

CITY COUNCIL MINUTES

November 26, 2012

Mayor Vierra called the November 26, 2012 City Council Meeting to order at 7:00 p.m. with the following in attendance:

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

INVOCATION by Mr. Mike Brinton.

PLEDGE OF ALLEGIANCE to the flag led by Mayor Vierra.

PRESENTATIONS

A. Proclamation declaring December as National Impaired Driving Prevention Month.

Ceres Deputy Police Chief, Mike Borges, accepted the proclamation.

CITIZEN COMMUNICATIONS

- Len Shepherd, resident, commented on the tragedy caused by drunk and impaired drivers and thanked Council for raising awareness.
- Shane Parsons, representing the Chamber of Commerce, announced upcoming events including the November 27, 2012 Town Hall Meeting and the December 7, 2012 Service Club Mixer.

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

ACTION: It was moved by Ingwerson/Seconded by Kline to approve the agenda as posted and certification of posting. **Motion carried 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 October 2012.
 - b. Transition with West Landing.
 - c. Online Video Streaming of City Council Meetings.
 - d. Budget report July – October 2012.
2. Register of Audited Demands for period covering November 7-14, 2012.
3. **Resolution No. 2012-158** awarding the Construction Contract for the 2012 Water Well Standby Power Project to Conco-West, Inc., authorizing a 10% contingency, and authorizing the City Manager to Execute the Contract.
4. **Resolution No. 2012-159** awarding the Construction Contract for the Hatch-Moffett Well #23 Electrical Upgrade Project to Day's Generator Service, Inc., authorizing a 10% contingency, and authorizing the City Manager to Execute the Contract.

5. **Resolution No. 2012-160** recommending the County Board of Supervisors approve the request by City of Hughson and Stanislaus County to expand boundaries of the Enterprise Zone.
6. **Resolution No. 2012-161** authorizing acceptance of State of California Office of Traffic Safety grants – FY2012-13 Avoid DUI program Selective Traffic Enforcement Program (STEP), Distracted Driving High Visibility enforcement demonstration project and approving a FY2012-13 Budget amendment to appropriate those funds.
7. **Resolution No. 2012-162** approving Second Addendum to Residential Lease Agreement with Shane Parsons.

ACTION: It was moved by Ingwerson/Seconded by Durossette to approve Consent Calendar items 1-7 as recommended by staff. **Motion carried unanimously. (5/0)**

CONSIDERATION OF ITEM(S) REMOVED FROM THE CONSENT CALENDAR

UNFINISHED BUSINESS – None.

PUBLIC HEARING –None.

NEW BUSINESS

Prior to hearing the item, Mayor Vierra stated that the sewer portion of this project was originally contracted with Eco:Logic who subsequently have been acquired by his employer, StanTec. In an opinion received from the Attorney General's office, there is no conflict of interest with this item or any other matter with StanTec.

8. **Resolution No. 2012-163** directing staff to Schedule a Public Hearing to Consider Necessary Adjustments to Fees for Water and Sewer Service and to Provide Notice of the Hearing; and Establishing Rules for Counting Protests Against the Proposed Fee Changes.

Toby Wells, Deputy City Manager/City Engineer, presented a brief report to Council stating that previous rate adjustments were driven primarily by necessary improvements to operate the water and sewer systems. This rate increase is for essential Capital Improvements.

Len Shepherd, resident, stated that he can support a rate increase for Capital Improvements.

ACTION: It was moved by Durossette/Seconded by Ingwerson to approve **Resolution No. 2012-163** directing staff to Schedule a Public Hearing to Consider Necessary Adjustments to Fees for Water and Sewer Service and to Provide Notice of the Hearing; and Establishing Rules for Counting Protests Against the Proposed Fee Changes **Motion carried unanimously. (5/0)**

COUNCILMEMBER REFERRALS - None

REPORTS

Council and Staff report on various upcoming events including the opening of Christmas Tree Lane on December 1, 2012 at 5:30 p.m.

7:23 p.m. Mayor Vierra adjourned the City Council Meeting to Closed Session.

CONFERENCE WITH LEGAL COUNSEL

Initiation of litigation pursuant to Government Code, Section 54956.9(c)

One (1) Potential Case

8:03 p.m. Mayor Vierra reconvened in Open Session with nothing to report.

8:03 p.m. There being no further business, Mayor Vierra adjourned the City Council Meeting.

/s/Chris Vierra, Mayor

/s/Cindy Heidorn, CMC, City Clerk