



City of  
**Los Banos**  
*At the Crossroads of California*

[www.losbanos.org](http://www.losbanos.org)

## **AGENDA**

### **CITY COUNCIL AND REDEVELOPMENT AGENCY MEETING**

CITY HALL COUNCIL CHAMBERS  
520 J Street  
Los Banos, California

**JUNE 6, 2007**

*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.*  
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*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.*

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 Section 54957.6 of the Government Code. Agency Designated Representatives: City Manager, City Attorney, Police Chief, Human Resources Director; Employee Organization: Los Banos Police Dispatchers/Community Services Officers Association.
  - B. Conference with Legal Counsel – Existing Litigation, Pursuant to Subdivision (a) of Section 54956.9 of the Government Code. Name of Case: Ranchwood Corp. vs. City of Los Banos, Merced Superior Court Case No. 144254.
  - C. Conference with Legal Counsel – Existing Litigation, Pursuant to Subdivision (a) of Section 54956.9 of the Government Code. Name of Case: In Re United States Land and Cattle Company, Inc., United States Bankruptcy Court, Eastern District of California, Sacramento Division, Case No. 06-24478-B-11.

2. CALL TO ORDER. **7:00 PM**
3. PLEDGE OF ALLEGIANCE.
4. ROLL CALL: (City Council and Redevelopment Agency Board Members)  
Brooks \_\_\_\_, Faria \_\_\_\_, Sousa \_\_\_\_, Villalta \_\_\_\_, Jones \_\_\_\_
5. CONSIDERATION OF APPROVAL OF AGENDA.
6. 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 / Agency Members; 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.
7. CONSIDERATION OF APPROVAL OF CONSENT AGENDA. (Items on the Consent Agenda will be voted on in one motion unless removed from the calendar by a City Council / Redevelopment Agency Member.)
- A. Minutes.
- 1) May 8, 2007 Adjourned City Council Meeting.
  - 2) May 10, 2007 Adjourned City Council Meeting.
  - 3) May 14, 2007 Adjourned City Council Meeting.
  - 4) May 29, 2007 Adjourned City Council Meeting.
- Recommendation: Approve the minutes as submitted.*
- B. Check Register for #99812 - #100053 in the Amount of \$4,165,189.29.
- Recommendation: Approve the check register as submitted.*
- C. Progress Payment No. 4 – Final Payment in the Amount of \$5,066.00 to Parsons Brinckerhoff Construction Services for Highway 152 and Place Road Widening and Signal Light Project.
- Recommendation: Approve the progress payment as submitted.*
- D. Progress Payment No. 8 in the Amount of \$185,544.01 to Granite Construction Company for Construction of Seventh and H Street Improvements Project.
- Recommendation: Approve the progress payment as submitted.*

- E. Progress Payment No. 21 in the Amount of \$4,295.05 to Erler & Kalinowski, Inc. (EKI) for Professional Services Related to the Wastewater Treatment Plant Project.

*Recommendation: Approve the progress payment as submitted.*

- F. Rejection of Claim – Robert Follmar.

*Recommendation: Reject the claim as submitted with referral to claims adjustor.*

- G. Authorization to Record the Notice of Completion for the Highway 152 Jack & Bore at Place Road Project.

*Recommendation: Record the Notice of Completion as submitted.*

- H. Block Party/Street Closure Request for Wednesday, July 4, 2007 from 3:00 p.m. to 10:00 p.m., on the 500 Block of Sixth Street.

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

- I. Block Party/Street Closure Request for Wednesday, July 4, 2007 from 11:00 a.m. to 9:00 p.m., on the 2100-2200 Block of Park Crest Drive.

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

- J. Authorization to Submit a Letter of Support for Full Funding of the \$1 Billion in Proposition 1B for Cities in the 2007-08 State Budget, and Request for Accelerated Disbursements to Cities.

*Recommendation: Authorize submittal of letter as submitted.*

- K. City Council Resolution No. 4871 – Accepting Public Improvements for Vineyards Basin C Park and Authorizing Reimbursement in the Amount of \$138,665.00 to Ranchwood Contractors.

