

**CERES CITY COUNCIL  
REGULAR MEETING MINUTES  
JUNE 13, 2005**

The regular meeting was called to order at 7:00 p.m. by Mayor Moore with the following in attendance.

**PRESENT:** Vice Mayor Mantarro-Moore, Council Members Cannella, Phipps and Vierra.

**ALSO PRESENT:** City Manager Tim Kerr, City Attorney Mike Lyons, Director of Management Services Bonnie White Silveria, Director of Planning and Community Services Randy Hatch, Director of Public Works Joe Hollstein, Director of Parks, Recreation and Facilities Doug Lemcke, Director of Municipal Utilities Steve Wilson, Director of Public Safety Art de Werk, Director of Finance Sheila Cumberland and City Clerk Brenda Scudder Herbert.

**INVOCATION** was given by Pastor Dave Broyles, Ceres Christian Church.

**PLEDGE OF ALLEGIANCE** to the flag led by Mayor Moore.

**PRESENTATIONS**

A. Certificate of Appreciation presented to Jordan Griffin for competition of Eagle Scout Project at Fire Station #3.

**CITIZEN COMMUNICATION**

- Frank Varni - Whitmore Ave. made comments regarding the park maintenance district assessment.
- Don Donaldson, - Joy Avenue, Ceres, spoke against park maintenance district assessment.
- Shirley Davis, - 1813 Stonepress, is in favor of the park maintenance district assessment.
- Theresa Plummer - spoke in favor of park maintenance district assessment.

**APPROVAL OF THE AGENDA AS POSTED OR AMENDED AND CERTIFICATION OF POSTING** M/S Phipps/Mantarro-Moore. Vote 5/0.

**CONSENT CALENDAR** – M/S Mantarro-Moore/Vierra to approve 1 – 3, 5 – 7, 9, 13 - 16. Vote 5/0.

**1. General Correspondence – Information Only**

- a. Municipal Utilities District Department Monthly Report for May 2005.
- b. Treasurer’s Report for the Month of February 2005.
- c. Finance Department Monthly Reports for February, March & April 2005.
- d. Parks, Recreation & Facilities Department Monthly Report for April 2005.
- e. Acknowledging Bert Bertolotti for increasing the award amounts for the 13th Annual recycling Poster Contest.

**2. Register of Audited Demands dated May 19th and May 26, 2005.**

**3. Resolution No. 2005-100** rejecting the claim of Cecilia Torres.

**4. Resolution No. 2005-101** authorizing an application of the Department of Homeland Security for a SAFER grant to partially fund the hiring of three (3) firefighters. **PULLED**

M/S Phipps/Cannella to approve Resolution No. 2005-101. Vote 5/0.

**5. Resolution No. 2005-102** approving the annual report of the Ceres Downtown Revitalization Area Board for Fiscal Year 2005 – 2006 and setting a public hearing on July 11, 2005, to levy an assessment for CDRAB activities/Projects.

**6. City Council authorization to create a Community Affairs position.**

**7. Resolution No. 2005-103** approving the Consortium Agreement Between the City of Turlock and the Consortium Sub-Recipients for the Purpose of Undertaking HOME Eligible Housing Assistance Activities Pursuant to Title II of the Cranston Gonzales National Affordable Housing Act of 1990 and Designating the City of Turlock as the Lead Agency in the Consortium and the Cities of Ceres, Newman, Oakdale, Patterson, Waterford and the County of Stanislaus As Sub-Recipients of HOME Funds for Federal Fiscal Year 2006, 2007 & 2008.

**8. Resolution No. 2005-104** authorizing the City Manager to enter into a contract with Donald R. Reynolds for Administrative Appeal Hearing Services. **PULLED**

M/S Mantarro-Moore/Cannella to approve Resolution No. 2005-104. Vote 5/0.

**9. Resolution No. 2005-105** establishing a Code Enforcement Fee Schedule.

**10. Resolution No. 2005-106** accepting the final map of Bing Cherry Estates Unit No. 1 Subdivision and approving an Agreement for the Purchase of Park Land. **PULLED** (*Council Member Cannella had a conflict and was excused from this Item.*)

M/S Phipps/Vierra to approve Resolution No. 2005-106. Vote 4/0/1. (Cannella abstaining)

- 11. Resolution No. 2005-107** approving the annexation of the Bing Cherry Estates Unit No. 1 Subdivision to the Landscape and Lighting District. **PULLED** (*Council Member Cannella has a conflict and was excused from this Item.*)

M/S Phipps/Vierra to approve Resolution No. 2005-107. Vote 4/0/1. (Cannella abstaining).

- 12. Resolution No. 2005-108** approving the formation of a Ceres Youth Commission. **PULLED**

M/S Mantarro-Moore/Phipps. Vote 5/0.

- 13.** Approve hiring a custodian for maintenance of the Public Safety Building.

- 14. Resolution No. 2005-109** awarding the Service Road, Mitchell Road, Don Pedro Road Improvement Project.

- 15. Resolution No. 2005-110** awarding the Service Road Sewer Trunk Project – Phase II.

- 16. Resolution No. 2005-111** accepting the 2004 Sidewalk Project as complete, approving the Balancing Contract Change Order and authorize the filing of the Notice of Completion.

#### **PUBLIC HEARING**

- 17. Resolution No. 2005-112** and Ordinance No. 2005-946 (Introduction and First Reading) to rezone a parcel at the northeast corner of Blaker Road and Kinser Road from R-1, Single Family Residential, to PC, Planned Community; and to approve a PC Master Plan to subdivide a total of +/- 1.18 acres into 7 residential lots, one of which will contain a duplex. (application No. 04-49 RZ/PCMP, Darrell Ledbetter, applicant).

Nancy Brown gave report on this Item.

Mayor Moore opened the Public Hearing.

Max Garcia spoke on behalf of Darrell Ledbetter.

Mayor Moore closed the Public Hearing.

M/S Vierra/Phipps to have Ordinance No. 2005-946 read by Number and Title only. Vote 5/0.

M/S Vierra/Phipps to approve Ordinance No. 2005-946 for Introduction and First Reading. Vote 5/0.

**NEW BUSINESS**

**18. Ordinance No. 2005-945** (Second Reading and Adoption) to modify the Ceres Zoning Ordinance regarding Temporary Use Permits. (04-27 ZOTA. City of Ceres, applicant).

M/S Mantarro-Moore/Vierra to read by Number and Title only. Vote 5/0. M/S Mantarro-Moore/Vierra to approve for Second Reading and Adoption. Vote 5/0.

**REPORTS**

Mayor, Vice Mayor and Council Member and staff gave report on various City related activities and meetings.

**ADJOURNMENT** Mayor Moore adjourned the meeting at 7:50 p.m.

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DeLinda Moore, Mayor

ATTEST:

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Brenda Scudder Herbert, City Clerk