

**CITY OF LOS BANOS  
CITY COUNCIL MEETING MINUTES  
MARCH 19, 2014**

***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 (CD and/or audio) kept as a permanent record.*

**CALL TO ORDER:** Mayor Villalta called the City Council Meeting to order at the hour of 7:01 p.m.

**PLEDGE OF ALLEGIANCE:** The pledge of allegiance was led by Police Chief Brizzee.

Mayor Villalta recognized and welcomed students in the audience from April Lotta's Government class at Los Banos High School.

**ROLL CALL – MEMBERS OF THE CITY COUNCIL PRESENT:** Council Members Deborah Lewis, Scott Silveira, Mayor Michael Villalta; Absent: Elizabeth Stonegrove.

**STAFF MEMBERS PRESENT:** City Attorney Vaughn, Assistant City Clerk/HR Technician Sousa, City Treasurer/Accountant II Brazil, City Manager Carrigan, Finance Director Williams, Police Chief Brizzee, Fire Chief Guintini, Assistant Planner II Elms, Public Works Director/City Engineer Fachin, Information Technology Director Spalding.

**CONSIDERATION OF APPROVAL OF AGENDA:** Motion by Faria, seconded by Silveira to approve the agenda as submitted. The motion carried by the affirmative action of all City Council Members present; Stonegrove absent.

**PRESENTATION – PROCLAMATION RECOGNIZING LOS BANOS ELKS LODGE 2510 VETERANS POW – MIA MEMORIAL.** Mayor Villalta presented the proclamation.

**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; 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.** TOM SPADA, Los Banos, Chairman of the City's Planning Commission, stated he would like to speak on item 14 – Request from Mayor Pro Tem Lewis to Discuss an Ordinance Amendment to Allow Council Members to Appeal Planning Commission Decisions without Payment of Filing Fee – and spoke about how the public is appointed to the Planning Commission by the City Council, there is already a mechanism in place for these decisions, good governance requires transparency, later tonight you will discuss changing that balance by allowing anyone to challenge an item up for review, as the decisions of the Planning Commission are determined by majority rule the Commission may lose its transparency, why have a Planning Commission if you're just going to

challenge their decisions, the Council should have the proper confidence in the Planning Commission to make decisions, thank you for the opportunity to speak; LAURA RICO, Los Banos, as she was listening to the bible readings on February 9, 2014 a phrase jumped out to her from Isaiah "bring the homeless poor into your house", asked that the City Council to give this top priority and make something available for the homeless, it is her understanding that there is an organization citizens can contribute to called the Continuum of Care and encouraged the Council to give that a high priority, if you are a follower of Christ he said to do this; BERTHA FARIA, Los Banos Chamber of Commerce, announced the Annual Spring Street Faire coming up on April 12, 2014, appreciates the assistance from the City of Los Banos Parks and Recreation division and the Police Chief, will be accepting vendor applications after the 23<sup>rd</sup> but there is an increased fee, the local Rotary Club will offer breakfast for \$6.00 and those proceeds will go towards the Sober Graduation event, Fathers Day in the Park is being hosted on June 14, 2014 from 9:00 a.m. – 5:00 p.m. at Pacheco Park, remember to shop local; GENEVA BRETT, Los Banos, there is a Fourth of July Committee Planning Meeting on March 27, 2014 at 8:00 a.m., Merced County Association of Governments is coming to Los Banos tomorrow at 3:00 p.m. and wanting to take more of our money so come out and show your support, spoke of a woman named Teresa Baker who grew up with eight brothers and realized there weren't a lot of African Americans like her, the little sister that she was said she was going to try it her way and she started African Americans in the National Parks Day, the parks service stepped up and started offering services to inform the public of the Buffalo Soldiers group who will make a stop in Los Banos on June 7, 2014 and then move to the Fairgrounds O'Banion building for lunch, would love the public's input on this event, part of our local effort is to help support Senate Bill 225 which helps to identify historical landmarks, Mercey Springs and Overland used to be a race track and was where the Buffalo Soldiers stopped, it would be great if a local musician came up with a song to honor the Buffalo Soldiers, asked the public to contact her at [lbbuffalosoldierday@gmail.com](mailto:lbbuffalosoldierday@gmail.com) with any offers of ideas or money.

