



# City of Los Banos

At the Crossroads of California

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## AGENDA

### JOINT CITY COUNCIL AND REDEVELOPMENT AGENCY MEETING

CITY HALL COUNCIL CHAMBERS  
520 J Street  
Los Banos, California

**JUNE 2, 2010**

*If you require special assistance to attend or participate in this meeting, please call the City Clerk's Office @ (209) 827-7000 at least 48 hours prior to the meeting.*

*The City of Los Banos complies with the Americans with Disabilities Act (ADA) of 1990.*

*Si requiere asistencia especial para atender o participar en esta junta por favor llame a la oficina de la Secretaria de la ciudad al (209) 827-7000 a lo menos de 48 horas previas de la junta.*

*La Ciudad de Los Banos cumple con la Acta de Americanos con Deshabilidad (ADA) de 1990.*

*Any writings or documents provided to a majority of the City Council / Redevelopment Agency regarding any item on this agenda will be made available for public inspection at the meeting and in the City Clerk's office located at City Hall, 520 J Street, Los Banos, California during normal business hours. In addition, such writings and documents may be posted on the City's website at [www.losbanos.org](http://www.losbanos.org).*

*Cualquier escritura o los documentos proporcionaron a una mayoría de la City Council / Redevelopment Agency con respecto a cualquier artículo en este orden del día será hecho disponible para la inspección pública en la reunión y en la oficina del City Clerk del City Hall, 520 J Street, Los Banos, California durante horas de oficina normales. Además, tales escrituras y los documentos pueden ser anunciados en el website de la Ciudad en [www.losbanos.org](http://www.losbanos.org).*

1. **CLOSED SESSION.** **6:00 PM**  
(Members of the public may address the City Council on the following closed session items. Speakers are limited to a five (5) minute presentation. Detailed guidelines are posted on the Council Chamber informational table.)
  - A. Conference with Labor Negotiators, Pursuant to Government Code Section 54957.6, Agency Designated Representatives: City Manager, City Attorney, Human Resources Director, Legal Counsel Tuffo, Police Chief Brizzee, City Treasurer Brazil, Brent Kuhn, Vavrinek, Trine, Day & Co. LLP; Employee Organization: Los Banos Police Officers Association, (LBPOA), Los Banos

Police Sergeants Association (LBPSA), Los Banos Police Dispatchers/Community Services Officers Association (LBPDCSOA).

- B. Conference with Real Property Negotiators, Pursuant to Government Code Section 54956.8; Property: Downtown Rail Corridor, Portions of G Street, Between 7<sup>th</sup> and 8<sup>th</sup> Streets, Los Banos, California, APNs: 025-114-011, 025-114-012, Approximately 2.02 Acres; Negotiators: City Manager, City Attorney, Redevelopment Agency Director; Negotiating Parties: Los Banos Redevelopment Agency & Matthews Southwest; Under Negotiation: Purchase Price and Terms of Sale.

2. CALL TO ORDER. **7:00 PM**

3. PLEDGE OF ALLEGIANCE.

4. ROLL CALL: (City Council and Redevelopment Agency Board Members)

Faria \_\_\_\_, Sousa \_\_\_\_, Stone \_\_\_\_, Villalta \_\_\_\_, Jones \_\_\_\_

5. CONSIDERATION OF APPROVAL OF AGENDA.

6. PRESENTATIONS – PROCLAMATION RECOGNIZING DYLAN MARQUES.

7. PUBLIC FORUM. (Members of the public may address the City Council / Redevelopment Agency Members on any item of public interest that is within the jurisdiction of the City Council / Redevelopment Agency; includes agenda and non-agenda items. No action will be taken on non-agenda items. Speakers are limited to a five (5) minute presentation. Detailed guidelines are posted on the Council Chamber informational table.)

8. CONSIDERATION OF APPROVAL OF CONSENT AGENDA. (Items on the Consent Agenda are considered to be routine and will be voted on in one motion unless removed from the Consent Agenda by a City Council / Redevelopment Agency Member.)

A. Check Register for #122112 – #122113 in the Amount of \$1,962,655.72.

*Recommendation: Approve the check register as submitted.*

B. City Council / Redevelopment Agency Minutes for the March 25, 2010 Special Meeting.

*Recommendation: Approve the minutes as submitted.*

C. Block Party/Street Closure Request for Saturday, July 24, 2010 from 12:00 p.m. to 8:00 p.m., on the 100 Block of Chianti Court.

