



**CITY COUNCIL MINUTES
REGULAR MEETING OF THE CITY COUNCIL**

**CITY OF CERES, CALIFORNIA
City Council Chambers, 2701 Fourth Street**

Monday, September 14, 2015 – 6:00 p.m.

CALL TO ORDER

The City Council of the City of Ceres met this date in a regular session at 6:00 p.m. in the City Council Chambers, with Mayor Vierra presiding

ROLL CALL

PRESENT:

Mayor: Vierra
Vice Mayor: Durossette
Council Members: Kline, Ryno

ABSENT:

Council Member: Lane

INVOCATION

Invocation was given by Ira Henry, Valley View Church of the Nazarene.

PLEDGE OF ALLEGIANCE

Mayor Vierra led the community in the Pledge of Allegiance.

PRESENTATIONS

- A. Proclamation Declaring Human Trafficking Action Summit on September 17, 2015. (Father Nick Lorenzetti)

Mayor Vierra read the proclamation into the record and presented Father Lorenzetti with the proclamation. Father Lorenzetti was grateful for the proclamation and invited the community to attend the September 17, Summit in Modesto.

CITIZEN COMMUNICATIONS to the Council on matters not included on the agenda (five minutes).

Bryan Sontag with the Ceres Library updated the Council on the status of library

activities during the summer months and reported on upcoming events being held during September and October.

Leonard Shepherd commented that he once was a resident of Calaveras County and thanked City Manager Wells, City Council and Fire Chief Nicholes for making the decision to send a Strike Team to help with the Fire.

Dave Pratt commented on individuals that are rummaging through the garbage cans and scattering garbage. He also mentioned the traffic congestion on Mitchell Road corridor and asked when it will be completed.

APPOINTMENTS TO BOARDS/COMMISSIONS

No items scheduled.

CONFLICT OF INTEREST DECLARATION

No Conflict of Interest declared.

CONSENT CALENDAR

All matters listed on the consent calendar are considered routine in nature and will be enacted by a single motion unless otherwise requested by an individual Council Member or public for special consideration. Otherwise the recommendation of staff will be accepted and acted upon by roll call vote.

1. Clerks Report of Posting. The agenda of the regular September 14, 2015, City Council meeting was posted on September 10, 2015. (A. Montgomery)
2. Waive Readings. All Readings of Ordinances and resolutions are waived. (L. Frontella)
3. Approval of Minutes (L. Frontella)
 - a. Minutes of the August 24, 2015 Regular City Council meeting.
4. Register of Audited Demands for Period covering August 19, 2015 through September 2, 2015. (S. Dean)
5. General Correspondence – **Information Only**
 - a. Redevelopment and Economic Development Division Monthly Report for August 2015. (S. Hallam)
 - b. Recreation Division Monthly Report for July 2015. (T. Farris)
6. **Resolution No. 2015-118**, approving the Stanislaus County Community Development (CDBG) Block Grant Sub-Recipient Agreement for Fiscal Year 2015-2016 in the amount of \$244,987.00. (T. Westbrook)
7. **Resolution No. 2015-119**, authorizing the Destruction of certain Police Personnel and Background Records. (B. Smith)

