

KERMAN CITY COUNCIL

COUNCIL MEETING

October 01, 2008 – Regular Meeting

6:30 PM

MINUTES

Community Teen Center

15101 Kearney Plaza

Kerman, CA 93630

City Council: Mayor Trinidad Rodriguez, Richard Stockwell, Raj Dhaliwal, Jack Sidhu, Charlie Jones

Council meetings are intended to be accessible to all persons. Please let us know if you require any accommodation to allow you to access and participate in this meeting. For assistance, please call (559) 846-9380 two days prior to the meeting.

Materials related to an item on this agenda that are public documents and are submitted after distribution and posting of the agenda are available for public inspection in the City Clerk's office at 942 South Madera Avenue, Kerman, during normal business hours. Documents that are public documents provided by others during a meeting will be available at the same location during business hours after the meeting.

Present: Mayor Rodriguez, Council Members Dhaliwal, Jones, and Sidhu.

Absent: Council Member Stockwell

Also Present: City Manager, City Attorney, City Clerk, City Engineer, Planning and Development Services Director, Public Works Director, and Finance Director.

WELCOME - Mayor Trinidad M. Rodriguez

CALL TO ORDER

6:34 p.m.

ROLL CALL - City Clerk Renee Holdcroft

INVOCATION - As Offered

PLEDGE OF ALLEGIANCE – City Clerk

1. **AGENDA APPROVAL**

Approved: CJ/JS (4-0-1
Absent)

2. **PRESENTATIONS/COMMENDATIONS**

2.A **Kerman Sikh Youth Association (KSYA) - Presentation Regarding Cultural Classes - KSYA Program Organizer Davinder Sidhu will provide Council with an update and list of activities.[RM]**

Presented

Recommendation: Council ask questions about the program.

REQUEST TO ADDRESS COUNCIL

ITEM 7.B WAS MOVED UP ON THE AGENDA TO BE ADDRESSED AT THIS TIME

7.B Update - General Plan Sphere of Influence Expansion - Tax Sharing Agreement with Fresno County [RM]

No action taken at this time.

Fresno County Supervisor Larsen addressed the recent Board of Supervisors actions regarding Kerman's General Plan Sphere of Influence Expansion - Tax Sharing Agreement with Fresno County.

Recommendation: Council Direction

THE AGENDA RETURNED TO REGULAR ORDER.

3. PUBLIC HEARINGS / PUBLIC MEETING – 6:30 p.m.

4. CONSENT CALENDAR (Items that are not pulled from the Consent Calendar are approved by a single motion.)

Approved: CJ/JS;
(4-0-1 Absent)

4.A Approval of Minutes:
September 17, 2008 Minutes

4.B Payroll Report:
Payroll Report: August 07, 2008 - September 20, 2008:
\$116,406.68; Overtime: \$14,026.93; Standby & FTO: \$940.52;
Retro Pay: \$80.77; Comp Time Earned: 33.75

4.C Warrants:
Warrant Nos. 26947 - 27060 - \$560,496.05

4.D Resolution: Accepting Real Property on Behalf of the Public from the Giacolini Family for Community Park. [GH]

Recommendation: City Council adopt the attached resolution accepting the real property on behalf of the public.

5. PETITIONS, BIDS, RESOLUTIONS, ORDINANCES, AGREEMENTS, ETC.

5.A Resolution: Award of Bid for ADA Curb Ramp Project (Community Development Block Grant Funding) [GH]

Adopted: CJ/RD;
(4-0-1 Absent)

The City Manager noted a correction to the amount of additional dollars reported in the staff report. The CDBG dollar amount is \$41,000 not \$410,000.

Recommendation: We recommend that the Council adopt the Resolution Accepting the Bid from Berkeley Cement, Inc. for \$127,239.90 and authorize the City Manager to sign the Agreement and authorize the anticipated additional CDBG funds for a contract change

and/or change order.

5.B Resolution: Authorization for Execution of Financial Assistance Application with the State Water Resources Control Board for Waste Water Treatment Plant Expansion [KM]

Adopted: CJ/JS;
(4-0-1 Absent)

Recommendation: City Council adopt revised Resolution 08-49 with the changes.