*Recommendation: Approve the block party/street closure request as submitted.*

- D. Street Closure Request for Saturday, June 19, 2010 from 7:00 p.m. to 11:00 p.m., to Close H Street from the Corner of 5<sup>th</sup> & H Streets Heading East to the Corner of 7<sup>th</sup> and H Streets.

*Recommendation: Approve the street closure request as submitted.*

- E. Acceptance of the Second & Third Quarter Investment Report for 2009/2010.

*Recommendation: Accept the report as submitted.*

- F. City Council Resolution No. 5240 – Calling and Giving Notice of the Holding of a General Municipal Election to be Held on Tuesday, November 2, 2010 for the Election of Certain Officers as Required by the Provisions of the Laws of the State of California.

*Recommendation: Adopt the resolution as submitted.*

- G. City Council Resolution No. 5241 – Requesting the Board of Supervisors of the County of Merced to Consolidate a General Municipal Election to be held on November 2, 2010 with the California Statewide General Election to be Held on the Date Pursuant to Section 10403 of the Election Code.

*Recommendation: Adopt the resolution as submitted.*

- H. City Council Resolution No. 5242 – Rejecting All Bids for the 2010 Street Overlays Construction Project.

*Recommendation: Adopt the resolution as submitted.*

- I. City Council Resolution No. 5243 – Amending the Fiscal Year 2009-2010 Budget by Increasing the Appropriation Amount of the Capital Improvement Account for Revenues in the Amount of \$28,595 and Expenditures in the Amount of \$28,595 to the Police Department's Capital Improvement Budget for Expenditures Relating to the Replacement of the Safety Padding Within the Police Department's Safety/Sobering Cell.

*Recommendation: Adopt the resolution as submitted.*

9. PUBLIC HEARING. (If you challenge the proposed action as described herein in court, you may be limited to raising only those issues you or someone else raised at the public hearing described herein or in written correspondence delivered to the City or Redevelopment Agency at, or prior to, the public hearing.)

- A. Public Hearing – To Receive Public Comment and Consideration of Modifying Condition #1 of Use Permit #2007-15 for the Use of a Type 21 Alcohol License for Rite Aid Pharmacy at the Proposed Location on the Northeast Corner of Mercey Springs Road and Overland Avenue, APN 424-420-006.

- 1) City Council Resolution No. 5244 – Amending the Conditions of Approval for Use Permit #2007-15 for the Use of a Type 21 Alcohol License for Rite Aid Pharmacy Located at the Northeast Corner of Overland Avenue and Mercey Springs Road.

*Recommendation: Receive staff report, open public hearing, close the public hearing, and adopt the resolution as submitted.*

10. CONSIDERATION OF THE FORMATION OF AN ADVISORY COMMITTEE ON THE SIGN ORDINANCE UPDATE.

*Recommendation: Receive staff report and authorize staff to advertise for interested persons to form an ad hoc advisory committee.*

11. CONSIDERATION OF RECOMMENDATIONS FROM THE COMMUNITY CENTER NAMING COMMITTEE.

*Recommendation: Receive report and direction from the City Council on how to proceed.*

12. REDEVELOPMENT AGENCY UPDATE.

13. ADVISEMENT OF PUBLIC NOTICES. (One Report)

14. CITY MANAGER / EXECUTIVE DIRECTOR REPORT.

15. CITY COUNCIL / REDEVELOPMENT AGENCY MEMBER REPORTS.

A. Joe Sousa

B. Elizabeth Stone

C. Mike Villalta

D. Tom Faria

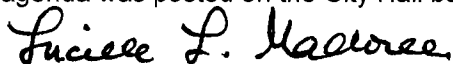
E. Mayor Tommy Jones

16. MISCELLANEOUS INFORMATION IN CITY COUNCIL PACKET, NO ACTION NECESSARY.

17. ADJOURNMENT.

- A. Adjourn to 4:30 p.m., Thursday, June 10, 2010 to Attend a 2010/2011 Fiscal Year Budget Workshop Being Held in the Council Chambers, 520 J Street, Los Banos, California.

I hereby certify under penalty of perjury under the laws of the State of California, that the foregoing agenda was posted on the City Hall bulletin board not less than 72 hours prior to the meeting.



Lucille L. Mallonee, City Clerk

Dated this 28<sup>th</sup> day of May 2010