authorized and directed to sign and file, for and on behalf of the City, an application to the Fresno Council of Governments for the West Side Alternative Transportation Project. The City Manager is designated to provide the assurances, certifications, and commitments required for the grant application, including the execution of financial agreements with the Fresno Council of Governments and any amendments or changes thereto. The City Manager is designated to represent the City in carrying out the City's responsibilities under the financing agreement, including certifying disbursement requests on behalf of the City and compliance with applicable state and federal laws.

**PASSED, APPROVED AND ADOPTED** this 15th day of November 2022, at a special meeting of the Fowler City Council by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

**APPROVED:**

**ATTEST:**

\_\_\_\_\_  
Mark Rodriguez, Mayor Pro Tem

\_\_\_\_\_  
Angela Vasquez, Deputy City Clerk

**RESOLUTION NO. 2610**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CITY OF FOWLER  
SUPPORTING AND AUTHORIZING THE CITY MANAGER TO EXECUTE DOCUMENTS  
WITH THE FRESNO COUNCIL OF GOVERNMENTS RELATED TO THE CITY OF  
FOWLER 2023 CYCLE 6 REGIONAL ACTIVE TRANSPORTATION GRANT PROGRAM  
FREMONT ELEMENTARY/MARSHALL ELEMENTARY/FOWLER HIGH SCHOOL SAFE  
ROUTES TO SCHOOL**

**WHEREAS**, the City Council of the City of Fowler is eligible to receive regional funding through the Fresno Council of Governments 2023 Cycle 6 Regional Active Transportation Program; and

**WHEREAS**, an application submittal to the Fresno Council of Governments is due November 18, 2022; and

**WHEREAS**, the City Council of the City of Fowler supports the Fremont Elementary/Marshall Elementary/Fowler High School Safe Routes to School Project as it will encourage the increased use of active transportation modes advancing the efforts of the Fresno Council of Governments in achieving greenhouse gas reduction goals as well as enhancing public health; and

**WHEREAS**, the City Council of the City of Fowler wishes to delegate authorization to execute this Application and related documents thereto;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Fowler that the City Manager is hereby authorized and directed to sign and file, for and on behalf of the City, an application to the Fresno Council of Governments for the Fremont Elementary/Marshall Elementary/Fowler High School Safe Routes to School Project. The City Manager is designated to provide the assurances, certifications, and commitments required for the grant application, including the execution of financial agreements with the Fresno Council of Governments and any amendments or changes thereto. The City Manager is designated to represent the City in carrying out the City's responsibilities under the financing agreement, including certifying disbursement requests on behalf of the City and compliance with applicable state and federal laws.

**PASSED, APPROVED AND ADOPTED** this 15th day of November 2022, at a special meeting of the Fowler City Council by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

**APPROVED:**

**ATTEST:**

\_\_\_\_\_  
Mark Rodriquez, Mayor Pro Tem

\_\_\_\_\_  
Angela Vasquez, Deputy City Clerk



## **CITY COUNCIL OF THE CITY OF FOWLER**

ITEM NO: 8-Ai

### **REPORT TO THE CITY COUNCIL**

November 15, 2022

**FROM:** SCOTT CROSS, City Attorney

### **SUBJECT**

Discuss and Provide Direction on a Potential Card Room and Gaming Club (Card Room) Ordinance

### **RECOMMENDATION**

Discuss the City's existing Gaming Club (Card Room) Ordinance and provide direction whether to preliminarily pursue a potential card room under the Ordinance, pursue potential Ordinance amendments, pursue a repeal of the Ordinance, or other direction as desired.

### **BACKGROUND**

Additional background information on the City's Ordinance, a previous card room (Vineyard Casino) that operated in the City approximately 25 years ago, and the end of the State moratorium on new card room licenses was provided in a staff report to the City Council for the October 4<sup>th</sup> City Council meeting, and is attached. The end of the State moratorium has led to some inquiries about the potential for a card room in Fowler.

A workshop regarding the City's existing Gaming Club (Card Room) Ordinance and the end of the State moratorium on new card room licenses was conducted at the October 4, 2022, City Council meeting. At that meeting the City Council directed the City Attorney to contact the California Bureau of Gambling Control (Bureau) to try to determine if the City's existing Ordinance complies with current State law requirements or whether amendments to the Ordinance may be needed; and if amendments are needed whether voter approval would be required. The City Council also directed staff to place a card room discussion item on the agenda for the November 15, 2022, City Council meeting and insert a notice of the Nov. 15<sup>th</sup> card room discussion in the November utility bills to residents.

