



## **MINUTES**

### **REGULAR MEETING OF THE CITY COUNCIL**

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

**Monday, April 25, 2016 – 6:00 p.m.**

Mailing Address: Ceres City Hall, 2720 Second Street, Ceres, CA 95307-3292  
Phone: (209) 538-5700 Fax: (209) 538-5780

Members of the public are advised that all cellular telephones and any other communication devices are to be turned off upon entering the City Council Chambers.

#### **CALL TO ORDER**

The City Council of the City of Ceres met this date in a regular session at 6:01 p.m. in City Council Chambers, with Vice-Mayor Kline presiding.

#### **ROLL CALL – Present:**

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

Absent: Mayor Vierra

#### **INVOCATION**

Invocation was given by Pastor Jeff Hilbert, Believers Family Church.

#### **PLEDGE OF ALLEGIANCE**

Pledge of Allegiance was led by Vice-Mayor Kline.

#### **PRESENTATIONS**

- A. Presentation by Supervisor Jim DeMartini and Stan Risen, Stanislaus County Chief Executive Officer regarding the Focus on Prevention Initiative.

County Board Supervisor, Jim DeMartini gave the introduction regarding the Focus on Prevention Initiative. Supervisor DeMartini stated that over 75% of the County's budget is committed to addressing the symptoms of homelessness, drug addiction and fatherless homes. This program will address the root causes to try and reverse the trend. Stanislaus County Chief Executive Officer, Stan Risen discussed the initiative in detail

and shared the 10 sectors that have partnered with the County. He discussed Guiding Values, Over Reaching Results, the Homelessness Initiative and 2016 Priorities. Mr. Risen stated that the goal is to get every church, city and organization to work together.

#### B. Ceres Youth Commission Update.

Chelsea Heras and Jasmine Saroya, members of the Ceres Youth Commission stated that the goal of the Commission is to give back to the community. They reported that last month, members of the Commission cleaned up River Bluff Regional Park. This Saturday, they will be at Roeding Heights Park, after the tiny tot baseball game and will provide face painting services for \$1.00 to raise funds for the Ceres Recreation Scholarship Fund. They are also in the process of updating the Ceres Youth Commission emblems. Their goal is to increase membership by community outreach at local high schools.

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

Vice-Mayor Kline asked for citizens' comments; the following spoke:

Leonard Shepherd stated that last week, he attended the graduation of the probationary firefighters. He commented that it was a great event and the firefighters graduated after several hours of training. He remarked that he was proud to be a part of the event. He asked that Council to figure out how to keep those employees on board and add additional firefighters, to reach a full staff at the Fire Department.

Wes Stamper invited the public to attend the Ceres Relay for Life event that will be held on Saturday, April 30, 2016 from 9:00 am to midnight, on the Ceres High School football field. He stated that the event will help raise funds for the American Cancer Society and is also dedicated in the memory of Khloe Gustin, who recently lost her life to leukemia. He also commented that during the evening, the event will include luminaries which can be decorated in memory of a loved one that has lost their life to cancer. The luminaries will be lit and set around the track.

#### **APPOINTMENTS TO BOARDS/COMMISSIONS**

No items scheduled.

#### **CONFLICT OF INTEREST DECLARATION**

No conflicts 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 April 25, 2016, City Council meeting was posted on April 21, 2016. (Nayares-Perez)

2. Waive Readings. All Readings of Ordinances and resolutions are waived. (Nayares-Perez)
3. Approval of Minutes (Nayares-Perez)
  - a. Minutes of the April 11, 2016 Regular City Council meeting.
4. Register of Audited Demands for Period covering April 6, 2016 through April 13, 2016. (Dean)
5. General Correspondence – **Information Only**
  - a. Public Works Monthly Report for March 2016. (Damas)
  - b. Public Works Ceres Youth Baseball First Quarter Update (Damas)
  - c. Recreation Division Monthly Report for March 2016 (Farris)
6. **Resolution 2016-041**, approving the City of Ceres Strategic Plan for 2016-17. (Wells)
7. **Resolution 2016-042**, accepting the Wastewater Treatment Plant Support Facility Project as complete, authorizing the filing of the Notice of Completion, approve the Balancing Contract Change Order and Retention Release to the Contractor. (Jordan)
8. **Resolution 2016-043**, awarding the Contract for Signal Rewiring for five (5) signalized intersections to Collins Electrical Company Inc., authorize a 10% contingency, and authorize the City Manager to execute the contract. (Jordan)
9. **Resolution 2016-044**, awarding the Construction Contract for the 2016 Water Valve Project to Rolfe Construction, authorize a 10% contingency and authorize the City Manager to execute the Contract. (Jordan)
10. **Resolution 2016-045**, approving Contract Change Order No. 1 for the Whitmore Avenue / Morgan Road Widening Project. (Jordan)

