

CITY COUNCIL MINUTES

April 8, 2013

Mayor Vierra called the April 8, 2013 City Council Meeting to order at 7:03 p.m. with the following in attendance:

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

INVOCATION by Pastor Ken Sylvia, Youth for Christ

PLEDGE OF ALLEGIANCE to the flag led by Mayor Vierra

PRESENTATIONS

- A. Proclamation Declaring April 14 - 20, 2013 as National Library Week. Mayor Vierra read the proclamation into the record.
- B. Proclamation Declaring April 14 – 20, 2013 as National Public Safety Dispatchers Week. Proclamation was accepted by Deputy Police Chief Mike Borges.

APPROVAL OF THE MINUTES of the Regular Meeting and Study Session of March 11, 2013. (All present)

ACTION: It was moved by Durossette/Seconded by Kline to approve the minutes of the Regular Meeting and Study Session on March 11, 2013. **Motion Carried Unanimously. (5/0)**

CITIZEN COMMUNICATIONS

- Jim Burgamaschi, representing the Ceres Garden Club announced that the Garden Club will be purchasing a sign for the entrance to the “Let Freedom Ring” trail in Smyrna Park.
- Don Donaldson, representing Ceres Youth Basketball requested to be placed on the next Council Agenda to discuss the basketball program.
- Len Shepherd, resident, spoke about the importance of Police Dispatchers and thanked the Garden Club for the “Let Freedom Ring” community project.

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. Cell Tower Lease Buy Outs Recommendation.
2. Register of Audited Demands for period covering March 20 – 27, 2013.
3. **Resolution No. 2013-27** installation of a three-way stop at the intersection of Fowler Rd. and Lunar.
PULLED FOR FURTHER DISCUSSION
4. **Resolution No. 2013-28** amending the FY 2012/13 Budget and authorizing repayment of \$1,000,000 from Sewer Main Line Construction Fund #550 to the Street Expansion Fund #251 and payment of \$2,583,146.93 from the Sewer Service Fund #567 to the Street Expansion Fund #251.
5. **Resolution No. 2013-29** authorizing the purchase of Data Center Equipment from Hewlett Packard Companies (HP) for the Engineering Services Department.
6. **Resolution No. 2013-30** accepting the 2012 Sewer Rehabilitation Project as Complete, approving the Balancing Contract Change Order, authorizing the filing of the Notice of Completion and Retention Release to the Contractor.
7. **Resolution No. 2013-31** accepting the System Control and SCADA Upgrade Project as Complete, authorizing the filing of the Notice of Completion and Retention Release to the Contractor.

ACTION: It was moved by Lane/Seconded by Ingwerson to approve Consent Calendar Items 1-2 and 4-7 as recommended by staff. **Motion Carried Unanimously. (5/0)**

CONSIDERATION OF ITEM(S) REMOVED FROM THE CONSENT CALENDAR

3. **Resolution No. 2013-27** installation of a three-way stop at the intersection of Fowler Rd. and Lunar.

Several members of the public wanted to voice their opinion of the proposed change to the intersection.

Those speaking in favor of the use of a three-way stop as a traffic calming measure:

- Pastor Herb Henry, resident
- Patty Cowell, resident
- Derek Cowell, resident
- Ed Cowell, resident
- Ben Harden, resident
- Jerry Crawford, resident

Those speaking in opposition to the use of a three-way stop at the intersection recommending radar speed signs and speed bumps as an alternative:

- Geri Ottersbach, resident
- Sherri Jacobson, resident
- Brett Jolley, Attorney, representing the group “Citizens for Ceres”

Additional Speakers:

- Len Shepherd, resident, stated that stop signs don't always work. The City should consider a combination of stop signs and rumble strips or speed bumps.
- Dave Pratt, resident, was not against the use of a stop sign but recommended the use of radar speed signs and speed bumps or dips.
- Jim Burgamaschi, resident, stated that the only thing that will help is driver education.
- Don Cool, resident, stated that people often run stop signs. Mr. Cool recommended increased law enforcement along Fowler Road.

Council discussed the need for traffic calming on Fowler Road and various options to achieve the desired outcome.

ACTION: It was moved by Durossette/Seconded by Kline to approve Resolution No. 2013-27 installation of a three-way stop at the intersection of Fowler Rd. and Lunar. Signs are to be temporary, re-examined in one-year and staff is to look for ways to secure funding for radar speed signs for FY 2013/14. **Motion Carried with Mayor Vierra voting No. (4/1)**

UNFINISHED BUSINESS – None.

PUBLIC HEARING

8. Public Hearing – to take public testimony and consider **Resolution No. 2013-32** recommending that the Stanislaus County Board of Supervisors approve the FY 2013/14 Community Development Block Grant (CDBG) Annual Action Plan (AAP).

Bryan Briggs, Redevelopment/Economic Development Manager presented a brief staff report.

8:30 P.M. Mayor Vierra opened the Public Hearing

8:30 P.M. There being no one wishing to speak, the Public Hearing was closed.

ACTION: It was moved by Kline/Seconded by Ingwerson to approve **Resolution No. 2013-32** recommending that the Stanislaus County Board of Supervisors approve the FY 2013/14 Community Development Block Grant (CDBG) Annual Action Plan (AAP). **Motion Carried Unanimously (5/0)**

NEW BUSINESS – None.

COUNCILMEMBER REFERRALS

Councilmember Durossette requested that staff add Mr. Don Donaldson to the April 22, 2013 agenda to discuss the Ceres Youth Basketball program.

REPORTS – Council had no reports. Staff reported on various projects currently going on in the City.

8:41 P.M. There being no further business, Mayor Vierra adjourned the City Council Meeting to Closed Session.

CLOSED SESSION

PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Title: City Manager

Title: City Attorney

Pursuant to Government Code Section 54957

11:00 P.M. Mayor Vierra reconvened the City Council Meeting to Open Session with nothing to report.

11:00 P.M. The City Council Meeting was adjourned.

/s/ Ken Lane, Vice Mayor

/s/Cindy Heidorn, CMC, City Clerk