8. **Resolution No. 2015-120**, authorizing the City Manager to enter into a Memorandum of Understanding (MOU) with the Turlock Groundwater Basin Association. (J. Damas)
9. **Resolution No. 2015-121**, approving the Ceres Historical Society to memorialize the Daniel Whitmore House with a monument. (J. Damas)
10. **Resolution No. 2015-122**, amending the Fiscal Year 2015-16 Budget to Transfer Funds from AB109 to Special Project Account 100.95.1535.0 for the purpose of relocating Dispatch and 100.10.0508 for the purpose of purchasing additional Body Worn Cameras. (B. Smith).
11. **Resolution No. 2015-123**, amending the Classification Plan to reestablish the classification of Recreation Coordinator. (B. McCoy)
12. **Resolution 2015-124**, authorizing acceptance of a U.S. Department of Justice, Bureau of Justice Assistance – 2015 Edward Byrne Memorial Justice Assistance Grant (JAG) and Approving a Fiscal Year 2015-16 Budget Amendment to appropriate those funds. (B. Smith)
13. **Resolution No. 2015-125**, authorizing the Destruction of certain Records and Documents Maintained by the Human Resources Department. (B. McCoy)
14. **Resolution No. 2015-126**, approving the renaming of the Police building to the G. W. "Pete" Peterson Building (B. Smith)
15. **Resolution No. 2015-127**, ratifying side letter agreement to the Ceres Police Officers' Association and City of Ceres Agreement regarding assignment pay for *Ceres Neighborhood Enhancement Team*. (B. McCoy)
16. **Resolution No. 2015-128**, awarding the Contract for the Mitchell Road Overlay (Phase III) Project to Knife River Construction, authorize a 10% Contingency, authorize the City Manager to Execute the Contract, and approve budget amendments to fully fund the project. (D. Jordan)
17. **Resolution No. 2015-129**, awarding the Contract for the Whitmore Avenue/ Morgan Road Widening Project, authorize a 10% Contingency and authorize the City Manager to Execute the Contract. (D. Jordan)
18. **Resolution No. 2015-130**, awarding the Contract for the Whitmore and Morgan Intersection Improvements Project to Tim Paxin's Pacific Excavation, Inc., authorize a 10% Contingency, and authorize the City Manager to Execute the Contract. (D. Jordan)

19. **Resolution No. 2015-131**, authorizing the City Manager to Execute the Agreement with the State Board of Equalization for the Implementation of the Local Prepaid Mobile Telephony Services Collection Act. (S. Dean)
20. **Resolution No. 2015-132**, Rejecting the Claim from Michael and Candice Dizney. (B. McCoy)

MOTION: Motion by Vice Mayor Durossette , seconded by Council Member Ryno to approve the Consent Calendar as presented with the exception of Items 7, 9, 10, 12, 13, and 14, being pulled and considered under separate motion. Motion passed 4/0/1 by the following vote:

AYES: 4 Council Members: Durossette, Kline, Ryno, Vierra
 NOES: 0 Council Members:
 ABSENT: 1 Council Member: Lane

CONSIDERATION OF ITEM(S) REMOVED FROM THE CONSENT CALENDAR

7. **Resolution No. 2015-119**, authorizing the Destruction of certain Police Personnel and Background Records. (B. Smith)

Council Member Ryno pulled Item 7, requesting verification that the City Attorney had reviewed the list of documents to be destroyed. City Attorney Hallinan verified that he did sign the list of destroyed records and is on file in the City Clerk's Office.

MOTION: Motion by Council Member Ryno, seconded by Council Member Kline to approve Resolution No. 2015-119, as presented. Motion passed 4/0/1 by the following vote:

AYES: 4 Council Members: Durossette, Kline, Ryno, Vierra
 NOES: 0 Council Members:
 ABSENT: 1 Council Member: Lane

9. **Resolution No. 2015-121**, approving the Ceres Historical Society to memorialize the Daniel Whitmore House with a monument. (J. Damas)

Council Member Ryno pulled Item 9, inquiring about the size of plaques that are on the monument and requested them to all be the same size.

MOTION: Motion by Council Member Ryno, seconded by Vice Mayor Durossette to approve Resolution No. 2015-121, with plaques being all equal size on the monument. Motion passed 4/0/1 by the following vote:

AYES: 4 Council Members: Durossette, Kline, Ryno, Vierra
 NOES: 0 Council Members:
 ABSENT: 1 Council Member: Lane

- 10. Resolution No. 2015-122**, amending the Fiscal Year 2015-16 Budget to Transfer Funds from AB109 to Special Project Account 100.95.1535.0 for the purpose of relocating Dispatch and 100.10.0508 for the purpose of purchasing additional Body Worn Cameras. (B. Smith).

Council Member Ryno pulled Item 10, inquiring about the additional cost for the project. She requested that future projects come before Council all at once for budget funding costs.

