



**MINUTES**  
**KERMAN CITY COUNCIL**  
 REGULAR MEETING  
 Kerman City Hall  
 850 S. Madera Avenue  
 Wednesday, October 19, 2016  
 6:30 PM

Stephen B. Hill – Mayor  
 Gary Yep – Mayor Pro Tem  
 Rhonda Armstrong – Council Member  
 Kevin Nehring – Council Member  
 Bill Nijjer – Council Member

Present: Mayor Hill (SH), Gary Yep (GY), Rhonda Armstrong(RA), Kevin Nehring (KN), Bill Nijjer (BN)  
 Absent: None  
 Also Present: City Manager Kunkel, City Attorney Cantú, Community Services Director, Finance Director, Public Works Director, City Engineer, Lieutenant, Planning Technician

Voting: Yes,  
 No, Absent  
 (Abstain or  
 Recuse if  
 needed)

**OPENING CEREMONIES**

- Welcome – Mayor
- Call to Order
- Roll Call
- Invocation
- Pledge of Allegiance – City Clerk

6:33 p.m.  
 All present  
 SH  
 Performed

**AGENDA APPROVAL/ADDITIONS/DELETIONS**

**1. PRESENTATIONS/CEREMONIAL MATTERS**

- A. Proclamation Commemorating the 31st Anniversary of the Kerman-Kannami Friendship Across the Sea Program (PG)
- B. Mid Valley Quarterly Presentation (MR)

Approved  
 GY/KN (5-0-0)  
  
 Presented  
  
 Presented

**REQUEST TO ADDRESS COUNCIL**

**2. CONSENT CALENDAR**

- A. **SUBJECT:** Minutes

**RECOMMENDATION:** Council approve minutes as presented.

None  
  
 RA recused  
 from 2.C.2  
 Approved  
 GY/BN  
 excepting  
 9661  
 (5-0-0)

- B. **SUBJECT:** Payroll

Payroll Report: 09-11-2016 - 09/24/2016: \$143,088.61; Overtime: \$10,670.84; Standby: \$752.22; Comp time Earned: 40.50

**RECOMMENDATION:** Council approve payroll as presented.

Approved  
 2.C.2  
 9661 (4-0-1)  
 RA

- C. **SUBJECT:** Warrants

- 1. Nos. 9540-9691 \$581,022.14
- 2. Excepting- Sebastian: 9661 \$3,166.76

**RECOMMENDATION:** Council approve warrants and electronic bank transfers as presented. (Pursuant to Government Code 37208)

D. **SUBJECT**: Monthly Investment Report Ending September 30, 2016 (TJ)

**RECOMMENDATION**: Council accept the Monthly Investment Report as presented.

3. **PUBLIC HEARINGS**

None

4. **DEPARTMENT REPORTS**

A. **SUBJECT**: Ordinance Amending Section 12.32.150 of Chapter 12.32 to Title 12 of the Kerman Municipal Code Relating to Prohibition of Smoking and Tobacco Products in Recreation Areas (PG)

**RECOMMENDATION**: Council accept public presentation, comment and by motion approve introduction and first reading of an ordinance, by title only, amending Section 12.32.150 of Chapter 12.32 to Title 12 of the Kerman Municipal Code relating to prohibition of smoking and tobacco products in recreation areas.

Approved  
RA/KN (5-0-0)

B. **SUBJECT**: Resolution Appointing Alternate Representative to the North Kings Groundwater Sustainability Agency (KM)

Approved  
GY/KN (5-0-0)

**RECOMMENDATION**: Council by motion adopt resolution appointing public works director as an alternate representative to the North Kings Groundwater Sustainability Agency.

Res 16-65

C. **SUBJECT**: Resolution Establishing Policies for Plumbing Fixture Replacement (SB 407) for Existing Single Family Residential, Multi-family Residential and Commercial Buildings (OP)

Approved  
KN/GY (5-0-0)

**RECOMMENDATION**: Council by motion approve resolution establishing policies for Plumbing Fixture Replacement (SB 407) for Existing Single Family Residential, Multi-family Residential and Commercial Buildings.

Res 16-66

D. **SUBJECT**: Resolution Authorizing Submittal of Drinking Water State Revolving Fund Application for Planning Funding for Hexavalent Chromium Mitigation Project (JJ)

Approved  
KN/GY (5-0-0)

**RECOMMENDATION**: Council by motion adopt:

1. Resolution authorizing the submittal of a Drinking Water State Revolving Fund application and designating the City Manager as the authorized representative to represent the City for the Hexavalent Chromium Mitigation Project; and

Res 16-67

2. Resolution authorizing the City Manager to sign financing agreement, amendments, and certifications for funding under the Drinking Water State Revolving Fund (DWSRF); to approve claims for reimbursement; to execute budget and expenditure summary; to sign the final release form; and pledging and dedicating net water revenues from to payment of DWSRF financing.

