

**CITY OF LOS BANOS
CITY COUNCIL / REDEVELOPMENT AGENCY MEETING MINUTES
NOVEMBER 15, 2006**

ACTION MINUTES – These minutes are prepared to depict action taken for agenda items presented to the City Council. For greater detail of this meeting refer to the electronic media (video, DVD and/or audiotapes) kept as a permanent record.

CALL TO ORDER: Mayor Amabile called the City Council Meeting to order at the hour of 7:02 p.m.

PLEDGE OF ALLEGIANCE. Police Commander Brizzee led the pledge of allegiance.

ROLL CALL – MEMBERS OF THE CITY COUNCIL PRESENT: Council Members Brooks, Jones, McAdam, Pruitt and Mayor Amabile

STAFF MEMBERS PRESENT: City Attorney Vaughn, City Clerk/Human Resources Director Mallonee, City Manager Rath, City Treasurer/Chief Financial Officer Wall, Police Commander Brizzee, Public Works Director/City Engineer Chisam, Redevelopment Manager Post, Translator Reyna

CONSIDERATION OF APPROVAL OF AGENDA: Motion by Brooks, seconded by Pruitt to approve the agenda as submitted. The motion carried by the affirmative vote of all Council Members present.

PROCLAMATION RECOGNIZING THE EFFORTS OF NINA JESSOP & KATHY BALLARD WITH REGARDS TO SAFE ROUTES TO SCHOOL. Mayor Amabile presented the proclamations to Nina Jessop and Kathy Ballard, noting their dedication and perseverance and thanked them for everything they do for the community of Los Banos.

PUBLIC FORUM: MEMBERS OF THE PUBLIC MAY ADDRESS THE COUNCIL ON ANY ITEM OF PUBLIC INTEREST THAT IS WITHIN THE JURISDICTION OF THE CITY; INCLUDES AGENDA AND NON-AGENDA ITEMS. NO ACTION WILL BE TAKEN ON NON-AGENDA ITEMS. SPEAKERS ARE LIMITED TO A THREE (3) MINUTE PRESENTATION. DETAILED GUIDELINES ARE POSTED ON THE COUNCIL CHAMBER INFORMATIONAL TABLE. KEITH GRONIGNA, Los Banos Chamber of Commerce, spoke regarding the Downtown Christmas Parade, December 1, 2006 at 6:00 p.m. and encouraged all to attend; NORM DONOVAN, Los Banos, congratulated all that got elected and spoke regarding establishing a policy for appointing a council vacancy seat by giving it to the highest vote getter; KEITH SNOW, Los Banos, congratulated Tommy Jones on being elected Mayor and spoke regarding what he would like to see in the City, Home Depot, jobs and working in the community; DANNY SILVA, Los Banos, spoke regarding the drain ditch on the north side of Nantes Avenue in the Village Greens Subdivision and inquired as to what the City has planned to fix the problem; KATHY BALLARD & NINA JESSOP thanked the Mayor and City Council for their support. No one else came forward to speak and the public forum was closed.

Mayor Amabile spoke to the comments made during the public forum.

CONSIDERATION OF APPROVAL OF CONSENT AGENDA. Mayor Amabile stated that the following items will be pulled from the consent agenda for discussion and further consideration: 7A – Redevelopment Agency Resolution No. 2006-07 – Approving the Purchase of 6,200 square feet, a Portion of 760-860 H Street (APN 025-114-009) Right of Way for the Extension of Ninth Street; 7G1) – City Council Resolution No. 4797 – Granting the Award of Bid for the Child Development Center to Greg Opinski Construction, Inc.; 7G4) – City Council Resolution No. 4800 – Approving the Purchase of 3.64 Acres Located at 645 Seventh Street (APN 025-072-034) Community/Civic Center Project; 7G5) – City Council Resolution No. 4801 – Designating Brackenheim, Germany as a Sister City to the City of Los Banos, California; 7G6) – City Council Resolution No. 4802 – Designating Grumento Nova, Italy as a Sister City to the City of Los Banos, California.

Motion by McAdam, seconded by Jones to pull items 7F1) – Redevelopment Agency Resolution No. 2006-07 – Approving the Purchase of 6,200 square feet, a Portion of 760-860 H Street (APN 025-114-009) Right of Way for the Extension of Ninth Street; 7G1) – City Council Resolution No. 4797 – Granting the Award of Bid for the Child Development Center to Greg Opinski Construction, Inc.; 7G4) – City Council Resolution No. 4800 – Approving the Purchase of 3.64 Acres Located at 645 Seventh Street (APN 025-072-034) Community/Civic Center Project; 7G5) – City Council Resolution No. 4801 – Designating Brackenheim, Germany as a Sister City to the City of Los Banos, California; 7G6) – City Council Resolution No. 4802 – Designating Grumento Nova, Italy as a Sister City to the City of Los Banos, California. The motion carried by the affirmative action of all Council Members present.

