



## AGENDA

### Special City Council Meeting

City Council Chamber

Chowchilla City Hall - 130 S. Second Street, Chowchilla, CA 93610

**Wednesday, May 18, 2022 – 5:30 p.m.**

City Hall is now open to the public for business. The City Council Chamber is **OPEN** to the public for City Council meetings. City Council meetings will also be available to view and participate via **Zoom**. Please read Page **2** of this agenda packet for Zoom login and participation information.

Agendas for all City Council meetings are posted at least 72 hours prior to the meeting in the kiosk just outside of City Hall, 130 S. Second St., Chowchilla, CA 93610.

Agendas for Special Meetings are posted 24 hours prior to the meeting.

Any writing or documents provided to a majority of the City Council regarding any item on this agenda will be made available for public inspection on the city website at [www.CityofChowchilla.org](http://www.CityofChowchilla.org).

The City of Chowchilla complies with the Americans with Disabilities Act (ADA of 1990). The Council Chambers is accessible to the physically disabled. If you need special assistance, please call (559) 665-8615, ext. 102 at least 4 days prior to a regular meeting, 1 day for a special meeting.

#### **CALL TO ORDER/ROLL CALL:**

Mayor: John Chavez

Mayor Pro Tem: Ray Barragan

Council Members: Waseem Ahmed, Diana Palmer, Kelly Smith

City staff and contract employees present at the meeting will be noted in the minutes.

#### **OPEN SESSION – 5:30 PM**

#### **PLEDGE OF ALLEGIANCE**

#### **INVOCATION:**

#### **NEW BUSINESS - Section 1**

- 1.1 Consideration and Approval of an Aerial Fireworks Display at the Chowchilla Municipal Airport on May 21, 2022 for the Chowchilla-Madera County Fair Spring Festival and Authorizing the Fire Chief to Approve and Sign all Related Documents Thereto (Gaumnitz)**

#### **ADJOURNMENT**

I, Joann McClendon, CMC, City Clerk, do hereby declare under penalty of perjury that the foregoing agenda was posted at Chowchilla City Hall, 130 S Second Street, Chowchilla, CA and made available for public review on this 17th day of May, 2022 at or before 5:00pm.

Joann McClendon, CMC, City Clerk

**\*SPECIAL NOTICE REGARDING PUBLIC PARTICIPATION DUE TO COVID-19\***

**Public meetings are still open to the public to attend in-person. However, if you wish to attend remotely, please read the message below.**

Consistent with AB 361 and Government Code section 54953, this meeting will be held remotely. Members of the public may access the meeting using the following information:

**Zoom login instructions**

**Use the following url to start Zoom:**

<https://us06web.zoom.us/j/84544859428?pwd=N1krRWx0WTQ4ZW13c1Bzd2VnQ3V2dz09>

**Passcode: 90 45 90**

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**To participate by phone, dial: 1-877-853-5247**

**Webinar ID: 845 4485 9428**

**Passcode: 90 45 90**

Staff highly recommends that participants log into Zoom 15 minutes before the meeting begins to perform an audio check and to make sure you have optimal internet connection.

**Options to participate / view / and listen to the meeting:**

- **If you wish to speak on an item using the Zoom platform on your computer/laptop or smart phone**, please use the “raise hand” icon and you will be unmuted when it is your turn to speak. Please provide your name when unmuted. You will be able to speak to the Committee for up to 3 minutes.
- **If you are calling in to the meeting only (no camera/video) and you wish to make a comment**, press \*9 to “raise your hand” and \*6 to unmute yourself.



## REPORT TO THE CITY COUNCIL

Meeting of: May 18, 2022

**AGENDA SECTION:** New Business

**SUBJECT:** Consideration and Approval of an Aerial Fireworks Display at the Chowchilla Municipal Airport on May 21, 2022 for the Chowchilla-Madera County Fair Spring Festival and Authorizing the Fire Chief to Approve and Sign all Related Documents Thereto

**PREPARED BY:** Fred Gaumnitz, Fire Chief

**ATTACHMENTS:** Application, Certificate of Insurance, Map

REVIEWED BY ADMINISTRATOR

REVIEWED BY ATTORNEY

REVIEWED BY FINANCE

**RECOMMENDATION:**

Approve aerial fireworks display for May 21, 2022 at the Chowchilla Municipal Airport.  
Authorize Fire Chief to approve necessary documents for display (State and Local Permits).

**BACKGROUND:**

This will be the first time Chowchilla Fairgrounds has provided an aerial firework display for the Chowchilla Spring Festival.

