

**CERES CITY COUNCIL  
REGULAR MEETING MINUTES  
June 12, 2006**

**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 Ochoa, Vierra, Lane and Mayor Cannella.

**EXCUSED:** None

**ALSO PRESENT:** City Manager, Brad Kilger; City Attorney, Mike Lyons; Director of Management Services, Bonnie White Silveria; Interim Director of Planning and 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 Dana Crocker, Ceres Valley View Church of the Nazarene.

**PLEDGE OF ALLEGIANCE** to the flag by Mayor Cannella.

**Approval of the Minutes of the Regular Meeting of April 24, 2006. M/S Lane/Phipps, Vote 5/0. M/S Phipps/Vierra to approve the Minutes of the Special Meeting of May 12, 2006. Vote 5/0. M/S Phipps/Lane to approve the Study Session on May 18, 2006. Vote 5/0. M/S Phipps/Vierra to approve the Regular Minutes of the May 22, 2006 meeting. Vote 5/0.**

**CITIZEN COMMUNICATION**

Leonard Sheppard, 2841 Fowler Road, Thanked Joe for fixing up streets, our city is running smoothly compared to others. Police and Fire are doing a great job.

Robert Stanford, Modesto, wanted to remind the Council of the job that officer Melton did on January 9<sup>th</sup>. Thanked Council for their diversity.

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

**CONFLICT OF INTEREST DECLARATION – Council Member Ochoa had a conflict on Item No. 4.**

**CONSENT CALENDAR – M/S Viera/Phipps to approve Items 1 – 3, 5 – 10. Vote 5/0.**

1. Register of Audited Demands dated May 19 – 31, 2006.
2. Set Public Hearing date of July 26, 2006 to consider an appeal of a Planning Commission denial of the Vesting Tentative Parcel Map proposal to split a .82+/- acre lot into four parcels for the future construction of single family homes at 3221 Barry Court. Proposal has now been reduced to two lots. (Application No. 05-58 VTPM, Gene Guzman, Applicant.
3. Council Approval of agreement with Nolte & Associates for engineering services for the Project Report/Environmental Document for the Mitchell/Service/SR99 Interchange.

4. **PULLED Resolution No. 2006-101** approving a real property listing agreement with Greg Smith, Coldwell Banker Commercial Vinson Chase, Realtor, for real property at the corner of Mitchell Road & Fowler Road. **Due to a conflict, Council Member Ochoa was excused from this Item. M/S Vierra/Phipps to approve Resolution No. 2006-101. Vote 4/0/1 (Ochoa abstaining)**
5. **Resolution No. 2006-102** awarding the Waste Water Treatment Plant Diesel Generator Project to Industrial Electric Co, Inc.
6. **Resolution No. 2006-103** accepting the Final Map of the San Pedro North Unit No.1 Subdivision, approving the Land Division Improvement Agreement and rejecting the Offer of Dedication of Street Right-of-Way.
7. **Resolution No. 2006-104** annexing the San Pedro North Unit No. 1 Subdivision to the Landscape and Lighting District.
8. **Resolution No. 2006-105** accepting the Final Map of the Norwood Heights Subdivision, approving the Land Division Improvement Agreement and rejecting the Offer of Dedication of Street Right-of-Way.
9. **Resolution No. 2006-106** annexing the Norwood Heights Subdivision to the Landscape and Lighting District.
10. **Resolution No. 2006-107** authorizing the City Manager to enter into a contract with JES Engineering, Inc. to provide Engineering Services and approving a Fiscal Year 2005/06 amendment to appropriate funds for said contract.

#### **PUBLIC HEARING**

11. **Public Hearing – Resolution No. 2006-108** ordering the vacation of a portion of a public street and reserving all easement and rights necessary for public utility and sidewalk facilities.

Director of Public Works Joe Holstein gave report on this Item.

Mayor Cannella opened the Public Hearing, No Public Comment, Mayor Cannella closed the Public Hearing and brought it back to Council for a decision.

**M/S Phipps/Lane to approve Resolution No. 2006-108. Vote 5/0.**

12. **Public Hearing – consideration of Interim Urgency Ordinance No. 2006-957** extending the moratorium on Small-Lot Single Family Residential Developments within the Cit of Ceres.

City Attorney Mike Lyons gave report on this Item.

Mayor Cannella opened the Public Hearing, No Public Comment, Mayor Cannella closed the Public Hearing and brought it back to Council for a decision.

**M/S Vierra/Phipps to have Clerk read Number and Title only. Vote 5/0. M/S Vierra/Phipps to adopt Ordinance No. 2006-957. Vote 5/0.**

**NEW BUSINESS**

13. Council consideration of placing measures on the ballot to lengthen the term of office of the elective Mayor and to make the position of the City Clerk an appointed position.

City Attorney Mike Lyons gave report on this Item.

Leonard Sheppard, 2841 Fowler Road, Ceres, Put it on the November ballot. 2- year term to short for Mayor.

**Council wishes to separate the two measures, increasing the Mayor's term to 4 years instead of 2 and appointing the City Clerk and place on the November ballot.**

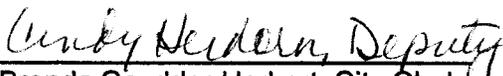
**REPORTS**

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

**ADJOURNMENT** Mayor Cannella adjourned the meeting at 8:07 p.m.

  
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Anthony Cannella, Mayor

ATTEST:

  
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Brenda Scudder Herbert, City Clerk

