

CITY COUNCIL MINUTES

May 11, 2009

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

ROLL CALL Council Members Durossette, Lane, Ochoa, Vierra, Mayor Cannella

INVOCATION by Nelson DeBrosse, Harvest Presbyterian Church

PLEDGE OF ALLEGIANCE to the flag led by Mayor Cannella.

PRESENTATIONS

A. Proclamation declaring the Month of May as Asthma Awareness Month in Stanislaus County.

Julie Falkenstein representing the Stanislaus County Asthma Coalition accepted the proclamation and thanked Council for their support.

APPROVAL OF THE MINUTES of the regular City Council meetings of April 13 and April 27, 2009.

MOTION: Approve the Minutes of the regular meeting of April 13 and April 27, 2009.

MOVED: Moved by Lane/seconded by Durossette

VOTE: **Motion passed unanimously. (5/0)**

CITIZEN COMMUNICATIONS

- Cary Pope, representing the Whitmore Mansion presented an update to Council on the status of the property. Mr. Pope stated that the Mansion would soon have a 501C3 non-profit designation. His plans are to put an emphasis on arts and art education for the residents of Ceres.
- Len Shepherd, resident, commended the Lion's Club for their recent remodeling efforts at the Carriage House of the historic Whitmore House.

APPROVAL OF AGENDA AS POSTED (OR AMENDED) AND CERTIFICATION OF POSTING

MOTION: Approve the agenda as posted and certification of posting.

MOVED: Moved by Lane/seconded by Ochoa

VOTE: **Motion passed unanimously. (5/0)**

APPOINTMENTS TO BOARDS/COMMISSIONS – None.

CONFLICT OF INTEREST DECLARATION – Mayor Cannella declared a conflict with Consent Calendar Items No. 3 and 4.

CONSENT CALENDAR

1. General Correspondence – **Information Only**
 - a. Building Department Monthly Report for April, 2009.
 - b. Administrative Services Department Monthly Report for March, 2009.
2. Register of Audited Demands for period covering April 17-24, 2009.
3. **Resolution No. 2009-39** authorizing staff to submit an Out of Boundary Service Request to Stanislaus LAFCO on behalf of the Ceres Unified School District for connection of sewer and water services for a new junior high school at 3604 Whitmore Avenue. **Pulled for Conflict of Interest.**
4. **Resolution No. 2009-40** accepting Fire Station #4 as complete and authorizing the City Clerk to file the Notice of Completion. **Pulled for Conflict of Interest.**

MOTION: Approve Consent Calendar Items 1a, 1b and 2, as recommended by staff.

MOVED: Moved by Vierra/seconded by Durossette

VOTE: Motion passed unanimously. (5/0)

CONSIDERATION OF ITEM(S) REMOVED FROM THE CONSENT CALENDAR

3. Resolution No. 2009-39 authorizing staff to submit an Out of Boundary Service Request to Stanislaus LAFCO on behalf of the Ceres Unified School District for connection of sewer and water services for a new junior high school at 3604 Whitmore Avenue.

MOTION: Approve Consent Calendar Items 1a, 1b and 2, as recommended by staff.

MOVED: Moved by Vierra/seconded by Durossette

VOTE: Motion passed with Mayor Cannella abstaining. (4/0/1)

4. **Resolution No. 2009-40** accepting Fire Station #4 as complete and authorizing the City Clerk to file the Notice of Completion.

MOTION: Approve Consent Calendar Items 1a, 1b and 2, as recommended by staff.

MOVED: Moved by Vierra/seconded by Durossette

VOTE: Motion passed with Mayor Cannella abstaining. (4/0/1)

UNFINISHED BUSINESS – None.

PUBLIC HEARING

5. Hearing for the approval of **Resolution No. 2009-41** adopting the changes to the Ceres Area Transit (CAT) and Ceres Dial-A-Ride (CDAR) Fares, Ceres Area Transit Routes, and Ceres Dial-A-Ride "No Show and Cancellation Policy " and approval of **Resolution No. 2009-42** approving the City of Ceres Transportation Development Act Claim for Transit Purposes.

Kay Dunkel, Administrative Program Analyst, gave a brief overview of the item. At the April 23, 2009 Council Meeting, Council authorized staff to move forward a community meeting to solicit input on the anticipated budget, service level, and fees for Ceres Transit in FY

2009/10 and schedule a public hearing to adopt the changes to the Ceres Area Transit (CAT) and Ceres Dial-A-Ride (CDAR) fares, Ceres Area

1. Solicit community input on the anticipated budget, service level, and fees for Ceres Transit in FY2009/10;
2. Endorse draft changes to Ceres Transit Service routes and “no show” policy;
3. Endorse draft (TDA) clause for FY 2009/2010;
4. Endorse funding application for Prop 1B Transit Capital Funds;
5. Endorse a schedule of public meetings to review budget, service level, and fees for Ceres Transit.

7:28 p.m. the Public Hearing was opened.

7:28 p.m. there being no one wishing to speak, the Public Hearing was closed.

MOTION: Approve **Resolution No. 2009-41** adopting the changes to the Ceres Area Transit (CAT) and Ceres Dial-A-Ride (CDAR) Fares, Ceres Area Transit Routes, and Ceres Dial-A-Ride “No Show and Cancellation Policy” and **Resolution No. 2009-42** approving the City of Ceres Transportation Development Act Claim for Transit Purposes.

MOVED: Moved by Lane/seconded by Durossette

VOTE: Motion passed unanimously. (5/0)

6. Hearing to approve **Resolution No. 2009-43** adopting a Mitigated Negative Declaration for the construction of a new Headworks and Influent Pump Station at the City of Ceres Wastewater Treatment Plant and the extension of a 36” sewer trunk line from the intersection of Service Road and Central Avenue east to the east side of TID Ceres Main Canal west of Moore Road in the 4100 block of Moore Road.

Staff gave a brief summary of the staff report.

7:29 p.m. the Public Hearing was opened.

Leonard Shepherd, resident, voiced his support.

7:30 p.m. there being no one else wishing to speak, the Public Hearing was closed.

MOTION: Approve **Resolution No. 2009-43** adopting a Mitigated Negative Declaration for the construction of a new Headworks and Influent Pump Station at the City of Ceres Wastewater Treatment Plant and the extension of a 36” sewer trunk line from the intersection of Service Road and Central Avenue east to the east side of TID Ceres Main Canal west of Moore Road in the 4100 block of Moore Road.

MOVED: Moved by Vierra/seconded by Ochoa

VOTE: Motion passed unanimously. (5/0)

NEW BUSINESS – None.

7:30 p.m. Mayor Cannella adjourned the City Council Meeting to the Redevelopment Agency.

7:43 p.m. Mayor Cannella reconvened the City Council Meeting.

COUNCILMEMBER REFERRALS – None.

REPORTS

Council and staff reported on various recent activities.

7:45 p.m. There being no further business, the meeting was adjourned.

Anthony Cannella, Mayor

Cindy Heidorn, CMC, City Clerk