Discussion with a staff analyst at the Bureau did not produce any answers, and we were informed that only one attorney at the Department of Justice is assigned to the Bureau and available to conduct ordinance compliance reviews. The attorney has not yet been available to discuss or review the City's existing Ordinance, so we have no formal or informal determination from the Bureau whether the Ordinance

complies with Bus. and Prof. Code Section 19860(a). However, based on a review of the Ordinance and applicable State law, it seems unlikely the Bureau would determine the existing Ordinance is compliant with Bus. and Prof. Code Section 19860(a).

Based on Council direction at the October 4<sup>th</sup> City Council meeting, before pursuing any further Bureau review and input or devoting any further staff time on a potential card room or the necessary Ordinance amendments, the City Council should provide further direction on whether to pursue a potential card room.

The following flow chart of potential options and direction is provided to assist the Council discussion:

- Council could direct staff to pursue Bureau review of the existing Ordinance, or not pursue any review by the Bureau.
- If further Bureau review is directed:
  - o Bureau may determine existing Ordinance is sufficient (not likely based on B&P Code 19860(a)).
  - o Bureau determines existing Ordinance is inadequate.
    - Is a text amendment to be approved by Council possible without voter approval (not likely based on B&P Code 19860(a)).
    - Is voter approval of an Ordinance amendment needed (seems likely based on B&P Code 19860(a) and (b)).
- State could enact legislation in 2023 to reinstate the moratorium on card room licenses, and such legislation could terminate any card room pursuit depending on progress of any potential card room application or Ordinance amendment when legislation takes effect.
- Council could direct staff to open card room application window beginning after January 1, 2023.
  - o Direct staff to not begin any review of applications under the existing Ordinance until City receives determination from Bureau above and further Council direction at later City Council meeting.
  - o Merely accepting applications would not likely allow a card room to proceed if moratorium were reenacted, but it is possible – simply unknown due to potential legislation.
- Council could direct staff to take no further action regarding a card room, including not seeking any further Bureau review of the existing Ordinance.
- Council could direct staff to come back for further direction or bring an Ordinance amendment back to Council at a later meeting after City receives determination from Bureau above.
- Council could direct staff to bring forward a resolution at a later meeting to consider placing a ballot measure to repeal the Ordinance at the Nov. 2024 election.

Pending the Bureau's preliminary review and confirmation, the following steps appear necessary before the City may begin to accept any card room license application for review or conditionally approve any license application.

1. Update the Ordinance to conform to statutory requirements imposed in 1998 after the Ordinance was adopted. The Ordinance may need to be amended to specifically address and govern hours of operation, patron security and safety, and wagering limits. The Ordinance appears to adequately

address the location of a card room and a limit on the number of gambling tables. (Bus. and Prof. Code § 19860.) Additionally, the Ordinance provisions governing employee work permits likely need to be amended to allow for the Gambling Control Commission to object to employee work permits as specifically addressed in Bus & Prof. Code Section 19912.

2. Any proposed Ordinance amendment must be submitted to the Bureau of Gambling Control for (formal) review and comment before adoption. (Bus & Prof. Code § 19961.1.)
3. Given the time lapse between adoption of the new statutory requirements and adoption of an ordinance amendment to address them (24 years since Bus & Prof. Code Section 19860 was enacted) it is possible the Bureau may contend the City missed its opportunity to amend the Ordinance without further voter approval prior to July 1, 2000. (See Bus. & Prof. Code § 19860(b), which contains confusing and ambiguous language in this regard.)

Under the Ordinance, the City Council has discretion to announce that applications for a license will be accepted after January 1, 2023. This discretion also allows the City Council to announce or direct staff not to accept applications under the Ordinance or determine not to accept applications until the Bureau has concluded its review of the Ordinance and determined what, if any, amendments are needed. If Council desires to potentially accept applications, Council review of various provisions in the nearly 30-year-old Ordinance would also be prudent.

Finally, if the Council determines not to accept license applications or not pursue any necessary Ordinance amendment, then no further direction or action is needed, and the matter will not be pursued. The Ordinance will remain in effect but likely remain insufficient based on current State law, and the question of whether to repeal the Ordinance could be placed on the ballot for the voters to decide at the next municipal election in November 2024.