No one else came forward to speak and the public forum was closed.

**CONSIDERATION OF APPROVAL OF CONSENT AGENDA.** Mayor Villalta requested to remove Item D – Street Closure Request from the Los Banos Chamber of Commerce to Hold the Annual Downtown Spring Street Faire on Saturday, April 12, 2014 from 5:30 a.m. – 4:00 p.m. in the Downtown Area to Close 6<sup>th</sup> Street from K Street to H Street and to close J Street between 5<sup>th</sup> and 6<sup>th</sup> Street, with the streets at 7<sup>th</sup> & K, 7<sup>th</sup> and J Street, 7<sup>th</sup> and I Street, 5<sup>th</sup> and I Street blocked off to Vehicle Traffic of and to Allow Vendors to be Set Up in the Center of Each Street – for a separate vote stating that Council Member Faria has a Conflict of Interest because his spouse is currently employed by the Los Banos Chamber of Commerce.

Council Member Stonegrove arrived.

Motion by Silveira, seconded by Lewis to approve the consent agenda with the removal of Item D – Street Closure Request from the Los Banos Chamber of Commerce to Hold the Annual Downtown Spring Street Faire on Saturday, April 12, 2014 from 5:30 a.m. – 4:00 p.m. in the Downtown Area to Close 6<sup>th</sup> Street from K Street to H Street and to close J Street between 5<sup>th</sup> and 6<sup>th</sup> Street, with the streets at 7<sup>th</sup> & K, 7<sup>th</sup> and J Street, 7<sup>th</sup>

and I Street, 5<sup>th</sup> and I Street blocked off to Vehicle Traffic of and to Allow Vendors to be Set Up in the Center of Each Street as follows: Check Register for #146230 – #146476 in the Amount of \$813,920.69; Minutes for the Adjourned City Council Meeting of March 4, 2014; Measure P Oversight Committee Report; ~~Street Closure Request from the Los Banos Chamber of Commerce to Hold the Annual Downtown Spring Street Faire on Saturday, April 12, 2014 from 5:30 a.m. – 4:00 p.m. in the Downtown Area to Close 6<sup>th</sup> Street from K Street to H Street and to close J Street between 5<sup>th</sup> and 6<sup>th</sup> Street, with the streets at 7<sup>th</sup> & K, 7<sup>th</sup> and J Street, 7<sup>th</sup> and I Street, 5<sup>th</sup> and I Street blocked off to Vehicle Traffic of and to Allow Vendors to be Set Up in the Center of Each Street;~~ Rejection of Claim – Tan Lam & Tieng Truong; City Council Resolution No. 5563 – Awarding the Bid for the Purchase of One (1) New 2014 Model Trailer Mounted Leaf Machine and Authorizing the Public Works Director/City Engineer to Issue the Purchase Order in the Amount of \$30,988.44 to Nixon-Egli Equipment Co. The motion carried by the affirmative action of all City Council Members present.

Council Member Faria removed himself from the dais and left the room.

Motion by Silveira, seconded by Lewis to approve Item D – Street Closure Request from the Los Banos Chamber of Commerce to Hold the Annual Downtown Spring Street Faire on Saturday, April 12, 2014 from 5:30 a.m. – 4:00 p.m. in the Downtown Area to Close 6<sup>th</sup> Street from K Street to H Street and to close J Street between 5<sup>th</sup> and 6<sup>th</sup> Street, with the streets at 7<sup>th</sup> & K, 7<sup>th</sup> and J Street, 7<sup>th</sup> and I Street, 5<sup>th</sup> and I Street blocked off to Vehicle Traffic of and to Allow Vendors to be Set Up in the Center of Each Street. The motion carried by the affirmative action of all City Council Members present, Faria absent.

