

**MINUTES OF THE FOWLER CITY COUNCIL MEETING
JULY 19, 2005**

Mayor Simonian called the meeting to order in the Council Chambers at 7:00 p.m.

Council members present: Simonian, Cardenas, Aguayo, Nagata

Council members absent: Shaw

City staff present: City Manager Elias, City Clerk Davis, Finance Director Wong,
Community Development Director Deaver, Senior/Recreation
Director Monis, City Attorney Maiya Yang

The Flag Salute and the Pledge of Allegiance were followed by an invocation given by Mayor Simonian.

PUBLIC HEARING:

APPEAL OF PLANNING COMMISSION REVOCATION OF CONDITIONAL USE PERMIT (C.U.P.) NO. 82-5 (JOHN SPILLMAN)

Mayor Simonian opened the duly noticed public hearing regarding the appeal of the Planning Commission's revocation of C.U.P. No. 82-5, at 7:03 p. m. City Manager Elias recommended continuing the matter to allow time to research other methods of resolution, noting that Mr. Spillman was also in agreement to continue the hearing. There being no further public comment, Mayor Simonian closed the public hearing at 7:04 p. m.

Councilmember Aguayo made a motion to continue the hearing on the revocation of C.U.P. No. 82-5 to the next regularly scheduled meeting on August 2, 2005. The motion was seconded by Councilmember Cardenas and carried on a 4-0-1 roll-call vote, with Mayor Pro-Tem Shaw absent.

COMMUNICATIONS

City Manager Elias introduced Attorney Maiya Yang, who was attending the meeting in City Attorney Wolfe's absence. City Manager Elias informed the Council of the arrangements for attending the upcoming League of California Cities Mayor's and Councilmembers Forum in Monterey.

STAFF REPORTS

A) DESIGNATE LEAGUE CONFERENCE VOTING DELEGATE/ALTERNATE

City Manager Elias said that the League of California Cities had requested that a voting delegate and alternate be designated for their business meeting at the upcoming Annual Conference in October. Since the membership takes action on conference resolutions during this meeting, he

recommended that both the voting member and alternate be a Councilmember. The consensus of the Council was to designate Councilmember Aguayo as the voting member and Councilmember Cardenas as the alternate.

B) CITY MANAGER'S REPORT

There was no City Manager's Report given.

C) COMMUNITY DEVELOPMENT DIRECTOR'S REPORT

Community Development Director Deaver reported that permits had been issued for the Johnny Quik project. Permits had also been issued to FDS Manufacturing for their \$2.2 million expansion project.

FINANCE DEPARTMENT REPORT - POLICE/FIRE DEPARTMENT REPORT - CITY ATTORNEY'S REPORT

No reports were given.

CONSENT CALENDAR

The Consent Calendar consisted of: A) Ratification of Warrants - July 19, 2005; B) Approve Minutes of the City Council Special Meeting - July 5, 2005, and Regular Meeting - July 5, 2005; C) Approve Special Agreement for Engineering Services for 10th Street Storm Drain - Main Street to 500 feet north of Mariposa Street; C) Approve Executing Program Supplement Agreement No. 006-M to Administering Agency-State Agreement No. 06-5173 (Merced Street Sidewalk Improvements) and authorize the City Manager to execute the agreement. Councilmember Cardenas made a motion to approve the Consent Calendar as presented, seconded by Councilmember Aguayo. The motion carried on a 4-0-1 roll-call vote.

COMMITTEE REPORTS

Councilmember Aguayo attended a Planning Commission meeting on July 7, 2005, where improvements to Popsie's restaurant were approved. He noted that the City would have the ability to use some of the property for public parking. He also attended a Recreation Commission meeting and reported that an ice cream/swim party would be held at the Fowler High swimming pool on Saturday, August 6, 2005.

Councilmember Cardenas attended the League of California Cities South San Joaquin Valley Division (SSJVD) Executive Board meeting on July 13, 2005. The board discussed the deadline for nominations for the 2005-2006 SSJVD Executive Board officers. He also attended an S.K.F. meeting and reported that the new District office was almost complete and the tentative date for the grand opening would be Wednesday, September 21, 2005 from 4:00 - 6:00 p. m. He said that Kings River Conservation District had approached S.K.F. regarding the purchase of 20 acres of District land for a future power plant.

ADJOURNMENT

Councilmember Aguayo made a motion to adjourn, seconded by Councilmember Cardenas. The meeting adjourned by general consensus at 7:27 p.m.