5.C Resolution: Approving an Agricultural Lease of 15.2 Acres of Temporarily Surplus Park Lands [RM]

Adopted: CJ/RD;
(4-0-1 Absent)

Recommendation: City Council adopt the Resolution Approving an Agricultural Lease of 15.52 Acres of Temporarily Surplus Park Lands.

5.D Resolution: Approving Agreement for Option to Purchase Between the City of Kerman and Jack E. Wagenleitner, Jean Wagenleitner, and Alene Hamilton. [RM]

Adopted: CJ/RD;
(4-0-1 Absent)

Recommendation: Council adopts Resolution Approving Agreement for Option to Purchase between the City of Kerman and Jack E. Wagenleitner, Jean Wagenleitner, and Alene Hamilton.

6. WRITTEN COMMUNICATIONS

None

7. ADMINISTRATIVE REPORTS

7.A COPS/SLESF Expenditure Plan for 2008/2009 - FY 2008/09 Budget Amendment (SLESF Grant Budget (10.0 3061) [TLP]

Approved: CJ/JS
(4-0-1 Absent)

Recommendation: Council approve the 2008/2009 City of Kerman SLESF Expenditure Plan, as presented on the amended page 19 of the City of Kerman 2008/2009 Budget, with \$68,060 budgeted for Salaries and \$31,940 budgeted for Fringe Benefits.

7.B Update - General Plan Sphere of Influence Expansion - Tax Sharing Agreement with Fresno County [RM]

This item was relocated on the Agenda to before Public Hearings. See above.

Recommendation: Council Direction

7.C Rescheduling City Council/KUSD Joint Annual Meeting Previously Set for October 22, 2008 [RH]

Council recommend December 10 for the joint meeting 6:30 pm. CTC CJ/JS approve..

Recommendation: Council determine if the new date accepted by

8. COUNCIL REPORTS

8.A Mayor's Report

8.B Council Members' Reports

COUNCIL ADJOURN INTO CLOSED SESSION (9. a b e f)

8:18 p.m.

9. CLOSED SESSION

9.A Government Code 54956.9(c)- Conference with Legal Counsel on Anticipated Litigation: Council Determining Whether to Initiate Litigation; one Potential Case.

9.B Government Code 54956.8. Discussion Regarding Property Negotiations: Park Site; Agency Negotiator: City Manager; Negotiating Parties: Parties requested Confidentiality; Under Negotiation: Purchase of Land for Park Property

9.C Government Code 54956.8. Discussion Regarding Property Negotiations; Agency Negotiator: City Manager; Negotiating Parties: Parties Requested Confidentiality; Under Negotiation: Agricultural Lease of 15.52 Acres of Temporarily Surplus Park Lands

9.D Conference With Labor Negotiators: Employee Mid-Management and Miscellaneous Representatives

9.E Government Code Section 54956.9(b) - Conference with Legal Counsel - Anticipated Litigation - 2 Potential Cases (Mr. Lopez and Fresno County)

9.F Government Code 54956.8, Conference with Real Property Negotiator; Property: Portion of NE Quarter, Section 18, Township 14 South, Range 18 East, 1 acre, more or less, adjacent to San Joaquin Valley RR Right-of-Way. Negotiating Parties: City Manager Ron Manfredi for City and Josephine H. McClain and others for Property Owner. Under Negotiation: Price and Terms.

COUNCIL RECONVENE FROM CLOSED SESSION

8:50 PM

10. ADJOURNMENT

8:50 PM

MINUTES CERTIFICATION

I, L. RENEE HOLDCROFT, City Clerk for the City of Kerman, do hereby declare under penalty of perjury that the above Minutes are a true depiction of all actions taken at the City Council meeting held on the first date above written at Kerman Community/Teen Center, 15101 Kearney Plaza, Kerman, CA.

Date: 10/16/08

Renee Holdcroft
L. Renee Holdcroft - city clerk