Council Member Faria returned to his seat at the dais.

**CONSIDERATION OF APPROVAL OF CITY COUNCIL RESOLUTION NO. 5564 – APPROVING A TENTATIVE AGREEMENT / MEMORANDUM OF UNDERSTANDING BY AND BETWEEN THE CITY OF LOS BANOS AND THE LOS BANOS POLICE OFFICERS ASSOCIATION.** City Clerk/Human Resources Director Mallonee presented the staff report.

Council Member Silveira stated he is excited that staff was able to reach an agreement and the City is making employees whole again by giving back concessions that have been received from those employees since 2009, had the Council not made the tough decisions at the right time the City would not be in the position it is in today.

Council Member Faria spoke about how the City was saved on the backs of its employees and how he is very pleased to see the City moving back in this direction.

Motion by Silveira, seconded by Faria to adopt City Council Resolution No. 5564 – Approving a Tentative Agreement / Memorandum of Understanding by and between the City of Los Banos and the Los Banos Police Officers Association. The motion carried by the affirmative action of all City Council Members present.

City Clerk/Human Resources Director Mallonee thanked Police Officers Preston Jelen, Ramon McDonald and Noah Jones for their hard work in getting this deal done, Director Mallonee also thanked Finance Director Sonya Williams, Accountant I Kim Tomas, Assistant City Clerk/Human Resources Technician Jana Sousa, Police Chief Gary Brizzee, and Legal Counsel Kelly Tuffo.

**CONSIDERATION OF APPROVAL OF CITY COUNCIL RESOLUTION NO. 5565 – APPROVING A TENTATIVE AGREEMENT / MEMORANDUM OF UNDERSTANDING BY AND BETWEEN THE CITY OF LOS BANOS AND THE LOS BANOS POLICE SERGEANTS ASSOCIATION.**

City Clerk/Human Resources Director Mallonee presented the staff report and thanked Police Sergeants Elias Reyes, Ivan Mendez, Jesse Ceja and all the Sergeants, Finance Director Sonya Williams, Accountant I Kim Tomas, Assistant City Clerk/Human Resources Technician Jana Sousa, Police Chief Gary Brizzee, and Legal Counsel Kelly Tuffo for their work during the negotiation process.

Council Member Silveira explained that when Finance Director Williams looks at these numbers she's crunching those numbers and how when the Council votes to give this back to employees they want to make sure the City is able to sustain this long term and not have to take it back tomorrow.

Motion by Silveira, seconded by Faria to adopt City Council Resolution No. 5565 – Approving a Tentative Agreement / Memorandum of Understanding by and between the City of Los Banos by and Between the City of Los Banos and the Los Banos Police Sergeants Association. The motion carried by the affirmative action of all City Council Members present.

City Manager Carrigan thanked City Clerk/Human Resources Director Mallonee for her hard work with labor negotiations stating she has the office next to him at City Hall and how it is the sign of a good deal is when both sides walk away a little bit upset, Director Mallonee knows my achilles heal is that there are a number of employees who have been with the City for years and haven't seen a raise, we are on a path to success, you're going to hear more tonight with our Mid-Year budget, thank you...thank you... thank you...Lucy.

**CENTRAL CALIFORNIA IRRIGATION DISTRICT (CCID) PRESENTATION ON WATER ISSUES RELATIVE TO THE CITY OF LOS BANOS.**

Chris White, Manager of Central California Irrigation District (CCID), gave a PowerPoint presentation on the San Joaquin River Exchange stating they had a decent February and a nice start to March, believes they are on track for a 40% allocation by April 1, 2014, spoke of how the Endangered Species Act is designed to protect the Delta Smelt Fish that lives one year in the Delta and the fish weren't even there, the total water supply for the City of Los Banos is about 80,000 acre feet and 450,000 acre feet is only 25% of the San Luis Reservoir which is a lot of water.

