

**CERES CITY COUNCIL
REGULAR MEETING MINUTES
DECEMBER 12, 2005**

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

PRESENT: Vice Mayor Phipps, Council Members Vierra, Lane and Mayor Cannella.

EXCUSED: None

ALSO PRESENT: Interim City Manager, Sheila Cumberland; City Attorney, Mike Lyons; Director of Management Services, Bonnie White Silveria; Interim Director of Planning & Community Development, Nancy Brown; 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 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 Cannella.

APPOINTMENT OF NEW CITY COUNCIL MEMBER – Mayor Cannella, with concurrence from the City Council, appointed Guillermo Ochoa as City Council Member to fill the vacancy created when Mayor Cannella relinquished his Council seat to serve as Mayor.

PRESENTATION - None

APPROVAL OF THE MINUTES of the regular meeting of November 28, 2005 M/S Vierra/Phipps. Vote 3/0/2 (Lane and Ochoa abstaining),

APPROVAL OF THE MINUTES of the regular meeting of December 2, 2005 M/S Phipps/Vierra. Vote 4/0/1 (Ochoa abstaining).

CITIZEN COMMUNICATION

Bob McCullough Fiesta Lane, Ceres, asked questions regarding a zone ordinance.

Leonard Sheppard, 2841 Fowler Road, Ceres, congratulated the Mayor and newly elected and re-elected Council Members and made comments on various issues.

Balvino Izziary, Modesto, representing the Latino Community Roundtable to thank the Council for the appointment of Council Member Ochoa.

Armando Flores, Modesto, Congratulated the Mayor and Council on their appointment of Council Member Ochoa.

Dale Butler, Representing the Hispanic Leadership Council, also congratulated the Mayor and Council for their appointment of Council Member Ochoa.

CITIZEN COMMUNICATION (cont.)

Jim Bergamashi, 1524 Kinser Road, Ceres, thanked the City on behalf of the Ceres Historical Society for the new museum. He also thanked Parks and Recreation for the trees in the park.

Dena Rushton, made comments regarding a lien placed on property.

Tony Dias, representing the Hispanic Chamber of Commerce congratulated the Council for their spirit of inclusiveness.

Betty Campodonica River Valley Circle, made comments regarding a building moratorium and well as welcoming the new Council Members.

APPROVAL OF THE AGENDA AS POSTED OR AMENDED AND CERTIFICATION OF POSTING M/S Lane/Phipps. Vote 5/0.**CONSENT CALENDAR - M/S Phipps/Vierra to approve Items 1 - 5, 7 - 11 & 13 - 15. Vote 5/0.**

1. General Correspondence - Information Only
 - a. Parks, Recreation & Facilities monthly report for October and November 2005.
 - b. Public Works Department monthly report for October and November 2005.
 - c. Building Department monthly report for November 2005.
 - d. Municipal Utilities Department monthly report for November 2005.
 - e. Uranium Sampling Updates.
2. Register of Audited Demands dated December 2, 2005.
3. Cancellation of the City Council Meeting of December 26, 2005.
4. Cancellation of the City Council Meeting of January 9, 2006 and calling a special City Council Meeting January 10, 2006.
5. Set public hearing date of January 10, 2006 to consider the annexation of a .99+/- acre parcel located near the southeast corner of Service and Mitchell Roads (APN #041-018-002) (Application No. 05-34 Annex, Makhan Singh, applicant).
6. **Resolution No. 2005-256** appointing Brandi Meyer as the Citizen representative for the TRRP Citizens Advisory Committee. PULLED. M/S Vierra/Lane following comments by Mayor Cannella. Vote 5/0.
7. **Resolution No. 2005-257** to approve establishing tow truck and tow equipment inspection fees for towing operators.
8. Acceptance of the Ceres Redevelopment Agency Annual Report for Fiscal Year 2004-2005.
9. Council Concurrence of Mayoral Appointment to the Whitmore House Preservation Committee.
10. Trade of RSTP Funds with the City of Hughson and the City of Waterford.

11. Acceptance of the annual Developer Fee Report.
12. **Resolution No. 2005-258** declaring an emergency for the drilling of wells to allow the removal of the City Parks from the City drinking water system and amending the budget to appropriate for funds to pay for the work.

PULLED M/S Phipps/Vierra to approve Resolution No. 2005-258. Vote 5/0.
13. **Resolution No. 2005-259** amending the Budget and appropriating funds to install a wheel chair ramp at the Corp Yard.
14. Council approval to create an AdHoc Subcommittee for Naming of Parks.
15. **Resolution No. 2005-260** adopting the terms and conditions of employment for members of the Police Officers' Association.

NEW BUSINESS

16. Discussion of basketball hoops on City Streets.

Nancy Brown gave report on this Item.

Lewis Jordan, 3621 Wild Oak, Drive Spoke on behalf of basketball hoops in the public right-of-way. He is against them being in the street.

Steve Moore, 3525 Wild Oak Drive, made additional comments regarding the basketball hoops being in the streets. He also provided data to the Council that he collected while researching the matter.

Leonard Sheppard, 2841 Fowler Road, feels that the hoops in the streets cause a hazard for Public Safety.

Don Donaldson, 2305 Joy Avenue, his kids played basketball and football in the streets, feels that kids should get more exercise.

Council Concurrence that this is studied for the next 6 months with records being kept of complaints.

REPORTS

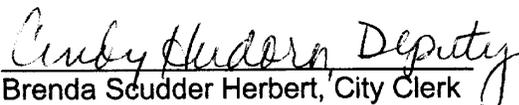
Mayor, Vice Mayor and Council Member and staff gave report on various City related activities and meetings.

ADJOURNMENT There being no further business, Mayor Cannella adjourned the meeting at 8:10 p.m.



Anthony Cannella, Mayor

ATTEST:



Brenda Scudder Herbert, City Clerk