

## CITY COUNCIL MINUTES

**October 22, 2012**

Mayor Vierra called the October 22, 2012 City Council Meeting to order at 7:01 p.m. with the following in attendance:

**ROLL CALL** Council Members Durossette, Ingwerson, Kline, Lane, Mayor Vierra

**POSTING OF THE COLORS AND PLEDGE OF ALLEGIANCE TO THE FLAG AND INVOCATION** led by American Legion Ceres Post 491.

### **PRESENTATIONS**

A. Proclamation declaring November 7, 2012 as Law Enforcement Records and Support Personnel Day.

Cheryl Carpenter, Support Services Supervisor, thanked Council on behalf of the Records and Support personnel.

B. Proclamation declaring November 11, 2012, Veteran's Day in the City of Ceres.

Lewis Simms, Commander of the American Legion Ceres Post 491 accepted the Proclamation and thanked Council for their support.

**APPROVAL OF THE MINUTES** of the regular meetings of September 24 and October 8, 2012 and the Study Session of October 8, 2012. (all present)

**ACTION:** It was moved by Lane/Seconded by Kline to approve the regular meeting minutes of September 24 and October 8, 2012 and the Study Session Minutes of October 8, 2012.  
**Motion passed unanimously (5/0)**

### **CITIZEN COMMUNICATIONS**

- Len Shepherd, resident, spoke about the upcoming holiday to honor our Veterans and also commented on the New Fire Fighters swearing in event on October 19, 2012 stating that it was a very enjoyable event.
- Gary Lee Hall, resident, thanked Council for honoring Veterans but also applauded the Fire and Police personnel who risk their lives on a daily basis.

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

**ACTION:** It was moved by Durossette/Seconded by Kline to approve the agenda as posted and certification of posting. **Motion passed unanimously (5/0)**

**APPOINTMENTS TO BOARDS/COMMISSIONS** – None.

**CONFLICT OF INTEREST DECLARATION** – None.

**CONSENT CALENDAR**

1. General Correspondence – **Information Only**
  - a. Public Works Monthly Report for September, 2012.
  - b. Recreation Division Monthly Report for September, 2012.
2. Register of Audited Demands for period covering October 1 – 10, 2012.
3. **Resolution No. 2012-146** authorizing the Destruction of Certain Grant Records.
4. **Resolution No. 2012-147** approving the claim of the City of Ceres to the Stanislaus Council of Government for Non-Transit Funds and authorizing the City Engineer to sign and submit said Claim on behalf of the City of Ceres
5. **Resolution No. 2012-148** awarding the Construction Contract for the Ceres ADA Ramp – City Hall Block Project to Rolfe Construction, authorizing a 10% contingency, and authorizing the City Manager to Execute the Contract.
6. Waive second reading and adopt **Ordinance No. 2012-1010** amending Ceres Municipal Code Chapter 6.04 Garbage, to create provisions that regulate the unauthorized entry into waste containers.
7. Waive second reading and adopt **Ordinance No. 2012-1011** amending Ceres Municipal Code Title 18, Chapter 18.100-Floodplain Management and Flood Hazard Identification Regulations.
8. **Resolution No. 2012-149** accepting Office of Justice Programs, Bureau of Justice Assistance 2012 Bulletproof Vest Partnership Grant and amending the FY 2012/13 Budget to appropriate funds.
9. **Resolution No. 2012-150** approving an amended contract with Howard Training Center to manage the landscape maintenance program within the City’s Right-of-Ways and authorizing the City Manager to execute the contract.

**ACTION:** It was moved by Kline/Seconded by Lane to approve Consent Calendar Items 1a, 1b, and 2-9 as recommended by staff. **Motion passed unanimously (5/0)**

**CONSIDERATION OF ITEM(S) REMOVED FROM THE CONSENT CALENDAR** – None.

**UNFINISHED BUSINESS** – None.

**PUBLIC HEARING**

10. Public Hearing – to consider **Ordinance No. 2012-1012** proposed Text Amendment (12-07) to amending Municipal Code Section 15 Buildings & Construction, (which includes amendments to the Building and Fire Codes), to consider the adoption of the 2010 edition of the California Building Code, Title 24 California Code of Regulations. *First Reading and Introduction.*

**ACTION:** It was moved by Lane/Seconded by Kline to waive first reading and have the Ordinance read by number and title only. **Motion passed unanimously. (5/0)**

Mayor Vierra directed the City Clerk to read the Ordinance by number and title only.

Cindy Heidorn, City Clerk, read the following into the record:

**“Ordinance No. 2012-1012**, proposed Text Amendment (12-07) to amending Municipal Code Section 15 Buildings & Construction, (which includes amendments to the Building and Fire Codes), to consider the adoption of the 2010 edition of the California Building Code, Title 24 California Code of Regulations.”

**ACTION:** It was moved by Lane/Seconded by Kline to approve for first reading and introduction **Ordinance No. 2012-1012**, proposed Text Amendment (12-07) to amending Municipal Code Section 15 Buildings & Construction, (which includes amendments to the Building and Fire Codes), to consider the adoption of the 2010 edition of the California Building Code, Title 24 California Code of Regulations. **Motion passed unanimously. (5/0)**

**NEW BUSINESS** – None.

**COUNCILMEMBER REFERRALS** – None.

## **REPORTS**

Council and Staff reported on various recent and upcoming activities including the recently held New Fire Fighter swearing in reception and the upcoming Employee Appreciation Luncheon on October 24<sup>th</sup> and the Halloween Festival on October 31, 2012.

**7:28 p.m.** There being no further business, Mayor Vierra adjourned the City Council meeting and announced that the next City Council Meeting is scheduled to be held on **TUESDAY, November 13, 2012** at 7:00 p.m. in the City Council Chambers.

/s/Chris Vierra, Mayor

/s/Cindy Heidorn, CMC  
City Clerk