**REASON FOR RECOMMENDATION:**

The Chowchilla Fair representatives have met with City Staff and desire to conduct this event at the Chowchilla Municipal Airport.

In previous years the fireworks have been shot from the southern side of the fairgrounds. With it being the Spring Festival and having several events on the same day as the fireworks, the location of discharge of fireworks is being moved onto airport property to gain the required clearance from public access to the mortars.

Additional items that were discussed in the above-mentioned meeting were:

- A- The need for the City Public Works Department to post a NOTAM with FAA advising of the aerial fireworks display and its proximity to and on the airport.
- B- After the event Chowchilla Fairgrounds representatives to check and remove any large debris from the airport that would hinder the normal operation of the airport and/or planes using the airport
- C- Chowchilla Fairgrounds to arrange for City application for aerial fireworks display.
- D- Chowchilla Fairgrounds contractor (pyrotechnician) to obtain permit from State Fire Marshal's Office for aerial fireworks display.

- E- Pyrotechnician to provide insurance at required amounts and name City and Chowchilla Fairgrounds, Chowchilla Municipal Airport, and Chowchilla Fire Department as additional insureds.
- F- Fire department representative to inspect and approve mortars for safety and compliance prior to discharge.
- G- Fire department to provide stand-by service aerial fireworks event.
- H- That under City Municipal Code 8.24.170, it states the permit shall be filed not less than thirty days before the public display.
- I- That the large debris pile on the south side of the fairgrounds be disposed of or moved out of range of the firing site.

**FISCAL IMPACT:**

Staff and equipment costs to provide fire inspections and stand-by for event.

**ALTERNATIVES:**

City Council does not approve permit.

**ACTIONS FOLLOWING APPROVAL:**

Verify receipt of City application, State application, and insurance certificates.

Public Works (as airport manager) to post NOTAM for airport, notifying of aerial fireworks.

May 13, 2022

Chowchilla Fire Department  
Attn: Fire Chief Fred Gaumnitz  
240 N 1st Street  
Chowchilla, CA 93610  
FAX: (559) 665-8627

Dear Chief Gaumnitz,

Please find enclosed our Application for Permit to conduct a fireworks display for **Chowchilla Fairgrounds** on **May 21, 2022**. The certificate of insurance covering the display and a diagram of the firing site are also enclosed.

Please bill any applicable standby fees directly to:  
**Chowchilla Fairgrounds**  
**Gene Beels**  
**1000 S. Third St.**  
**Chowchilla, CA 93610**

If you have any questions or need further information please telephone our office at (909) 355-8120. We would appreciate a copy of the permit after it has been approved. Thank you.

Sincerely,

*Pyro Spectaculars, Inc.*

*Carlos Madrigal*

*Carlos Madrigal*  
Customer Service Representative  
[cmadrigal@pyrospec.com](mailto:cmadrigal@pyrospec.com)  
/cm

Enclosures

# Application for Permit -- Public Fireworks Display

We, Pyro Spectaculars, hereby make application for permit to conduct a display of fireworks by the California State Health and Safety Code, and agree to comply in every particular with the law pertaining thereto as set forth in Part 2 of Division 11, Division 12, and other applicable sections of the Health Safety Code, and the Rules and Regulations adopted by the State Fire Marshal.

Sponsoring Organization: **Chowchilla Fairgrounds**

Address: **1000 S. Third Street, Chowchilla, Ca 93610-**

Person in charge of display: **Domenic Oliveira Lic#: 3389-02 (559) 790-6055**

Location of display: **Chowchilla Fairgrounds - SouthEast Corner on Airport apron 16487 Ave 25 Chowchilla, CA Third Street and Airport Drive**

Dates of display: **Saturday, May 21, 2022**

Time of display: **Approximately 9:00 PM**

Pyrotechnic Operator in charge (license number):

**Domenic Oliveira Lic#: 3389-02 (559) 790-6055**

Type of Display:

Aerial

Low Level

Set Pieces

Devices

Manual

Electric

## Description of Product to be Fired

*High Level Aerial (Approximately 200 - 1,000 feet)*

80 - 3" Single Break Aerial Shell(s)

30 - 4" Single Break Aerial Shell(s)

18 - 5" Single Break Aerial Shell(s)

Description of storage facilities and location on grounds: **Delivered to site on date of display**

## Insurance/License

Workers Compensation: **State Compensation Insurance Fund**

Date: **10/14/2021 - 10/14/2022**

Public Liability Insurance: **\$ 1,000,000.00** (Certificate attached)

