

**CITY COUNCIL MEETING
MINUTES**

June 24, 2013

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

EXCUSED Vice Mayor Lane

INVOCATION by ~~Pastor Johnny Montalvo, Victory Outreach Ministry~~ Len Shepherd, resident provided the invocation.

PLEDGE OF ALLEGIANCE to the flag led by Mayor Vierra

APPROVAL OF THE MINUTES of the regular meeting of May 28 and June 10, 2013 and Study Session of June 10, 2013. (All Members Present)

ACTION: It was moved by Durossette/Seconded by Kline to approve the regular meeting minutes of May 28 and June 10, 2013 and the Study Session minutes of June 10, 2013. **Motion Carried with Vice Mayor Lane Excused. (4/0/1)**

CITIZEN COMMUNICATIONS

- Len Shepherd, resident, commented on the upcoming 4th of July holiday and urged everyone to be careful around fireworks.
- Carol Bloomquist, Ceres Librarian, reported on the current summer reading program, an upcoming July activities including a magic show; Dave the Horn Guy and Python Ron.
- Don Donaldson, resident, spoke in support of Veterans.

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 with Vice Mayor Lane Excused. (4/0/1)**

APPOINTMENTS TO BOARDS/COMMISSIONS – None.

CONFLICT OF INTEREST DECLARATION – None.

CONSENT CALENDAR

1. General Correspondence – **Information Only**
 - a. Insurance Services Office Pending Visit and Inspection Memo. PULLED FOR FURTHER DISCUSSION.
2. Register of Audited Demands for period covering June 5 - 12, 2013.

3. **Resolution No. 2013-52**, accepting the Hatch Road/T.I.D Lateral #1 Bicycle and Pedestrian Pathway, Phase IV Project, CML-5241(037) as complete, approving the Balancing Contract Change Order, authorizing the filing of the Notice of Completion and Retention Release to the Contractor.
4. **Resolution No. 2013-53**, accepting the Contract for the Alley Improvement Project Proposition 1B, 2010 Allocation as complete, approving the Balancing Contract Change Order, authorizing the filing of the Notice of Completion and Retention Release to the Contractor.
5. **Resolution No. 2013-54**, declaring the Intention to Levy and Collect Assessments for the 1987 Landscape and Lighting District for Fiscal Year 2013/14, and Setting July 22, 2013 for a Public Hearing to hear Protests.
6. **Resolution No. 2013-55**, approving an increase of the compensation and vacation leave of the City Attorney.

ACTION: It was moved by Ingwerson/Seconded by Durossette to approve Consent Calendar Items 2-6 as recommended by staff. **Motion Carried with Vice Mayor Lane Excused. (4/0/1)**

CONSIDERATION OF ITEM(S) REMOVED FROM THE CONSENT CALENDAR

1a. Insurance Services Office Pending Visit and Inspection Memo.

Item pulled by Len Shepherd. Mr. Shepherd asked Staff what the City's current ISO rating is?

Staff responded that the City's ISO rating is a 3.

ACTION: It was moved by Kline/Seconded by Durossette to approve Item 1a, Insurance Services Office Pending Visit and Inspection Memo. **Motion Carried with Vice Mayor Lane Excused. (4/0/1)**

UNFINISHED BUSINESS – None.

PUBLIC HEARING

7. Public Hearing to consider **Resolution No. 2013-XXX**, approving the update to the Public Facilities Fee Nexus Study for water and sewer fees per the recently approved Water and Sewer Master Plans and Adopting the Public Facilities Impact Fee Schedules.

Staff recommended opening the Public Hearing and continuing Item 7, Public Hearing to consider **Resolution No. 2013-XXX**, approving the update to the Public Facilities Fee Nexus Study for water and sewer fees per the recently approved Water and Sewer Master Plans and Adopting the Public Facilities Impact Fee Schedules to the Meeting of July 22, 2013 in order to allow staff sufficient time to serve notice to the Building Industry Association as required by law.

7:16 p.m. Mayor Vierra Opened the Public Hearing

- Don Donaldson, resident, commented that many residents on fixed incomes cannot afford increased fees.

ACTION: It was moved by Ingwerson/Seconded by Kline to Continue the Public Hearing to consider **Resolution No. 2013-XXX** approving the update to the Public Facilities Fee Nexus Study for water and sewer fees per the recently approved Water and Sewer Master Plans and Adopting the Public Facilities Impact Fee Schedules to the Meeting of July 22, 2013. **Motion Carried with Vice Mayor Lane Excused. (4/0/1)**

8. Public Hearing to consider **Resolution No. 2013-56**, adopting the Annual Budget for the City of Ceres for the 2013/14 Fiscal Year beginning July 1, 2013 and ending June 30, 2014 and **Resolution No. 2013-57** adopting the Appropriations Limitation for Fiscal Year 2013/14.

Art de Werk, Acting City Manager/Police Chief/Public Safety Director, presented a FY 2013/14 Budget overview highlighting any changes since the Special Study Session on May 29, 2013.

Chief de Werk requested Council direction on one request that was discussed at the May 29, 2013 Study Session; iPads for Council. The cost of the project is built in to the Budget as presented, however, would be removed if Council felt the decision should be put off until the next Budget cycle.

Council directed Staff to leave the allocation in the budget but hold off on discussing the project until October when staff has a better idea of the City's revenues for the year.

Chief de Werk further asked Council for direction on a request for \$50,000 from General Fund Reserves for graffiti abatement. Graffiti abatement for the City was previously funded from the Redevelopment Agency which is no longer in existence. The addition of \$50,000 would require an amendment to the Resolution approving the FY 2013/14 Budget.

7:41 p.m. Mayor Vierra opened the Public Hearing

- Dave Pratt, resident, spoke against the purchase of iPads for the City Council.
- Len Shepherd, resident, spoke in support of the purchase of iPads for the City Council
- Don Donaldson, resident, stated he was in support of paying more for protection services but not for other things. Mr. Donaldson said he would like to see budget details including revenues and detailed expenditures.

7:55 p.m. There being no one else wishing to speak, Mayor Vierra closed the Public Hearing

After further discussion, Council made the following motion:

ACTION: It was moved by Durossette/Seconded by Kline to approve **Resolution No. 2013-56**, adopting the Annual Budget for the City of Ceres for the 2013/14 Fiscal Year beginning July 1, 2013 and ending June 30, 2014 **with the addition of \$50,000 from General Fund Reserves for Graffiti Abatement Services. Motion Carried with Vice Mayor Lane Excused. (4/0/1)**

ACTION: It was moved by Durossette/Seconded by Kline to approve **Resolution No. 2013-57** adopting the Appropriations Limitation for Fiscal Year 2013/14. **Motion Carried with Vice Mayor Lane Excused. (4/0/1)**

NEW BUSINESS – None.

COUNCILMEMBER REFERRALS – None.

REPORTS

Council and Staff reported on various recent and upcoming events including the recently held U.S. Conference of Mayors and road work at various locations throughout the City.

CLOSED SESSION

CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION

Consideration of initiation of litigation pursuant to paragraph (4) subdivision (d) of Section 54056.9 of the Government Code (one Potential case)

8:01 p.m. Mayor Vierra cancelled the Closed Session

8:01 p.m. There being no further business, the meeting was adjourned.

/s/Chris Vierra, Mayor

/s/Cindy Heidorn, CMC
City Clerk