## **ENVIRONMENTAL REVIEW**

This action does not constitute a “project” pursuant to the California Environmental Quality Act.

## **FISCAL IMPACT**

No fiscal impact is at this time.

## **CONFLICT OF INTEREST**

Staff is not aware of any conflicts of interest.

## **Attachments:**

- October 4, 2022, City Council meeting staff report, including California Gambling Control Commission notice dated September 14, 2022
- November utility bill notice of potential card room discussion at November 15, 2022, City Council meeting



## **CITY COUNCIL OF THE CITY OF FOWLER**

ITEM NO: 9-A

### **REPORT TO THE CITY COUNCIL**

October 4, 2022

**FROM:** SCOTT CROSS, City Attorney

### **SUBJECT**

WORKSHOP on City of Fowler's Gaming Club Ordinance and State Moratorium on Cardroom Licenses

### **RECOMMENDATION**

Conduct a workshop on the City's current Gaming Club (Cardroom) Ordinance and the end of the State moratorium for cardroom licenses ending effective January 1, 2023 and discuss various options.

### **BACKGROUND**

The City of Fowler has an existing Gaming Club Ordinance that was approved by the voters of Fowler at a special election in 1992, and subsequently adopted by the City Council following voter approval. The Ordinance was amended several times between 1992 and 1996, and is in Title 5, Chapter, Sections 5-13.01 through 5-13.32 of the Fowler Municipal Code.

Following the adoption of the Ordinance, a gaming club license was issued by the City and approved by the State and the Vineyard Casino operated in the City for short time before apparently closing in about 1997 or shortly thereafter. No other license was subsequently issued by the City after the Vineyard Casino closed, and no gaming clubs have operated in the City since that time.

For many years State law (Business and Professions Code Sections 19962 and 19963) has prohibited the City and State from issuing a new gaming license for an establishment not licensed prior to 2000. Thus, once the Vineyard Casino closed and the license terminated, the State moratorium prohibited a new gaming club license in Fowler even though the City had an existing Ordinance that preceded the moratorium.



The State moratorium will expire on January 1, 2023. However, a comprehensive review of the City's Ordinance has not been performed to determine if all provisions comply with current State law. Due to State law changes after the Ordinance was adopted, it is possible the Ordinance will need to be amended to comply with current State law requirements (including Business and Professions Code Section 19860) and voter approval of an amended Ordinance may be required. City staff will need to confirm with the California Bureau of Gambling Control (Bureau) to determine if an amended Ordinance is required and if voter approval at an election will be required.

Attached is a notice from the California Gambling Control Commission dated September 14, 2022, addressing the end of the Cardroom license moratorium. The end of the State moratorium has led to some inquiries about the potential for a cardroom in Fowler. However, before City staff begins any efforts to consult with the Bureau on any necessary amendments to the City's Ordinance, discussion with and direction from the City Council is needed.

## **ENVIRONMENTAL REVIEW**

This action does not constitute a "project" pursuant to the California Environmental Quality Act.

## **FISCAL IMPACT**

No fiscal impact is at this time.

## **CONFLICT OF INTEREST**

Staff is not aware of any conflicts of interest.

## **Attachment:**

-California Gambling Control Commission notice dated September 14, 2022



**GAMBLING CONTROL COMMISSION**

2399 Gateway Oaks Drive, Suite 220  
Sacramento, CA 95833-4231  
(916) 263-0700 Phone  
(916) 263-0499 Fax  
[www.cgcc.ca.gov](http://www.cgcc.ca.gov)

PAULA LABRIE, CHAIR  
CATHLEEN GALGIANI  
ERIC C. HEINS  
WILLIAM LIU  
EDWARD YEE

September 14, 2022

To: All Interested Parties

Re: **Cardroom License Moratorium Ending Effective January 1, 2023**

Currently, pursuant to [Business and Professions Code section 19962](#), local jurisdictions cannot pass ordinances that either authorize legal gambling, or amend their existing ordinances in a way that would constitute an [expansion of gambling](#).

Pursuant to [Business and Professions Code section 19963](#), the California Gambling Control Commission (Commission) cannot issue a State Gambling License for a new gambling establishment that was not licensed prior to December 31, 1999 or did not have an application on file with the Department of Justice (Department) prior to September 1, 2000.

