



City of Los Banos

At the Crossroads of California

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AGENDA

CITY COUNCIL MEETING

CITY HALL COUNCIL CHAMBERS
520 J Street
Los Banos, California

JUNE 5, 2019

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 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.

Cualquier escritura o los documentos proporcionaron a una mayoría del Ayuntamiento respecto a cualquier artículo en este orden del día será hecho disponible para la inspección pública en la reunión y en la oficina de la Secretaria de la ciudad en 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.

1. CALL TO ORDER.

7:00 PM

2. PLEDGE OF ALLEGIANCE.

3. ROLL CALL: (City Council Members)

Faria ____, Johnson-Santos ____, Jones ____, Lewis ____, Villalta ____

4. CONSIDERATION OF APPROVAL OF AGENDA.

5. PRESENTATIONS.

A. Proclamation Recognizing Disability Awareness Month.

- B. Proclamation Recognizing the Los Banos High School Varsity Baseball Team.
 - C. Certificates of Recognition of Participation and Achievements at the Merced County Pentathlon:
 - 1) Westside Union Elementary School, First Place – Overall
 - 2) Loreno Falasco Elementary School, Second Place – Overall
 - 3) Westside Union Elementary School, First Place – Super Quiz
 - 4) Loreno Falasco Elementary School, Second Place – Super Quiz
 - 5) Miano Elementary School, Fourth Place – Super Quiz
 - 6) Los Banos Junior High School 7th Grade, Fourth Place – Super Quiz
 - 7) Creekside Junior High School 7th Grade, Fifth Place – Super Quiz
 - 8) Creekside Junior High School 8th Grade, Fifth Place – Super Quiz
6. PUBLIC FORUM. (Members of the public may address the City Council Members on any item of public interest that is within the jurisdiction of the City Council; 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 are considered to be routine and will be voted on in one motion unless removed from the Consent Agenda by a City Council Member.)
- A. Check Register for #216203 – #216524 in the Amount of \$1,376,541.37.
Recommendation: Approve the check register as submitted.
 - B. City Council Resolution No. 6081 – Accepting Public Improvements for East Center Phase 1, Generally Located within the Area Bounded by Center Avenue to the West, Pioneer Road to the South, Diablo Street & Pike Street to the East, APNs 431-270-004 and 431-270-010 (Pioneer Development Company, Inc.).
Recommendation: Approve the resolution as submitted.
 - C. City Council Resolution No. 6082 – Approving and Adopting Final Tract Map No. 2017-03 Sunrise Ranch, Generally Located within the Area Bounded by B Street to the North, Place Road to the West, San Luis Street to the South, and Jo-Lin Park Manor Subdivision to the East, APN 428-080-001 (Trevino Pioneer, a California LLC).
Recommendation: Approve the resolution as submitted.
 - D. City Council Resolution No. 6083 – Awarding Contract for Legal Advertising to the Los Banos Enterprise for Fiscal Year Ending June 30, 2020 and Authorizing the City Manager to Execute Agreement.
Recommendation: Approve the resolution as submitted.

- E. City Council Resolution No. 6084 – Approving Amendment No. 2 to Professional Services Agreement with CSG Consultants, Inc. for Plan Check and Building Inspection Services Extending the Term Date to June 30, 2020.

Recommendation: Approve the resolution as submitted.

- 8. 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 at, or prior to, the public hearing.)

- A. Public Hearing – To Receive Public Comment and Consideration of a Resolution Adopting New Utility Rates for Water, Wastewater and Solid Waste Service Fees.

- 1) City Council Resolution No. 6085 – Amending the Current Billing Procedures for Water, Wastewater Treatment, Wastewater Collection and Disposal, and Solid Waste Rates.
- 2) City Council Resolution No. 6086 – Establishing Rates for Water Service Fees.
- 3) City Council Resolution No. 6087 – Establishing Rates for Wastewater Service Fees.
- 4) City Council Resolution No. 6088 – Establishing Rates for Solid Waste Service Fees.

Recommendation: Receive the staff report, open the public hearing, receive public comment, close the public hearing, and adopt the resolutions as submitted.

- B. Public Hearing – To Receive Public Comment and Consideration of the Levy of the Proposed Annual Assessment for the 2019-2020 Fiscal Year for Landscaping and Lighting District Nos. 1-7 and 9-19.