Vice-Mayor Kline asked if any Council Member or citizen would like an item pulled from the Consent Calendar and be heard under separate motion.

**MOTION:** Motion by Council Member Durossette, seconded by Council Member Lane, approving the Consent Calendar items **1, 2, 3, 4, 5, 6, 7, 8, 9, 10** by the following roll call vote. **Motion passes 4/0/1** by the following roll call vote:

AYES:	4	Council Members: Durossette, Lane, Kline, Ryno
NOES:	0	Council Members: None
ABSENT:	1	Council Member: Mayor Vierra

<b>CONSIDERATION OF ITEM(S) REMOVED FROM THE CONSENT CALENDAR</b>
---

No items for consideration.

**UNFINISHED BUSINESS**

No items scheduled.

**PUBLIC HEARING**

No items scheduled.

**NEW BUSINESS**

No items scheduled.

**DISCUSSION ITEMS**

11. Discussion of Draft Project List for Expenditure Plan for 2016 Countywide ½ cent Sales Tax Measure. (Wells)

City Manager, Toby Wells provided a brief introduction. Daryl Jordan, City Engineer reviewed the pavement analysis tool that is used to evaluate the City's pavement program. This information will be incorporated into the countywide half-cent sales tax. He also discussed the value of the City streets, which have a combined value of \$169 million dollars. Mr. Jordan briefly reviewed the Stan COG Expenditure Plan and explained how the half-cent sales tax, if passed, will be broken down. He also stated that each agency will identify the specific streets that will be prioritized for repair or refurbishment. Mr. Jordan remarked that the discussion tonight only includes local streets and that regional projects will be addressed at a later date. Mr. Jordan discussed proposed expenditure plan. He stated that local streets and roads will be allocated at 50%; bicycle and pedestrian projects allocated at 5%; traffic management at 10% with 28% going towards regional projects; and 7% to other projects. Mr. Jordan further described the types of pavement distress. Examples shown were alligator cracking, patches, block cracking and other types of pavement distress. He explained how the condition of the pavement is measured; the current PCI condition for city streets for 2016 was also discussed. Mr. Jordan discussed the road selection and the prioritization of the roads and referenced the list of streets that was provided to Council.

A lengthy discussion amongst Council and staff ensued regarding the importance of Mitchell and Hatch Road; the Service/Mitchell/Highway 99 interchange be included as regional projects.

Vice-Mayor Kline asked if anyone from the Public had any comments. There being no comments, Vice-Mayor Kline, brought the item back to Council for direction.

Council directed staff to submit the project list to StanCOG. The discussion regarding regional projects will return to Council at a later date.

**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.

Council Member Lane inquired about the Tow Truck bill incident. City Manager Wells stated that the issue was an oversight on behalf of the City. This item will return to Council for discussion on May 9, 2016.

**REPORTS**

At this time, any Council Members or City Staff will make an announcement, or report briefly on his or her activities.

- Mayor Vierra was not in attendance.
- City Council:

Council Member Lane reported that he will be attending the League of California Cities' Legislative Action Day on Wednesday, April 27 and the Board of Directors' meeting on Thursday, April 28. The Ceres Street Faire is on May 7-8, 2016. The parade begins at 10:00 am on Saturday and it's the first time that it will be held in 12 years. There are over 100 entries for the parade. Council Member Lane encouraged the public to attend.