Council Member Silveira suggested that CCID post this presentation on their website in case anyone is interested in seeing it, this is really serious folks, maybe it's not affecting the City as much as it possibly can but nothing is set in stone yet, they're citing health

and safety reasons for holding this water back, we're very spoiled in this State with the food we buy in our grocery stores, hopes that everyone takes a minute to look at this presentation and tries to understand how it is going to affect them, they've finally found a way to unite all farmers on this issue, we are very fortunate to have guys like Chris White and Chase Hurley who are fighting for our water rights, we've got the High School government class here today and this is going to affect you, we're throwing these rallies to make the elected officials in Washington D.C. know just how much this is affecting us.

City Manager Carrigan thanked Chris White for coming down to do this presentation, when farmers don't get water they don't grow crops and when they don't grow crops they don't hire workers then the unemployment rate goes up and then crime goes up, everyone needs to get educated on this issue and ask lots of questions.

Mayor Pro Tem Lewis asked if the Delta Smelt Fish is indigenous to this area. Chris White stated he's heard it is, this is harming many areas in our community, the Central Valley is important to the people who live in the United States of America that we provide food to, now you understand the signs that state "Where water flows food grows", urged children to educate their parents about speaking to their Congressman and Senators, make sure there is a future for you as young adults.

Mayor Villalta stated that he and Council Member Silveira attended a water rally in Firebaugh where 1,000 – 1,500 farm workers, farmers, families, showed up and how the message was clear that they don't want a hand out, they don't want to depend on a food bank they want a job, the government is going to have to make a decision to open the flood gates and give us some water.

Chris White spoke about how much he appreciates the support and how the City has been there on this issue, it is simply the power of people writing letters to their government officials, 1,500 farmers had a rally in Firebaugh; it is amazing what people can do.

Tracey Rosin, CCID, spoke about a list of contacts on their website and urged citizens to write letters as often as they like.

No action taken, presentation only.

**PUBLIC HEARING – TO RECEIVE PUBLIC COMMENT AND CONSIDERATION OF AN URGENCY ORDINANCE OF THE CITY OF LOS BANOS TEMPORARILY CHANGING THE IRRIGATION RESTRICTION BEGINNING DATE FOR 2014 TO MARCH 20, 2014 AS ESTABLISHED BY ORDINANCE NO. 1090.** Public Works Director/City Engineer Fachin presented the report.

Mayor Villalta opened the public hearing, no one came forward to speak and the public hearing was closed.

Motion by Silveira, seconded by Lewis to waive the first reading of Ordinance No. 1118 – An Uncodified Urgency Ordinance of the City Council of the City of Los Banos

Amending Title 10 Chapter 2 of the Los Banos Municipal Code Regarding Scheduling of Landscape Irrigation. The motion carried by the affirmative action of all City Council Members present.

Motion by Silveira, seconded by Lewis to introduce Ordinance No. 1118 – An Uncodified Urgency Ordinance of the City Council of the City of Los Banos Amending Title 10 Chapter 2 of the Los Banos Municipal Code Regarding Scheduling of Landscape Irrigation. The motion carried by the following roll call vote: AYES: Faria, Lewis, Silveira, Stonegrove, Villalta; NOES: None; ABSENT: None.

Motion by Silvera, seconded by Lewis to adopt Ordinance No. 1118 – An Uncodified Urgency Ordinance of the City Council of the City of Los Banos Amending Title 10 Chapter 2 of the Los Banos Municipal Code Regarding Scheduling of Landscape Irrigation. The motion carried by the following roll call vote: AYES: Faria, Lewis, Silveira, Stonegrove, Villalta; NOES: None; ABSENT: None.

**CONSIDERATION OF THE ADOPTION OF CITY COUNCIL RESOLUTION NO. 5566 – ADOPTING A REVISED BUDGET FOR THE 2013-2014 FISCAL YEAR AS IT PERTAINS TO REVENUES AND EXPENDITURES AND AMENDING DIVISION 4, SALARY SCHEDULE – EMPLOYEE CLASSIFICATIONS RELATING TO CHANGES TO SECTION A – ADMINISTRATION & PART TIME CLASSIFICATION.** Finance Director Williams presented the report, which included a PowerPoint presentation.