Collectively, these statutes form a moratorium on the expansion of controlled gambling, which has been in effect for more than two decades.

Historically, the Legislature extended this moratorium on the expansion of gambling. However, a bill to extend the moratorium did not pass by the end of the 2022 legislative session. As a result, the existing moratorium, as currently constituted by Business and Professions Code sections 19962 and 19963, expires on January 1, 2023.

Despite the expiration of the moratorium, existing Cardrooms seeking to increase their authorized permanent tables, or individuals seeking to own or operate a new cardroom, must be in compliance with all relevant federal, state, and local laws.

Local ordinances limit the number of permanent gaming tables or gambling establishments allowed in their jurisdiction. Any application or request submitted must not exceed the gaming allowances provided by the local jurisdiction.

The Commission cannot approve a request for an increase in authorized tables, or approve an application for a State Gambling License to own or operate a new Cardroom, without the corresponding local jurisdiction having already enacted a gambling ordinance or expanded their existing gambling ordinance in compliance with [Business and Professions Code section 19860](#), [Business and Professions Code section 19960](#), and [Business and Professions Code section 19961](#).

For local jurisdictions seeking to enact a new gambling ordinance or expand an existing ordinance, there are instances in which an election must be held to approve the new or expanded ordinance pursuant to Business and Professions Code section 19960 and Business and Professions Code section 19961.

Pursuant to [Business and Professions Code section 19961.1](#), any amendment to a city or county ordinance relating to gambling establishments, or the Gambling Control Act, must be submitted to the Department's Bureau of Gambling Control for review and comment before the ordinance is adopted by the city or county.

Business and Professions Code section 19860 and [Business and Professions Code section 19923](#) expressly direct the Commission to deny gambling licenses to applicants who are not in compliance with the local ordinances governing gambling.

For those considering submitting an application for a new State Gambling License, applicants must be found suitable by the Commission, and part of that suitability includes the applicants obtaining all relevant approvals from the local jurisdiction in which they plan to own and operate a Cardroom.

Before submitting a request for additional authorized permanent tables, or an application for a State Gambling License, consult your local jurisdiction. Confirm that your local jurisdiction has a gaming ordinance that is in compliance with Business and Professions Code sections 19860, 19960, and 19961, and that your request does not violate the local ordinance. The Commission cannot grant approvals to applicants who are not in compliance with the local ordinance.

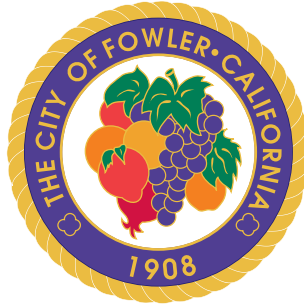
The Commission has updated the [Frequently Asked Questions](#) page on its website, under the "Cardroom" subcategory, with new information and guidance regarding the moratorium.

If you have any questions, please call the Commission at (916) 263-0700 or email [comments@cgcc.ca.gov](mailto:comments@cgcc.ca.gov).

Sincerely,

A handwritten signature in blue ink that reads "Stacey Luna Baxter". The signature is fluid and cursive, with the first name "Stacey" being the most prominent.

STACEY LUNA BAXTER  
Executive Director



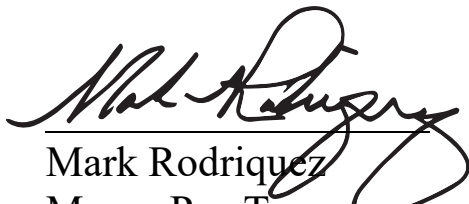
## **Notice of Potential Card Room Discussion at Fowler City Council Meeting**

Dear Fowler Community:

During the Tuesday, November 15, 2022 Fowler City Council meeting, the City Council will discuss the expected end of the State of California moratorium on card room licenses, and options available to the City for a potential card room in Fowler.


The meeting will be held on Tuesday, November 15, 2022, beginning at 6:00 p.m. at Fowler City Hall located at 128 South 5th Street. The public is invited to attend the meeting and provide input about a potential card room in Fowler.

The meeting agenda will be posted online at <http://www.fowlercivcity.org> on Thursday, November 10th.

  
Mark Rodriguez  
Mayor Pro-Tem

  
Karnig Kazarian  
Councilmember

  
Juan Mejia  
Councilmember

  
Daniel Parra  
Councilmember