Motion by Brooks, seconded by Pruitt and carried, items on the consent agenda were approved, by the affirmative action of all Council Members present as follows: City Council/Redevelopment Agency Meeting Minutes of November 1, 2006; Check Register for #95324 - #95597 in the Amount of \$8,653,216.33; Los Banos Chamber of Commerce Christmas Parade & Street Closure Request – In the Downtown Area, Including Parts of 6th, 5th, K, J, I, & H Streets from 5:00 p.m. to 9:00 p.m. on December 1, 2006; Request for Waiver of Business License Fees for the Los Banos Band Foundation; Award of Bids for Four (4) New 2007 Heavy Duty Police Sedans to Santos Ford in the amount of \$101,253.58; ~~Redevelopment Agency Resolution No. 2006-07 – Approving the Purchase of 6,200 square feet, a Portion of 760-860 H Street (APN 025-114-009) Right of Way for the Extension of Ninth Street; City Council Resolution No. 4797 – Granting the Award of Bid for the Child Development Center to Greg Opinski Construction, Inc.; City Council Resolution No. 4798 – Accepting Public Improvements for Alta Vista Senior Community Subdivision Tract No. 2002-04; City Council Resolution No. 4799 – Establishing a New Fee Schedule for the Regional Transportation Impact Fee Program; City Council Resolution No. 4800 – Approving the Purchase of 3.64 Acres Located at 645 Seventh Street (APN 025-072-034) Community/Civic Center Project; City Council Resolution No. 4801 – Designating Brackenheim, Germany as a Sister City to the City of Los Banos, California; City Council Resolution No. 4802 – Designating Grumento Nova, Italy as a Sister City to the City of Los Banos, California.~~

REDEVELOPMENT AGENCY RESOLUTION NO. 2006-07 – APPROVING THE PURCHASE OF 6,200 SQUARE FEET, A PORTION OF 760-860 H STREET (APN 025-114-009) RIGHT OF WAY FOR THE EXTENSION OF NINTH STREET. Redevelopment Manager Post presented the staff report.

Motion by Pruitt, seconded by Brooks to approve Redevelopment Agency Resolution No. 2006-07, approving the purchase of 6,200 square feet, a portion of 760-860 H Street (APN 025-114-009) Right of Way for the extension of Ninth Street. The motion carried by the affirmative action of Council Members present.

CITY COUNCIL RESOLUTION NO. 4797 – GRANTING THE AWARD OF BID FOR THE CHILD DEVELOPMENT CENTER TO GREG OPINSKI CONSTRUCTION, INC. Public Works Director/City Engineer Chisam presented the staff report, noting that the project is still on schedule pending the coming weather.

Motion by McAdam, seconded by Jones to approve City Council Resolution No. 4797, granting the award of bid for the Child Development Center to Greg Opinski Construction, Inc. The motion carried by the affirmative action of Council Members present.

CITY COUNCIL RESOLUTION NO. 4800 – APPROVING THE PURCHASE OF 3.64 ACRES LOCATED AT 645 SEVENTH STREET (APN 025-072-034) COMMUNITY/CIVIC CENTER PROJECT. City Manager Rath presented the staff report.

Motion by Brooks, seconded by Pruitt to approve City Council Resolution No. 4800, approving the purchase of 3.64 acres located at 645 Seventh Street (APN 025-072-034) Community/Civic Center Project. The motion carried by the affirmative action of Council Members present.

CITY COUNCIL RESOLUTION NO. 4801 – DESIGNATING BRACKENHEIM, GERMANY AS A SISTER CITY TO THE CITY OF LOS BANOS, CALIFORNIA; CITY COUNCIL RESOLUTION NO. 4802 – DESIGNATING GRUMENTO NOVA, ITALY AS A SISTER CITY TO THE CITY OF LOS BANOS, CALIFORNIA. Mayor Amabile spoke regarding the history behind the Los Banos connection to Brackenheim, Germany and Grumento Nova, Italy.

Motion by Jones, seconded by McAdam to approve City Council Resolution No. 4801, designating Brackenheim, Germany as a Sister City to the City of Los Banos. The motion carried by the affirmative action of Council Members present.

Motion by Jones, seconded by McAdam to approve City Council Resolution No. 4802, designating Grumento Nova, Italy as a Sister City o the City of Los Banos. The motion carried by the affirmative action of Council Members present.