Council Member Silveira stated that one of the things most important to him in supporting Measure K was that it was a safety net to fund public safety, appreciates the cautious approach of Finance Director Williams, City staff pays attention to detail.

Council Member Stonegrove stated she is happy to see the Fire Captain moved back into the General Fund, inquired as to what the Community Development Block Grant (CDBG) grant for Code Enforcement can pay for. Finance Director Williams stated the grant is very specific as to how we can spend the funds; we're looking at other cities to see what they are doing. Council Member Stonegrove spoke about how much she enjoys the Graffiti Cleanup Day and will continue to do it as long as the kids are enjoying it.

Mayor Villalta stated that a few weeks ago our City Attorney gave a presentation on Revenue Sharing with the County and there has been some movement, another meeting will take place on April 3, 2014, hopefully we can get this settled.

Motion by Silveira, seconded by Faria to adopt City Council Resolution No. 5566 – Adopting a Revised Budget for the 2013-2014 Fiscal Year as it Pertains to Revenues and Expenditures and Amending Division 4, Salary Schedule – Employee Classifications Relating to Changes to Section A – Administration & Part Time Classification.

**PRESENTATION REGARDING DROUGHT AWARENESS.** Public Works Director/City Engineer Fachin gave a PowerPoint presentation.

No action taken, presentation only.

Mayor Villalta requested a five minute recess.

The City Council Meeting resumed.

**COUNCIL MEMBER AGENDA REQUEST FROM MAYOR PRO TEM LEWIS TO DISCUSS AN ORDINANCE AMENDMENT TO ALLOW COUNCIL MEMBERS TO APPEAL PLANNING COMMISSION DECISIONS WITHOUT PAYMENT OF FILING FEE.**

Mayor Pro Tem Lewis explained that she brought this up at the last City Council meeting when she asked about the process of appealing a Planning Commission decision and that the appeal process requires a fee of \$150 but it doesn't specify if the fee is for the public, there is no agenda behind this to usurp any authority before the Planning Commission, other City Council Members have made requests to bring forward items that other Planning Commissioners have heard, other cities do this now without a charge to their legislative body.

Council Member Silveira spoke about how he doesn't agree with this at all, doesn't feel like he has any special rights over any other citizens where he should be exempt from paying a fee imposed on others, if you get a Council Member sitting up here in the back pocket of special interests then that Council Member can now appeal a decision that another body already made, it's so broad when you say appeal a decision of the Planning Commission, that's what we have a Planning Commission in place for, the City Council puts those folks on the Commission and we entrust them to get a project through at that level, he is uncomfortable going down this road and that this would be undermining to the Planning Commission.

Council Member Stonegrove stated she is also concerned about doing this, believes Council Members should have to play by the same rules as other members of the community, \$150 is a lot of money but if it's a concern legitimate enough people will pay it, if Council Members do not have to pay a fee to appeal a decision and you're the friend of a Council Member then you can lobby that Council Member to appeal your decision for you but not for other people, this opens a Pandora's box of unanticipated problems.

Council Member Faria stated the issue is not if Council has the authority to bring forth an item, the issue is whether or not a Council Member has to pay a \$150 fee to bring the issue forward, one Council Member can call up an issue but it takes more than one Council Member to overturn the decision, appreciates Mr. Spada's comments from the public forum but sees no problem with a Council Member bringing forth an issue and not paying a fee to do so, doesn't believe a Council Member should have to pay \$150 to bring appeal a decision.

City Manager Carrigan stated the issue at hand right now is if Council wants staff to bring forth the item and spend time on this issue and not if the Council wants to do adopt a policy tonight.

Mayor Villalta stated he would like to hear more about the item and get more information on the issue before he makes a decision, out of respect to a Council Member we should bring back the idea, give staff time to look at this and we'll find out through investigation.