MOTION: Motion by Council Member Ryno, seconded by Council Member Kline to approve Resolution No. 2015-122, as presented. Motion passed 4/0/1 by the following vote:

AYES:	4	Council Members:	Durossette, Kline, Ryno, Vierra
NOES:	0	Council Members:	
ABSENT:	1	Council Member:	Lane

- 12. Resolution 2015-124**, authorizing acceptance of a U.S. Department of Justice, Bureau of Justice Assistance – 2015 Edward Byrne Memorial Justice Assistance Grant (JAG) and Approving a Fiscal Year 2015-16 Budget Amendment to appropriate those funds. (B. Smith)

Council Member Ryno pulled Item 12, inquiring about the allotment of the grant funds from JAG. City Manager Wells confirmed the grant allotment is \$11,826. and the \$885.42 is the overage which totals the \$12,711.42.

MOTION: Motion by Council Member Ryno, seconded by Vice Mayor Durossette to approve Resolution 2015-124, as presented. Motion passed 4/0/1 by the following vote:

AYES:	4	Council Members:	Durossette, Kline, Ryno, Vierra
NOES:	0	Council Members:	
ABSENT:	1	Council Member:	Lane

- 13. Resolution No. 2015-125**, authorizing the Destruction of certain Records and Documents Maintained by the Human Resources Department. (B. McCoy)

Council Member Ryno pulled Item 13, inquiring if the City Attorney signed the Destruction of Records list. City Attorney Hallinan confirmed his review and verification of the list for destruction.

MOTION: Motion by Council Member Ryno, seconded by Council Member Kline to approve Resolution 2015-125, as presented. Motion passed 4/0/1 by the following vote:

AYES:	4	Council Members:	Durossette, Kline, Ryno, Vierra
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NOES:	0	Council Members:	
ABSENT:	1	Council Member:	Lane

14. Resolution No. 2015-126, approving the renaming of the Police building to the G. W. "Pete" Peterson Building (B. Smith)

Council Member Ryno pulled Item 14; she was pleased that the building will be named after Former Police Chief "Pete" Peterson. She also questioned the placing of the plaque as to the location on the building. Police Chief Smith noted there will be 6" brass letters placed on the left side of the ATM at the front of the building. Council Member Ryno requested that future diagrams be provided in these types of approvals.

MOTION: Motion by Council Member Ryno, seconded by Council Member Kline to approve Resolution 2015-126, as presented. Motion passed 4/0/1 by the following vote:

AYES:	4	Council Members:	Durossette, Kline, Ryno, Vierra
NOES:	0	Council Members:	
ABSENT:	1	Council Member:	Lane

UNFINISHED BUSINESS

No items scheduled.

PUBLIC HEARING

No items scheduled.

NEW BUSINESS

No items scheduled.

DISCUSSION ITEMS

No items scheduled.

COUNCILMEMBER REFERRALS

(Any Council Members that would like to have an agenda item placed on a future agenda shall make a request under this section of the agenda.)

REPORTS

- Mayor Vierra had nothing to report.
- City Councils had nothing to report.

- City Manager Wells reported on the following: Soroptimist will be hosting an Ice Cream Social on Saturday; the League Conference will be held from September 30 to October 2 in San Jose; Homeless Summit will be held on October 1, see preventionfocus.net for more information; Thursday, September 17 Human Trafficking Summit will be held at Centre Plaza in the Stanislaus Room; and The Latino Community Roundtable will celebrate National Hispanic Heritage Month on September 17.
- City Attorney Hallinan had nothing to report.
- Departments: Fire Chief Nicholes reported on the Fire status within the State and gave an overview of the statistics of those fires.
- County Supervisor was not in attendance.

ADJOURNMENT

The next regularly scheduled City Council Meeting is scheduled to be held on Monday, September 28, 2015 at 6:00 p.m. in the City Council Chambers located at 2701 Fourth Street.

There being no further business, Mayor Vierra adjourned the meeting at 6:46 p.m.

APPROVED:



Chris Vierra, Mayor

ATTEST:



Lori Frontella, MMC, Interim City Clerk