*Recommendation: Adopt the resolution as submitted.*

- L. City Council Resolution No. 4872 – Accepting Public Improvements for Villages at Stonecreek Off - Tract #2005-05. (Stonecreek Properties)

*Recommendation: Adopt the resolution as submitted.*

- M. City Council Resolution No. 4873 – Awarding Bid for the CCID Main Canal Pedestrian Bridge and Approval of Change Order #1.

*Recommendation: Adopt the resolution as submitted.*

- N. City Council Resolution No. 4874 – Determining the Fair Market Value of Buildable Acre, per Los Banos Municipal Code Section 9-2.1608 as \$240,000.

*Recommendation: Adopt the resolution as submitted.*

- O. City Council Resolution No. 4875 – Accepting the Sole Source Purchase of On-Line Reporting and Field Training Software from Coplogic, Inc.

*Recommendation: Adopt the resolution as submitted.*

- P. City Council Resolution No. 4876 – Awarding Proposal for the Preliminary/Preconstruction Planning of a Police Department Building and Jail Facility to Leach Mounce Architects.

*Recommendation: Adopt the resolution as submitted.*

- 8. **PUBLIC HEARING – CONSIDERATION OF A USE PERMIT FOR AN ALCOHOL LICENSE IN CONJUNCTION WITH AN EXISTING RESTAURANT LOCATED AT 115 WEST PACHECO BLVD; APPLICANT: LAS PUPUSAS TAQUERIA.**

- A. City Council Resolution No. 4877 – Approving Use Permit #2007-03.

*Recommendation: Open the public hearing, receive public comment, and adopt the resolution as submitted.*

- 9. CONSIDERATION OF ENDORSEMENT FOR THE COMMUNITY CENTER MASTER PLAN & PHASING PLAN.

- A. City Council Resolution No. 4878 – Endorsing the Community Center Committee’s Recommendation for the Community Center Master Plan and Phasing Plan, and Authorizing Staff to Begin Construction of the Phase I Improvements.

*Recommendation: Adopt the resolution as submitted.*

- 10. BILLY WRIGHT LANDFILL STATUS REPORT.

*Recommendation: Informational item only, no action to be taken.*

- 11. SAN JOAQUIN VALLEY AIR POLLUTION DISTRICT PRESENTATION – By Rick McVaigh, Deputy Air Pollution Control Officer.

*Recommendation: Informational item only, no action to be taken.*

- 12. CONSIDERATION OF THE ADOPTION OF ORDINANCE NO. 1056 – DESCRIBING THE REDEVELOPMENT AGENCY’S PROGRAM TO ACQUIRE REAL PROPERTY BY EMINENT DOMAIN PURSUANT TO THE PROVISIONS OF THE CALIFORNIA COMMUNITY REDEVELOPMENT LAW, HEALTH AND SAFETY CODE SECTION 33342.7. **(Second Reading & Adoption)**

*Recommendation: Adopt the ordinance as submitted.*

- 13. REDEVELOPMENT AGENCY UPDATE.

- 14. ADVISEMENT OF PUBLIC NOTICES. (Four Reports)

15. CITY MANAGER/EXECUTIVE DIRECTOR REPORT.
16. CITY COUNCIL / REDEVELOPMENT AGENCY MEMBER REPORTS.
  - A. Mike Villalta
  - B. Anna Brooks
  - C. Tommy Jones
  - D. Tom Faria
  - E. Joe Sousa
17. MISCELLANEOUS INFORMATION IN COUNCIL PACKET, NO ACTION NECESSARY.
18. ADJOURNMENT.
  - A. Adjourn to 5:00 p.m., Monday, June 11, 2007 to hold a Budget Workshop Being Held in the Council Chambers, 520 J Street, Los Banos, California.
  - B. Adjourn to 5:00 p.m., Monday, June 18, 2007 to hold a 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.

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Lucille L. Mallonee, City Clerk

Dated this 1<sup>st</sup> day of June 2007