Council Member Durossette thanked Mr. Stanford and the Committee for coordinating the Relay for Life. Council Member Durossette reminded the public about the event.

- City Manager:

City Manager Wells reported that, as part of the budget, Council approved the purchase of a street sweeper and the City has started the process of switching over from a contracted street sweeper. City staff is familiarizing themselves with the routes and so far good feedback has been received from the street sweepers. He will continue to keep Council updated, as the process continues to evolve. City Manager Wells also reminded the public that the City is co-hosting a Valley Business Forum on Monday, May 9, 2016 from 7:30 a.m. to 1:30 p.m. at the Ceres Community Center.

- City Attorney:

Nubia Goldstein, Deputy City Attorney stated she is covering the meeting for City Attorney, Tom Hallinan. Ms. Goldstein is an attorney at the law firm of Churchwell White and she is also the Planning Commission attorney.

- Departments:

Tom Westbrook, Director of Community Development reminded the community that the Ceres Chamber of Commerce is raffling a brand new 2016 Ford 150. Tickets are on sale for \$100 and only 650 tickets will be sold. Tickets can be purchased at the Ceres Chamber of Commerce or at the Ceres Street Faire.

Daryl Jordan, City Engineer reported that the Mitchell Road overlay project has restarted and the work will be done on Monday and Wednesday evening from midnight to 2 a.m. He also reported that Whitmore Avenue is continuing to be constructed; pavement and leveling is being done this week.

Richard Scola, Battalion Chief thanked the Council and citizens for their support of the Tiny Tots program. He also reported that on April 16, the Fire Department participated in their annual MDA fundraiser event. This year, with the support of the City and Fire management staff, they broke the record for fundraising and raised over \$16,000. He also thanked Captain Joe Spanning for spearheading the fundraising project. Battalion Chief Scola further reported that over the last 30 days, the six new fire fighters have been rigorously training and they began their first shift yesterday, which facilitated the reopening of Fire Station 3 at Service Road and Crows Landing Road.

- County Supervisor had nothing to report.

#### ADJOURNMENT

The next regularly scheduled City Council Meeting is scheduled to be held on Monday, May 9, 2016 at 6:00 p.m. in the City Council Chambers located in the Community Center at 2701 Fourth Street, Ceres, CA

There being no further business, Vice-Mayor Kline adjourned the Regular City Council meeting at 7:09 p.m. and convened in a Closed Session meeting with the below listed items being discussed.

#### CLOSED SESSION – IMMEDIATELY FOLLOWING CITY COUNCIL MEETING

##### CONFERENCE WITH LEGAL COUNSEL--EXISTING LITIGATION

(Pursuant to Paragraph (1) of subdivision (d) of Section 54956.9 of the Government Code)

***City of Ceres v. The Dow Chemical Co., et al.***

San Bernardino Superior Court, Judicial Council Coordination Proceeding No. 4435, Case No. CGC-15-543940.

##### CONFERENCE WITH LABOR NEGOTIATOR:

(Pursuant to Section 54957.6 of the Government Code)

*City Negotiator:* Liebert, Cassidy, Whitmore

*Employee Organization:* ~~Miscellaneous Bargaining Unit~~

*Employee Organization:* **First Line Supervisors/Confidential Bargaining Group**

*Employee Organization:* **Mid-Management Employees**

*Employee Organization:* **Public Safety Mid-Managers**

*Employee Organization:* **Ceres Professional Firefighters Association**

*Employee Organization:* **Ceres Police Officers Association**

#### REPORT FROM CLOSED SESSION

7:45 p.m. Reconvened to Open Session

**Closed Session Report:** No Reportable Action.

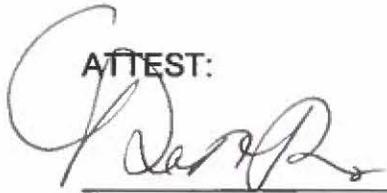
**CLOSED SESSION ADJOURNMENT**

There being no further Closed Session business, Vice-Mayor Kline adjourned the meeting at 7:45 p.m.



Mike Kline, Vice-Mayor

ATTEST:



Diane Nayares-Perez  
City Clerk