

# KERMAN CITY COUNCIL

## COUNCIL MEETING

Wednesday, November 05, 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 Trinidad M. Rodriguez, Council Members Richard Stockwell, Jack Sidhu, Raj Dhaliwal, and Charlie Jones.

**Absent:** None

**Also Present:** City Manager, City Attorney, City Clerk, City Engineer, Public Works Director, Finance Director, Community Service 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

Performed

1. **AGENDA APPROVAL**

Approved: CJ/RS (5-0)

2. **PRESENTATIONS/COMMENDATIONS**

2.A **Presentation: Fresno County Community Development on HUD's new Neighborhood Stabilization Program, Yvette Quiroga, Community Development Division of Public Works & Planning Dept., Fresno County [RM ]**

Presented

**Recommendation:** City Council accept report and ask questions regarding the administration of the program.

**REQUEST TO ADDRESS COUNCIL**

None

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

**3.A Public Hearing: Resolution Updating City of Kerman Building and Planning Fees [LP/KC]**

Minute Order:  
RS/CJ, (5-0) This  
item is carried over  
to November 19  
meeting.

**Recommendation:** Staff recommends that the City Council continue the "Public Hearing" updating building and planning fees to the November 19th meeting

Approved: CJ/JS;  
(5-0)

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

**4.A Approval of Minutes:**  
Minutes: October 15, 2008

**4.B Payroll Report:**  
Payroll Report: October 05, 2008 - October 18, 2008: \$114,734.69;  
Overtime: \$2,388.10; Standby & FTO: \$999.41; Comp Time  
Earned: 58.50

**4.C Warrants:**  
Warrant Nos. 27189 - 27300 \$335,417.03

**4.D Resolution: Final Acceptance of Improvements Tract No. 5928, East Kerman Development [GH]**

**Recommendation:** Staff recommends that the Council adopt the attached resolution accepting the improvements for Tract No. 5928 and authorize the filing of the Notice of Acceptance.

**4.E Resolution: Acceptance of Various Easements for Walnut Avenue in Tract No. 5416. [GH]**

**Recommendation:** Staff recommends that the Council adopt the attached resolution accepting the listed easements on behalf of the public for public use.

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

**5.A Resolution: Revising Fees Related to the Sale of Dirt from Ponding Basins [KM]**

Approved: CJ/RS;  
(5-0)

**Recommendation:** Staff recommends council adopt the resolution to change the City of Kerman's rate for dirt sales from 60¢ per cubic yard to 75¢ per cubic yard and include a \$40 permit fee for all dirt purchased.

**5.B Resolution: Amendment to Agreement with Provost and Pritchard Increasing Contract Amount [KM]**

Approved: RS/CJ;  
(5-0)

**Recommendation:** Staff recommends that the council adopt the resolution to approve Provost and Prichard Proposal #08-503 amending their agreement with the City of Kerman, not to exceed \$18,300.00 for services related to the State Revolving Fund Loan process.

**6. WRITTEN COMMUNICATIONS**

**7. ADMINISTRATIVE REPORTS**

**7.A City Hall Annex Construction Update [KM]**

Presented

**Recommendation:** Informational.

**7.B Presentation: City of Kerman 2007/2008 Audited Financial Statements [TLP]**

Minute Order:  
CJ/JS; (5-0)

**Recommendation:** Council approve that 2007/2008 City of Kerman Audited Financial Statements, as presented by Bryant Jolley.

**7.C Investments Report for the First Quarter of Fiscal Year 2008/2009 [TLP]**

Minute Order:  
CJ/RS (5-0)

**Recommendation:** Council approve the Investments Report for the First Quarter of Fiscal Year 2008/2009 as presented.

**8. COUNCIL REPORTS**

**8.A Mayor's Report**

1. Joint KUSD and City Council Meeting
2. Kerman Chamber of Commerce Appreciation Dinner - Monday, November 17<sup>th</sup>, 6pm, Community Teen Center

**8.B Council Members' Reports**

**COUNCIL ADJOURN INTO CLOSED SESSION (9.C and 9D)**

8:05 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 Section 54956.9(b) - Conference with Legal Counsel - Anticipated Litigation - 2 Potential Cases (Mr. Lopez and Fresno County)
- 9.C 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.D 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

**COUNCIL RECONVENE FROM CLOSED SESSION**

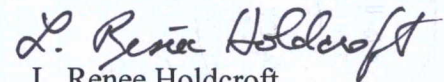
**10. ADJOURNMENT**

8:25 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 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: 11-20-08

  
L. Renee Holdcroft  
City Clerk