



## **CITY COUNCIL REGULAR MEETING MINUTES**

Wednesday, November 9, 2022 at 6:00 PM

Kerman City Hall, 850 S. Madera Avenue, Kerman, CA 93630

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### **1. OPENING CEREMONIES**

A. Welcome - Mayor

B. Call to Order

**6:00 p.m.**

C. Roll Call

**All present.**

D. Invocation

**City Clerk.**

E. Pledge of Allegiance

**Performed.**

### **2. AGENDA APPROVAL / ADDITIONS / DELETIONS**

**Motion made by Council Member Nehring, Seconded by Council Member Herrera. Voting Yea: Mayor Yep, Council Member Nijjer, Council Member Coleman**

### **3. PRESENTATIONS / CEREMONIAL MATTERS**

A. Economic Development Corporation - Good Jobs Program (JAJ)

**Presented.**

### **4. REQUEST TO ADDRESS COUNCIL**

**None.**

### **5. CONSENT CALENDAR**

**Motion made by Council Member Nehring, Seconded by Council Member Nijjer. Voting Yea: Mayor Yep, Council Member Coleman, Council Member Herrera**

A. **SUBJECT:** Minutes October 26, 2022

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

B. **SUBJECT:** Payroll Report 09/18/22 - 10/01/22: \$175,096.04; Retro Pay & Other: \$2,839.97; Overtime: \$11,867.83; Standby: \$1,251.97; Comp Time Earned: 25.80

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

**C. SUBJECT: Warrants**

1. Nos. 25338-25397 \$418,079.32 ACH \$83,761.61

**RECOMMENDATION:** Council approve warrants and electronic bank transfers as presented.

(Pursuant to Government Code 37208)

**D. SUBJECT: Remote City Council Meetings Under New Brown Act Requirements (AB 361) (MR)**

**RECOMMENDATION:** Council by motion adopt resolution reauthorizing remote teleconference public meetings by the City Council and all boards, commissions, and standing committees of the City in accordance with Assembly Bill 361.

**Res 22-80**

**6. PUBLIC HEARINGS**

**A. SUBJECT: Tentative Parcel Map 2022-01, Shakti Land Investments (JRO)**

**RECOMMENDATION:** Council Adopt a Resolution Approving Tentative Parcel Map 2022-01, APN: 023-220-78S and Associated Finding of Exemption Under Public Resources Code Section 21083.3 and CEQA Guidelines Section 15183

**Motion made by Council Member Herrera, Seconded by Council Member Nehring. Voting Yea: Mayor Yep, Council Member Nijjer, Council Member Coleman**

**Res 22-81**

**7. DEPARTMENT REPORTS**

**A. SUBJECT: User and Regulatory Fee Study Outcomes and Recommendations (JA)**

**RECOMMENDATION:** Council Consider the following:

1. Receive Report and Recommend Fee Increases and Provide feedback regarding presentation of study findings and initial recommendations.

2. Direct staff to schedule a public hearing to formally consider fee adjustments.

**Presented.**

**B. SUBJECT: Authority for Deferral of Impact Fees for Commercial Development and Approval of Agreement with Aloo, LLC for Deferral of Development Impact Fees for Site Plan Review 2021-10, Until Certificate of Occupancy (JRO)**

**RECOMMENDATION:** It is recommended that the City Council adopt two resolutions: (1) Resolution Authorizing Deferral of Impact Fees for Commercial Development; and (2) Resolution Approving an Agreement for Deferral of Development Impact Fees Between the City of Kerman and Aloo, LLC.

**Motion made by Council Member Nehring, Seconded by Council Member Nijjer. Voting Yea: Mayor Yep, Council Member Coleman, Council Member Herrera**

**Res 22-82**

**Res 22-83**

- C. **SUBJECT:** Pre-Approved Accessory Dwelling Unit Standard Plans Program and Homeowner’s Guide (JRO)

**RECOMMENDATION:** Council Approve a Resolution Adopting Pre-Approved Accessory Dwelling Unit Standard Plans Program and Homeowner’s Guide and Directing Staff to Initiate the Program Upon Date of Approval

**Motion made by Council Member Herrera, Seconded by Council Member Nijjer. Voting Yea: Mayor Yep, Council Member Coleman, Council Member Nehring**

**Res 22-84**

- D. **SUBJECT:** Budget Adjustments for 1st Quarter Fiscal Year 2022-2023 (JA)

**RECOMMENDATION:** Council review and adopt resolution amending Fiscal Year 2022-2023 Budget.

**Motion made by Council Member Nehring, Seconded by Council Member Nijjer. Voting Yea: Mayor Yep, Council Member Coleman, Council Member Herrera**

**Res 22-85**

- E. **SUBJECT:** Award of Contract for the Well No. 14 Emergency Generator to James Day Construction, Inc. dba Coastal Mountain Electric (JJ)

**RECOMMENDATION:** Council by motion adopt resolution awarding the contract for the Well No. 14 Emergency Generator to James Day Construction, Inc. dba Coastal Mountain Electric in the amount of \$899,989.00 and authorize the City Manager to sign the contract.

**Motion made by Council Member Nehring, Seconded by Council Member Nijjer. Voting Yea: Mayor Yep, Council Member Coleman, Council Member Herrera**

**Res 22-86**

- F. **SUBJECT:** Consideration of Special Called Meeting (MR)

**RECOMMENDATION:** Council discuss and consider scheduling a special called meeting regarding remote teleconference public meetings.

**No special meeting scheduled.**

**8. CITY MANAGER / STAFF COMMUNICATIONS**

**9. MAYOR / COUNCIL REPORTS**

**10. CLOSED SESSION**

**Recess 7:55 p.m.**

- A. Conference with Legal Counsel – Existing Litigation pursuant to Government Code Section 549556.9 Name of Case: City of Kerman v. The Dow Chemical Company; Shell Oil Company, also doing business as Shell Chemical Company; Occidental Chemical Corporation; FMC Corporation; Puregro Company; Wilbur-Ellis Company; J.R. Simplot Company; Nutrien Ag Solutions, Inc., formerly known as CROP PRODUCTION SERVICES, INC.; and DOES 1 through 300, INCLUSIVE.

**Reconvene 8:20 p.m.**

**No reportable action.**

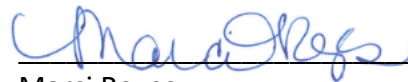
**11. ADJOURNMENT**

**8:21 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: November 10, 2022



Marci Reyes  
City Clerk