

CITY COUNCIL MINUTES

April 25, 2011

Mayor Vierra called the meeting April 25, 2011 City Council Meeting to order at 7:00 p.m. with the following in attendance:

ROLL CALL Council Members Durossette, Ochoa, Mayor Vierra

EXCUSED Vice Mayor Lane

INVOCATION by Ken Sylvia, Youth for Christ

PLEDGE OF ALLEGIANCE to the flag led by Mayor Vierra

PRESENTATIONS

A. Choose Civility Initiative presented by Mr. Tom Changnon, Stanislaus County Superintendent.

Stanislaus County Superintendent Changnon gave a presentation on the importance of bringing common courtesy and civility back to our community and requested that the City Council pass a resolution recognizing civility as a core value of a well functioning community.

MOTION: Support the Civility Initiative and direct staff to draft a Resolution in Recognition of the Choose Civility Initiative.

MOVED: Moved by Ochoa/seconded by Durossette

VOTE: **Motion passed with Vice Mayor Lane Excused. (3/0)**

B. Valley Air Quality Issues, Seyed Sadredin, Director, San Joaquin Valley Air Pollution Control District.

Seyed Sadredin, Director of the San Joaquin Valley Air Pollution Control District presented to Council an overview of the accomplishments achieved by Stanislaus County in the past few years and the new regulations facing the State in the upcoming months. Mr. Sadredin also thanked the Council for their support of the Air Board and especially of Mayor Vierra who sits on the Board as a member.

CITIZEN COMMUNICATIONS – None.

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

MOTION: Approve the agenda as posted and certification of posting

MOVED: Moved by Durossette/seconded by Ochoa

VOTE: **Motion passed with Vice Mayor Lane Excused. (3/0)**

APPOINTMENTS TO BOARDS/COMMISSIONS – None.

CONFLICT OF INTEREST DECLARATION – None.

CONSENT CALENDAR

1. General Correspondence – **Information Only**
 - a. Public Works Monthly Report for March 2011.
 - b. 3rd Quarter Budget Report and Overtime Report.
 - c. Traffic Safety Committee Report.
2. Register of Audited Demands for period covering April 6 - 14, 2011.
3. Approval of the City of Ceres Audited Financial Reports for Fiscal Year Ending June 30, 2010. PULLED FOR FURTHER DISCUSSION.
4. **Resolution No. 2011-45** extending the contract for a period of one (1) year with Pacific Building Care for Custodial Services at the Ceres Community Center in the amount of \$42,564.12 per year. PULLED FOR FURTHER DISCUSSION.
5. **Resolution No. 2011-46** accepting the Final Map of the Dow Ranch No. 2 Subdivision, approving the Land Division Improvement Agreement and rejecting the offer of dedication of street right-of-way.
6. **Resolution No. 2011-47** stating its intent and ordering the annexation of the Dow Ranch No. 2 Subdivision to the Landscape and Lighting District.
7. ~~**Resolution No. 2011-XX** approving an amendment to the 2007-2012 Community Development Block Grant (CDBG) Consolidated Plan to include the City of Hughson as a member of the Stanislaus County Community Development Block Grant Consortium~~ REMOVED FROM THE AGENDA BY STAFF.
8. **Resolution No. 2011-48** approving an amendment to the Community Development Block Grant (CDBG) Consolidated Plan and the Fiscal Year 2010-2011 Annual Action Plan to include provisions for additional funds allocated under the Neighborhood Stabilization Program 3 (NSP3).
9. **Resolution No. 2011-49** approving the appropriation of funds to pay for construction contract change orders for the Costa Ballfields Renovation Project.
10. Set public hearing date of May 9, 2011, to reconsider a previously approved proposal by the Planning Commission for the development of a 16,813 square foot commercial building with a drive-thru pharmacy at the northwest corner of Hatch Road and Central Avenue. The proposal requires the approval of an Annexation (10-01 Annex), a General Plan Amendment (10-02 GPA), Prezone (10-03 PZ) and an Architectural and Site Plan Approval (10-04 ASPA)
11. Set public hearing date of May 23, 2011 or date appropriate to City Council for consideration of an appeal from Citizens for Ceres regarding the Planning Commission approval of a Conditional Use Permit (07-31 CUP) and Vesting Tentative Subdivision Map (VTSM 07-32) for the Mitchell Ranch Center project located at the northwest corner of Mitchell and Service Roads.
12. **Resolution No. 2011-50** accepting the Purchase Order Agreement with Golden State Flow Measurement Company as complete for procurement of Smart Water Meters and implementation of Advanced Metering Infrastructure Systems and authorizing the exoneration of the Payment Bond and Performance Bond. *Approved w/Amendments.*
13. **Resolution No. 2010-51** approving a Consultant Services Agreement with NorthStar Engineering to design the Smyrna Well and authorizing the Acting City Manager to execute the agreement. PULLED FOR FURTHER DISCUSSION.

