



CITY COUNCIL REGULAR MEETING MINUTES

Wednesday, April 24, 2024 at 6:00 PM

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

1. OPENING CEREMONIES

- A. Welcome – Mayor
- B. Call to Order - **6:07 p.m.**
- C. Roll Call - **All present except for Council Member Yep and Mayor Pro Tem Nijjer.**
- D. Invocation - **A moment of silence was observed.**
- E. Pledge of Allegiance - **Performed**

2. AGENDA APPROVAL/ADDITIONS/DELETIONS

Motion made by Council Member Coleman, Seconded by Council Member Herrera. Voting Yea: Coleman, Herrera, Pacheco. Motion passes 3-0-2.

3. PRESENTATIONS/CEREMONIAL MATTERS

Mayor Pro Tem arrives at 6:19 p.m.

- A. Proclamation - Building & Safety Month – **Presented**
- B. Kannami Presentation - Spring 2024 Delegation (TJ) - **Presented**

4. REQUEST TO ADDRESS COUNCIL

Kyle Savage

5. CONSENT CALENDAR

- A. **SUBJECT:** Minutes - April 10, 2024

RECOMMENDATION: Council approve minutes as presented.

- B. **SUBJECT:** Warrants (JA)
 - 1. Nos. 29065-29153 \$336,409.70 ACH \$60,847.59.

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

C. SUBJECT: Payroll (JA)

03/17/24 - 3/30/24: \$211,854.35; Retro Pay & Other: \$2,651.00; Overtime: \$9,236.05;
Standby: \$1,702.17; Comp Time Earned: 38.63

RECOMMENDATION: Council approve payroll as presented.

D. SUBJECT: Monthly Investment Report

RECOMMENDATION: Council accept monthly investment report as presented.

E. SUBJECT: Annual Progress Report for the General Plan and Housing Element (JRO)

RECOMMENDATION: Council by motion, adopt a resolution accepting the 2023 Annual Progress Report for the General Plan and Housing Element, and authorizing submittal to the State Department of Housing and Community Development and the Governor's Office of Planning and Research including adopting a finding of a Categorical Exemption pursuant to Section 15306 of CEQA Guidelines. – **Res 24-30**

F. SUBJECT: Resolution Accepting the Waste Water Treatment Plant Biolac Sludge Dredging/Hauling Project and Authorizing Filing of the Notice of Completion (MB)

RECOMMENDATION: Council by motion adopt the resolution accepting the Waste Water Treatment Plant Biolac Sludge Dredging/Hauling Project and authorizing the City Staff to record the Notice of Completion. – **Res 24-31**

G. SUBJECT: Approve the contribution of \$3,200 towards the cost to replace two electronic scoreboards at Rotary Park and approval of budget amendment (TJ)

RECOMMENDATION: Council by motion authorize \$3,200 contribution to replace two electronic scoreboards at Rotary Park and adopt resolution approving a budget amendment to appropriate \$1,000 towards the cost to replace two electronic scoreboards at Rotary Park. – **Res 24-32**

Motion made by Council Member Herrera, Seconded by Mayor Pro Tem Nijjer. Voting Yea: Herrera, Nijjer, Coleman, Pacheco. Motion passes 4-0-1.

6. PUBLIC HEARINGS

Opened 6:30 p.m.

A. SUBJECT: Public Hearing – Ordinance Text Amendment 2024-01 repealing Title 17 of the Kerman Municipal Code and addition of a new Title 17 to the Kerman Municipal Code (JRO)

RECOMMENDATION: That the City Council conduct the Public Hearing and:

1. Find that no additional environmental documentation beyond an Addendum is necessary for the Zoning Code update and adopt an Addendum to Program Environmental Impact Report Prepared for the City of Kerman 2040 General Plan (SCH #2019049018); and
2. Waive full reading and introduce Ordinance Text Amendment 2024-01 repealing Title 17 of the Kerman Municipal Code and adding a new Title 17 to the Kerman Municipal Code as recommended by the Planning Commission with minor modifications recommended by staff and refer the ordinance with modifications to the Planning Commission for its report and recommendation; **OR**