REDEVELOPMENT AGENCY UPDATE. Redevelopment Manager Post spoke regarding the Business Center and the activity going on that facility, the Economic Development Committee's surveys that have been coming in by the hundreds, working with several

businesses and landowners, working on low and moderate housing projects, recently meeting with the State Department of Infrastructure, meeting with federal lobbyist involved with the OneVoice Group, spoke regarding the need for the highway bypass, being awarded the Enterprize Zone designation, and working to identifying our different land areas to help interested businesses when their looking to come to Los Banos.

ADVISEMENT OF PUBLIC NOTICES (THREE REPORTS) Redevelopment Manager Post reported that a Public Hearing will be held at the Planning Commission meeting on November 29, 2006 at 7:00 p.m. to consider a Use Permit to operate a large family day care facility in the R-3 (NC) Neighborhood Commercial zone. The project site is located at the northeast side of the street at 966 J Street, APN 026-132-018.

Redevelopment Manager Post reported that a Public Hearing will be held at the Planning Commission meeting on November 29, 2006 at 7:00 p.m. to consider a Site Plan Review to allow the addition of a two story building to service as a storage and lounge in an H-C (Highway Commercial) zone district. The project site is located at 1155 I Street, APN 026-152-003.

CITY MANAGER/EXECUTIVE DIRECTOR REPORT. Nothing to report.

M.C.A.G. REPORT: Mayor Amabile reported that the next MCAG Meeting is November 16, 2006 in the City of Merced at 3:00 p.m. with the items of discussion to include Measure G, The Bus, and a traffic study report on Highway 59 from Sandy Mush Road to Highway 99.

CITY COUNCIL / REDEVELOPMENT AGENCY MEMBER REPORTS.

ANNA BROOKS: Thanked all the Veterans, congratulated the newly elected Mayor and City Council Members, and spoke regarding her trip to Miss Sagouspe's 4th Grade Class at Our Lady of Fatima School and Ms. Brooks eleven new puppies.

TOMMY JONES: Thanked all the Veterans and all the people who ran for office. He stated that he would like to sit down with each and everyone one of the people who ran for office to talk about what they would like to see and bring the complete town together.

ROGER PRUITT: Thanked all that went out and voted and congratulated council Member Jones on being elected Mayor. He spoke regarding what Mayor Amabile has done since becoming Mayor twelve years ago and presented him with a set of 1907 coins.

MAYOR PRO TEM McADAM: Congratulated all the winners in the local election for Mayor, City Council, School Board, City Clerk and City Treasurer and challenged all those people who didn't win to stay involved. He plans to continue to be involved in MCEDCO, OneVoice and if Mayor Jones is so obliged, the Economic Development Committee. He then spoke regarding Mayor Amabile and what he has done during his 12 years of service as Mayor. He thanked all his friends and family, especially his wife Marlene, who helped and supported him throughout the years.

MAYOR MICHAEL S. AMABILE: Thanked Mayor Pro Tem McAdam for all that he has done during his twelve years of service and spoke regarding going to Our Lady of Fatima School for their Veterans Days Celebration which they have every year and he especially enjoys following the veterans around town during the Veterans Day events, the ribbon cutting ceremony at Lowe's, Flag Raising ceremony at Volta School, the groundbreaking event for the Child Development Center, naming new streets after historical figures in our nation and City and referenced a letter he received from William Whitehurst. He stated that he is very grateful to serve as the Mayor of Los Banos and he feels very rewarded and spoke regarding why he decided to run for Mayor and the many different things he has done while he has been Mayor and highlighted his major achievements. He thanked all the Commissioners, Mayor Task Forces and volunteers. He thanked all the City staff for the great job that they do and he has enjoyed working with them over the years. Thanked the current City Council Members and past Council Members, he has truly enjoyed the interaction and it has really been fun. Thanked Supervisor Jerry O'Banion for his dedication to the community and Merced County, his family and friends, especially his wife Michelle for putting her life on hold so that he could do the Mayor thing, his mom for her care and support, he is proud to be his son, the Citizens of Los Banos for their support over the last twelve years. He spoke regarding how Los Banos has changed and that there is hope and opportunity for the future of the residents of Los Banos. It truly has been an honor to serve you and he will stay involved and do whatever is asked of him from the new Mayor and City Council. Working together we can make this place a better place to live, especially for the children. He spoke regarding the election and how the new Mayor and City Council will be seated at the next City Council Meeting.

MISCELLANEOUS INFORMATION IN COUNCIL PACKET, NO ACTION NECESSARY.

ADJOURNMENT. The meeting was adjourned at the hour of 8:54 p.m.

APPROVED:

Tommy Jones, Mayor

ATTEST:

Lucille L. Mallonee, City Clerk