General Public Display License No. 672 issued by State Fire Marshal

Wholesale License No. W-144 issued by State Fire Marshal

**Pyro Spectaculars**

Applicant's Signature



Applicant's Address

**PO Box 2329, Rialto, CA 92377**

## APPROVAL FOR PERMIT

PERMIT FOR PUBLIC DISPLAY OF FIREWORKS to be held (date)

is hereby Granted \_\_\_\_\_

Denied \_\_\_\_\_

Signature \_\_\_\_\_

Title \_\_\_\_\_

**DRAYTON INSURANCE BROKERS, INC.**

2500 CENTER POINT ROAD, SUITE 301  
BIRMINGHAM, ALABAMA 35215  
TELEPHONE: (205) 854-5806

POST OFFICE BOX 94067  
BIRMINGHAM, ALABAMA 35220  
FAX: (205) 854-5899

**CERTIFICATE OF INSURANCE**

NO. 210128

We certify that insurance is afforded as stated below. This Certificate does not affirmatively or negatively amend, extend or alter the coverage afforded by the insurance policy and the insurance afforded is subject to all the terms, exclusions and conditions of the policy.

**INSURER** Admiral Insurance Company **POLICY NO.** CA000002771-36

**NAMED INSURED** Pyro Spectaculars, Inc. Pyro Spectaculars by Souza  
 Pyro Events, Inc. Pyro Spectacular Industries, Inc.  
 Pyro Spectacular Productions, Inc. North American Fireworks Co., Inc. (NAFCO)  
 P.O. Box 2329 San Diego Fireworks  
 Rialto, California 92377

**POLICY TERM** January 13, 2022 to January 13, 2023; Both Days 12:01 A.M. Standard Time

**COVERAGE** Commercial General Liability:  Occurrence Basis  Claims Made Basis

**LIMIT OF LIABILITY** \$1,000,000 each occurrence, \$2,000,000 general aggregate, \$2,000,000 products/completed operations aggregate  
 The limit of liability shall not be increased by the inclusion of more than one insured or additional insured.

**INSURED OPERATIONS** Public fireworks display and special effects contractor

It is certified that, if named below, this policy includes as Additional Insureds 1) the sponsor(s), promoter(s), organizer(s) (including other entities having similar interests), of insured pyrotechnic events and/or 2) the owner(s) of real property (or barges) at which insured pyrotechnic events are held and/or 3) the owner(s), manager(s), tenant(s), mortgagee(s) (including other entities having similar interests), of buildings, stadiums, arenas and similar facilities at which insured pyrotechnic events are held and/or 4) the licensing or permitting authority, or other authority having jurisdiction, issuing licenses/permits for insured pyrotechnic events and/or 5) any other entity for which the insurance is required to be afforded under written contract. Coverage applies only as respects the legal liability of such Additional Insured(s) for bodily injury and property damage caused by the operations of the Named Insured. The insurance afforded any Additional Insured does not include coverage for any bodily injury or property damage arising from the failure of such Additional Insured to fulfill its obligations specified in its contract with the Named Insured.

**NAME & ADDRESS OF INSURED SPONSORS,  
PROPERTY OWNERS, LICENSORS**

**Chowchilla Fairgrounds  
1000 S. Third St.  
Chowchilla, CA 93610**

**ADDITIONAL INSURED(S) Chowchilla Fairgrounds, Chowchilla Speedway, Chowchilla Municipal Airport,  
City of Chowchilla, Chowchilla Fire Department and their officers agents and employees when acting in  
their official capacity as such.**

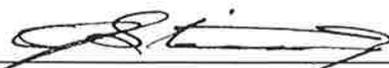
**DISPLAY LOCATION**  
**Chowchilla Fairgrounds**  
**Chowchilla, CA**

**DISPLAY DATE(S)**  
**May 21, 2022**

It is certified that this policy requires a 30 day mutual notice of cancellation between the Insurer and the Named Insured. In the event of such cancellation we will endeavor to mail 10 days written notice to the Additional Insured(s), whose name and address is shown hereon, but failure to mail such notice shall impose no obligation or liability of any kind upon the insurer and/or the undersigned.

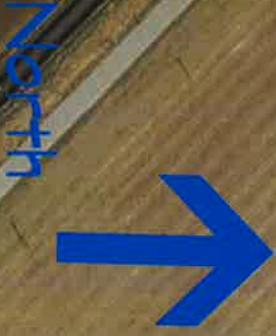
**DRAYTON INSURANCE BROKERS, INC.**

May 13, 2022  
**DATE OF ISSUE**

  
**A.J. STRINGER, PRESIDENT**  
CALIFORNIA LICENSE NO. 0A18664

# Chowchilla Fairgrounds

Max Cal 5"



[www.pyrospec.com](http://www.pyrospec.com)