MOTION: Approve Consent Calendar Items 1a-c, 2, 5, 6, 8-11 as recommended by staff.

MOVED: Moved by Durossette/seconded by Ochoa

VOTE: Motion passed with Vice Mayor Lane Excused. (3/0)

CONSIDERATION OF ITEM(S) REMOVED FROM THE CONSENT CALENDAR

3. Approval of the City of Ceres Audited Financial Reports for Fiscal Year Ending June 30, 2010

Art de Werk, Acting City Manager, pointed out that the Auditor's issued the City an unqualified opinion which is the highest rating the City could get. Chief de Werk further explained that this is the first year in several, where the audit firm made zero recommendations for any kind of improvements to address deficiencies, problems or issues that exist with how the Finance Department was managing its affairs. He expressed his appreciation to Sheila Cumberland, Suzanne Dean, Olga Mendoza, Jean Jones, Andrea Magdelano, Veronica Briggs, Leticia Dias and Betina McCoy for all their hard work.

Mayor Vierra echoed Chief de Werk's comments and thanked them as well.

4. **Resolution No. 2011-45** extending the contract for a period of one (1) year with Pacific Building Care for Custodial Services at the Ceres Community Center in the amount of \$42,564.12 per year.

Councilmember Ochoa asked if we solicited any new proposals or just renewed this contract.

Staff responded that the vendor is doing an excellent job so we just renewed this contract for another year.

Council requested that next year we get competitive pricing when the contract comes up for renewal.

12. **Resolution No. 2011-50** accepting the Purchase Order Agreement with Golden State Flow Measurement Company as complete for procurement of Smart Water Meters and implementation of Advanced Metering Infrastructure Systems and authorizing the exoneration of the Payment Bond and Performance Bond.

Councilmember Durossette asked when the billing would begin.

Staff responded that there will be a Study Session in July or August to discuss the timing of the billing.

13. **Resolution No. 2011-51** approving a Consultant Services Agreement with NorthStar Engineering to design the Smyrna Well and authorizing the Acting City Manager to execute the agreement.

Mayor Vierra commented that NorthStar has been able to partner with key staff at Wood Rodgers to work on the project so not only were we able to keep the project local, we were able to maintain key staff and the project ultimately came in a little less than the original contract amount.

MOTION: Approve Consent Calendar Items 3, 4, 12 and 13 as recommended by staff.

MOVED: Moved by Ochoa/seconded by Durossette

VOTE: Motion passed with Vice Mayor Lane Excused. (3/0)

UNFINISHED BUSINESS

14. Review of current Redevelopment Agency projects, consideration and approval of additional Redevelopment Agency projects, commitment of funds for said projects, and adoption of all resolutions necessary for Agency approval and implementation. **Nothing New to Report.**

PUBLIC HEARING – None.

NEW BUSINESS– None.

8:05 p.m. ADJOURN AS CITY COUNCIL TO THE REDEVELOPMENT AGENCY MEETING

8: 07 p.m. RECONVENE AS CITY COUNCIL

COUNCILMEMBER REFERRALS

Use of Costa Field – May 9th Study Session
Metered Billing – July/August Study Session

REPORTS

Councilmember Ochoa reported on the recent Arbor Day celebration and thanked Traci Farris for all her hard work in making it such a huge success.

8:12 p.m. There being no further business, Mayor Vierra adjourned the meeting at 8:12 p.m.

Chris Vierra, Mayor

Cindy Heidorn, City Clerk