Res 16-68

- |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |                                                    |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------|
| <p><b>E. <u>SUBJECT</u>:</b> Resolution Approving Agreement with Union Pacific Railroad for Purchase of Public Street Right-of-Way for California and May Avenue Reconstruction Project (JJ)</p> <p><b><u>RECOMMENDATION</u>:</b> Council by motion adopt resolution approving agreement with Union Pacific Railroad for purchase of public street right-of-way for the California and May Avenue reconstruction project and authorize the City Manager to sign the agreement.</p> | <p>Approved<br/>RA/KN (5-0-0)</p> <p>Res 16-69</p> |
| <p><b>F. <u>SUBJECT</u>:</b> Resolution Awarding Contract for California Avenue Sidewalk Project Phase 1, Federal Project No. CML-5291(024) (JJ)</p> <p><b><u>RECOMMENDATION</u>:</b> Council by motion adopt the resolution awarding contract for California Avenue Sidewalk Project, Phase 1, Federal Project No. CML-5291(024), to Serna Construction, Inc. in the amount of \$119,775.00 and authorize the City Manager to sign the contract.</p>                              | <p>Approved<br/>GY/BN (5-0-0)</p> <p>Res 16-70</p> |
| <p><b>G. <u>SUBJECT</u>:</b> Budget Adjustment Request for Urban Water Management Plan Update (TJ)</p> <p><b><u>RECOMMENDATION</u>:</b> Council approve budget amendment request for City Engineers estimate of \$30,000 to update the Urban Water Management Plan.</p>                                                                                                                                                                                                            | <p>Approved<br/>BN/KN (5-0-0)</p>                  |
| <p><b>H. <u>SUBJECT</u>:</b> Resolution Rescinding Resolution Nos. 92-03 and 05-43 Relating to Water Meter Liens and Approving a Release of Water Meter Lien Fees (TJ)</p> <p><b><u>RECOMMENDATION</u>:</b> Council by motion adopt resolution rescinding Resolution Nos. 92-03 and 05-43 and approve a release of water meter lien fees.</p>                                                                                                                                      | <p>Approved<br/>RA/KN (5-0-0)</p> <p>Res 16-71</p> |
| <p><b>I. <u>SUBJECT</u>:</b> Ordinance Adopting Marijuana Regulations (HCM)</p> <p><b><u>RECOMMENDATION</u>:</b> Council waive full reading and introduce ordinance relating to marijuana regulations.</p>                                                                                                                                                                                                                                                                         | <p>Approved<br/>GY/KN (5-0-0)</p>                  |
| <p><b>J. <u>SUBJECT</u>:</b> Ordinance Repealing Chapter 9.06 of Title 9 of the Kerman Municipal Code Relating to Medical Marijuana Dispensaries (HCM)</p> <p><b><u>RECOMMENDATION</u>:</b> Council by motion waive full reading and introduce ordinance repealing Chapter 9.06 of Title 9 of the Kerman Municipal Code relating to medical marijuana dispensaries.</p>                                                                                                            | <p>Approved<br/>KN/GY (5-0-0)</p>                  |

**5. CITY MANAGER/STAFF COMMUNICATIONS**

**6. MAYOR/COUNCIL REPORTS**

**7. CLOSED SESSION**

8:05 p.m.

- A. Government Code Section 54956.8 Conference with Real Property Negotiators - Property: APN 023-040-90S; Agency Negotiator: Jerry Jones, City Engineer; Negotiating Party: Fai-Bordeaux IIIA LLC; Under Negotiation: Price
- B. Government Code Section 54956.8 Conference with Real Property Negotiators - Property: 14491 W. Whitesbridge Road; Agency Negotiator: City Manager; Negotiating Parties: Jack Sidhu; Under Negotiation: Price and Terms

**COUNCIL RECONVENE FROM CLOSED SESSION & REPORT ANY ACTION TAKEN**

9:15 p.m. No reportable action.

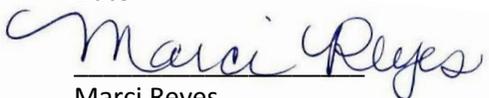
**8. ADJOURNMENT**

Approved  
GY/BN 9:16 p.m.

**MINUTES CERTIFICATION**

I, MARCI REYES, 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 City Hall, 850 S. Madera Ave, Kerman, CA.

Date:



Marci Reyes  
City Clerk