

KERMAN CITY COUNCIL

COUNCIL MEETING

April 16, 2008– Regular Meeting

6:30 PM

MINUTES

Community Teen Center

15101 Kearney Plaza

Kerman, CA 93630

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 Pro Tem Richard Stockwell, Raj Dhaliwal, Jack Sidhu, Charlie Jones. **Absent:** Trinidad M. Rodriguez

Also Present: Ron Manfredi, Mark Blum, Renee Holdcroft, Gary Horn, Luis Patlan, Bill Newton, Tim Przybyla, Philip Gallegos.

WELCOME - Mayor Trinidad M. Rodriguez

CALL TO ORDER

ROLL CALL - City Clerk Renee Holdcroft

INVOCATION – Offered by Ron Manfredi, City Manager

PLEDGE OF ALLEGIANCE – City Clerk

6:30 p.m.

1. AGENDA APPROVAL

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

2. PRESENTATIONS/COMMENDATIONS

2.A Oath of Office: Swearing in of new Police Officer Peter Magallon.
[WWN]

Introduced by
Police Chief. Oath
performed by City
Clerk.

2.B Presentation: Kerman Unified School District Measure K Bond
Committee - Dan Safreno, Chairperson [RM]

Presented. .

Staff directed to bring a resolution back on Consent Calendar.

FOLLOWING ITEM WAS PULLED AND WILL BE RESCHEDULED TO A FUTURE MEETING -

2.C Presentation: North Central Fire Protection District - Fire Prevention
Fees (City of Fresno, Deputy Fire Chief/Fire Marshall, Kerri Donis)
[RM]

REQUEST TO ADDRESS COUNCIL

None.

- | | |
|--|---|
| <p>3. PUBLIC HEARINGS / PUBLIC MEETING – 6:30 p.m.</p> <p>3.A Resolution: Approving Tentative Parcel Map 08-01, Subject to Conditions of Approval [LP]</p> <p>Recommendation: Council adopt resolution approving Tentative Parcel Map 08-01, subject to conditions of approval.</p> <p>3.B Public Hearing and Adoption of Development Impact Fees (Effective July 2008). [GH]</p> <p>Recommendation: The Council adopt the attached resolution adopting the proposed fees to become effective July 1, 2008.</p> <p>4. CONSENT CALENDAR (Items that are not pulled from the Consent Calendar are approved by a single motion.)</p> <p>4.A Approval of Minutes:
Minutes - 4/2/08</p> <p>4.B Payroll Report:
Payroll Report: March 23, 2008 - April 5, 2008: \$115,330.79</p> <p>Overtime: \$7,846.20; Standby & FTO: \$842.07; Retro: \$51.09; Comp Time Earned: 23.26</p> <p>4.C Warrants:
Warrants Nos. #25808 - #25900 \$670,155.99</p> <p>4.D Resolution: Final Acceptance and Notice of Completion for 2007 Street Overlay Project [GH]</p> <p>Recommendation: Council approve the enclosed resolution accepting the work by JWT General Engineering, Inc. and authorizing the filing of the Notice of Completion.</p> <p>4.E Resolution: Applications to Council of Governments for 2009 Federal Transportation Funds [GH]</p> <p>Recommendation: Council adopt the attached resolution regarding the timely completion of the submitted projects.</p> <p>4.F Proclamation: Declaring May 4 Through May 10, 2008 Municipal Clerks Week [RH]</p> <p>Recommendation: Council Adopt Proclamation Declaring May 4 Through May 10, 2008 Municipal Clerks Week.</p> | <p>Public Hearing:
Opened: 6:55 p.m.
Closed: 6:56 p.m.</p> <p>Approved: CJ/RD
(4-0-1 TR Absent)</p> <p>Public Hearing:
Opened: 7:01 p.m.
Closed: 7:02 p.m.</p> <p>Approved: CJ/JS
(4-0-1 TR Absent)</p> <p>Approved: CJ/JS
(4-0-1 TR Absent)</p> <p>None.</p> |
| <p>5. PETITIONS, BIDS, RESOLUTIONS, ORDINANCES, AGREEMENTS, ETC</p> | <p>None.</p> |

6. WRITTEN COMMUNICATIONS

6.A Letter from Central Valley Risk Management Authority (RMA) Requesting in Opposition to AB 1985 [TP]

Approved: CJ/RD
(4-0-1 TR Absent)

Recommendation: Council authorize Mayor Rodriguez to sign a letter in opposition to AB 1985 and send it to the State Legislature.

6.B Letter of Support: Assembly Bill 2254 Education Funding Flexibility [RH]

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

Recommendation: Council decide if they would like to express their support for this bill. If so, a draft letter of support is attached. No action is also an option.

7. ADMINISTRATIVE REPORTS

7.A Refuse Contract - Selection of Contractor for Refuse Services (Garbage, Recycling & Green Waste) [RM]

Approved: CJ/RS
(3-1-1 - JS No; TR Absent)

Councilman Sidhu felt this should be presented in a Public Hearing for citizens to decide.

Recommendation: Council:

1. Authorize City Manager in collaboration with City Attorney to develop a contract with Mid Valley Disposal for Refuse services to begin August 2008
2. Develop Residential Refuse contract payments @ \$14.05/mo with a new customer rate structure to decrease approximately \$2.20/mo
3. Develop Commercial Refuse payment & rates structure which will be enacted when businesses, schools and apartment complexes sign on to begin recycling services

Bring the above back to City Council @ the May 7th Council meeting for approval.

7.B Concept Report - Agreement with Fresno Irrigation District for Acquisition of Surface Water Allocation. [GH]

Approved: RS/JS
(4-0-1 TR Absent)

Agreement to come back at future meeting.

Recommendation: Staff is seeking concurrence that the Council would support an agreement with FID to pay an annual assessment fee for surface water rights.

8. COUNCIL REPORTS

8.A Mayor's Report

8.B Council Members' Reports

**COUNCIL RECESS TO THE REDEVELOPMENT AGENCY MEETING
COUNCIL RECONVENE TO THE CITY COUNCIL MEETING
COUNCIL ADJOURN INTO CLOSED SESSION (All 3 Items)**

8:37 p.m.
8:44 p.m.
8:45 p.m.

9. **CLOSED SESSION**

- 9.A **Government Code Section 54957 - Public Employee Discipline/Dismissal/Release**
- 9.B **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.**
- 9.C **Government Code Section 54956.9(a), Conference with Legal Counsel - Pending Litigation: Property line dispute regarding 15408 W. California. City of Kerman v. Mr. Alden Martin.**

COUNCIL RECONVENE FROM CLOSED SESSION (with no reportable action)

8:49 p.m.


10. **ADJOURNMENT**

8:52 p.m.

MINUTES CERTIFICATION

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

Date: 5-8-08


L. Renee Holdcroft
City Clerk