- 1) City Council Resolution No. 6089 – Confirming Diagram and Assessment and Levying Assessments for Landscaping and Lighting Assessment District Nos. 1-7 and 9-19 for the 2019-2020 Fiscal Year.

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

- C. Public Hearing – To Receive Public Comment and Consideration of a Conditional Use Permit and Categorical Exemption from the California Environmental Quality Act Pursuant to Section 15301 (Existing Facilities) to Allow the use of a Type 41 Alcohol License for the On-sale of Beer and Wine in Conjunction with a Bona-fide Eating Establishment Located at 650 I Street, APN 025-201-009 (Zafiro's Seafood and Grill).

- 1) City Council Resolution No. 6090 – Approving Conditional Use Permit #2019-01 for the Use of a Type 41 Alcohol License for the On-sale of Beer and Wine in Conjunction with an Eating Place for Zafiro’s Seafood and Grill Located at 650 I Street; More Specifically Identified as Assessor’s Parcel Number 025-201-009.

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

9. CONSIDERATION OF ADOPTION OF CITY COUNCIL RESOLUTION NO. 6091 – AUTHORIZING THE CITY MANAGER TO EXECUTE PROFESSIONAL SERVICES AGREEMENT FOR SOLID WASTE CONSULTANT SERVICES WITH R3 CONSULTANT GROUP, INC. IN THE AMOUNT OF \$150,565 WITH A TEN PERCENT (10%) CONTINGENCY OF \$15,000 AND AUTHORIZE THE PUBLIC WORKS DIRECTOR/CITY ENGINEER TO ADMINISTER THE PROFESSIONAL SERVICE AGREEMENT.

Recommendation: Receive the staff report and adopt the resolution as submitted.

10. CONSIDERATION OF ADOPTION OF CITY COUNCIL RESOLUTION NO. 6092 – APPROVING THE CONDITIONAL ACCEPTANCE STUDY AGREEMENT FOR HEXAVALENT CHROMIUM TREATMENT WITH AQUA METROLOGY SYSTEMS LIMITED AND AUTHORIZING THE CITY MANAGER TO EXECUTE SAID AGREEMENT.

Recommendation: Receive the staff report and adopt the resolution as submitted.

11. CONSIDERATION OF APPOINTMENT OF A COUNCIL MEMBER AND AN ALTERNATE TO THE VALLEY-WIDE SPECIAL CITY SELECTION COMMITTEE ASSOCIATED WITH THE SAN JOAQUIN VALLEY AIR POLLUTION CONTROL DISTRICT.

Recommendation: Appoint a Council Member and also an alternate.

12. CANCELLATION OF THE REGULAR CITY COUNCIL MEETING SCHEDULED FOR WEDNESDAY, JULY 3, 2019 DUE TO THE 4TH OF JULY HOLIDAY.

Recommendation: Cancel the meeting as stated.

13. ADVISEMENT OF PUBLIC NOTICES. (Three Reports)

14. CITY MANAGER REPORT.

15. REPORT/UPDATE ON MERCED COUNTY ASSOCIATION OF GOVERNMENTS (MCAG) AND MEASURE V COMMITTEE.

Recommendation: Informational item only, no action to be taken

16. CITY COUNCIL MEMBER REPORTS.

- A. Deborah Lewis

- B. Tom Faria
- C. Daronica Johnson-Santos
- D. Brett Jones
- E. Mayor Mike Villalta

17. CLOSED SESSION.

- A. Conference with Labor Negotiators, Pursuant to Government Code Section 54957.6, Agency Designated Representatives: City Manager Terrazas, City Attorney Vaughn, City Clerk/Human Resources Director Mallonee, Finance Director Williams, Legal Counsel Tuffo; Employee Organizations: Los Banos Public Employees Union (Public Works), Local 1/AFSCME Unrepresented Miscellaneous Employees.
- B. Conference with Real Property Negotiators, Pursuant to Government Code Section 54956.8; Property Located at 1624 San Luis Street, Los Banos, California, (APN 428-070-001 (Portion)), Approximately 12,785 Square Feet; City Negotiators: City Manager Terrazas, City Attorney Vaughn, Finance Director Williams; Negotiating Parties: Merced Community Action Agency CEO Callahan-Johnson; Under Negotiation: Purchase Price and Terms of Sale.

18. ADJOURNMENT.

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 30th day of May 2019