Waive full reading, and introduce Ordinance Text Amendment 2024-01 repealing Title 17 of the Kerman Municipal Code and add a new Title 17 to the Kerman Municipal Code as recommended by the Planning Commission. – **Ord. 24-01**

Motion made by Council Member Coleman, Seconded by Council Member Herrera. Voting Yea: Coleman, Herrera, Nijjer, Pacheco. Motion passes 4-0-1.

Closed 6:54 p.m.

Opened 6:54 p.m.

- B. SUBJECT:** Public Hearing – Ordinance Text Amendment 2024-02 repealing Chapters 15.28 and 15.32 from Title 15 of the Kerman Municipal Code (JRO)

RECOMMENDATION: City Council conduct a public hearing, waive full reading, and introduce Ordinance Text Amendment 2024-02 repealing Chapter 15.28 relating to Mobile Home Parks and Chapter 15.32 relating to Environmental Quality Protection Procedures from Title 15 of the Kerman Municipal Code. – **Ord. 24-02**

Motion made by Council Member Coleman, Seconded by Mayor Pro Tem Nijjer. Voting Yea: Coleman, Nijjer, Herrera, Pacheco. Motion passes 4-0-1.

Closed 6:57 p.m.

7. DEPARTMENT REPORTS

- A. SUBJECT:** Presentation of the City of Kerman 2022/2023 Auditor’s Report and Financial Statements (JA)

RECOMMENDATION: Council accept the City of Kerman 2022/2023 Auditor’s Report and Financial Statements as presented.

Motion made by Council Member Coleman, Seconded by Mayor Pro Tem Nijjer. Voting Yea: Coleman, Nijjer, Herrera, Pacheco. Motion passes 4-0-1.

B. SUBJECT: Consideration of MOU with County of Fresno City Ordinance Relating to Infectious Materials (JAJ)

RECOMMENDATION: That the Council take action as follows:

- (1) Adopt Resolution Approving Memorandum of Understanding (MOU) with County of Fresno to Authorize County to enforce Fresno County Infectious Materials Ordinance in the City of Kerman; and – **Res. 24-33**
- (2) Waive full reading and Introduce Ordinance Adding Chapter 8.44 to Title 8 of the Kerman Municipal Code Relating to Infectious Materials. – **Ord. 24-03**

Motion made by Mayor Pro Tem Nijjer, Seconded by Council Member Coleman. Voting Yea: Nijjer, Coleman, Herrera, Pacheco. Motion passes 4-0-1.

C. SUBJECT: Annual Agreement with the Kerman Unified School District for School Resource Officers (SW)

RECOMMENDATION: Council by motion adopt resolution approving agreement with the Kerman Unified School District for School Resource Officers for FY 2024-2025. – **Res. 24-34**

Motion made by Mayor Pro Tem Nijjer, Seconded by Council Member Herrera. Voting Yea: Nijjer, Herrera, Coleman, Pacheco. Motion passes 4-0-1.

8. CITY MANAGER/STAFF COMMUNICATIONS

9. MAYOR/COUNCIL REPORTS/ANNOUNCEMENTS/FUTURE AGENDA ITEMS

10. CLOSED SESSION - 7:20 p.m. Council Member Coleman recused from Item 10.A

- A. Conference with Legal Counsel – Existing Litigation (Government Code Section 54956.9)
Eric Antuna, Appellant v. City of Kerman, Respondent
Court of Appeal, Fifth Appellate District Case No. F086661

**8:11 p.m. reconvene from closed session with no reportable action.
Three members present.**

11. ADJOURNMENT – 8:11 p.m.

MINUTES CERTIFICATION

I, Josie Camacho, Interim 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: April 25, 2024 /s/ Josie Camacho, Interim City Clerk