Mayor Pro Tem Lewis stated she thinks everyone is mature enough to look at this in an objective way, how nobody made any suggestions about having anyone in their back pocket, respects the Planning Commission as well and served as a Planning Commissioner for ten years where the decisions were sometimes appealed, it's not personal, this is not about defacing the Planning Commission.

Council Member Silveira explained he is not accusing anyone of backroom deals he just said the perception is there, how perception is reality and people believe what they perceive to be true, what we've had in place has worked for a very long time, we are supposed to be calling ourselves a business friendly City and now we want to add another layer a business will have to go through to come here, doesn't know why Council would think they're above everyone else, it is the job of the project applicant to appeal a decision not a Council Member.

Mayor Villalta asked if the \$150 fee has ever been charged for an appeal. Assistant Planner Elms stated the City has in fact charged the fee and explained how \$150 doesn't even cover the cost of staff time and research through the appeal process, Circle K was the most recent project appealed.

Motion by Faria, seconded by Lewis to have staff research the information and bring back to Council. The motion was approved with Stonegrove and Silveira voting No.

**ADVISEMENT OF PUBLIC NOTICES. (THREE REPORTS)** Assistant Planner Elms reported that three public hearings will be held by the Planning Commission on Wednesday, March 26, 2014 at 7:00 p.m. at City Hall in the Council Chambers to consider: 1) a Conditional Use Permit for the display of a digital billboard located approximately 500 feet west of Badger Flat Road and north of Pacheco Blvd., more specifically described as Assessor's Parcel Number: 430-010-040, 2) to consider and make a recommendation to the Los Banos City Council to adopt a proposed ordinance to establish a process by which certain types of development projects and structures shall be subject to a comprehensive discretionary review approval process before the City's Planning Commission concerning site development and architecture review, and 3) to consider a Conditional Use Permit for the modification of an existing billboard into a digital billboard located approximately 1,200 feet west of Badger Flat Road and north of Pacheco Blvd., more specifically described as Assessor's Parcel Number: 430-010-003.

**CITY MANAGER REPORT.** Announced he will be giving a presentation on the homeless in Los Banos at the April 16, 2014 City Council Meeting, recently visited Mercey Springs Road and G Street and thinks he has a short term plan for everyone, encouraged all to attend the Merced County Spring Fair.

## **CITY COUNCIL MEMBER REPORTS.**

**SCOTT SILVEIRA:** Stated he attended 20<sup>th</sup> Annual Henry Miller Ag Day sponsored by Morningstar, the kids enjoyed it and it was a really cool event, Mrs. Younce and Mr. Walton do a great job; attended the water rally in Firebaugh with the Mayor and City Manager yesterday and went to the water rally in Fresno today where a good crowd showed up, saw the Mayor in a picture on Fox News, how a lot of our local Future Farmers of America (FFA) kids were up at the State Capital today fighting for funding to continue their program, would like to see a resolution showing support for our local FFA, this is another situation where folks can get together on some issues and force their legislators to pay attention.

**ELIZABETH STONEGROVE:** Reminded all of the Cesar Chavez March being held on March 29, 2014 at noon, will be announcing a date/time for the next graffiti day at the next City Council meeting.

**TOM FARIA:** Stated Los Banos lost an active community member Rose Mello and he'll miss her greatly; last Saturday the Portuguese Kids came to town and packed the D.E.S. Hall and how it was nice to see them, these kids are very famous and it was very cool; the Los Banos High School band is having their Spring Concert on March 26, 2014, the Junior High School will have their Spring Concert on April 9, 2014 and the Pacheco High School Spring Concert will be April 10, 2014, I'll be playing downtown at the Arts Center on April 11, 2014; Fathers Day weekend will be very busy as the D.E.S. Hall is having their 100<sup>th</sup> year anniversary, there will be a Portuguese sing-along and rhymes; the Buffalo Soldiers are coming to town on June 7, 2014; how recognizing the Elks and Veterans tonight was emotionally powerful and thankful and glad to honor them tonight; the MCAG Governing Board meeting is tomorrow at 3:00 p.m. in Los Banos.

**DEBORAH LEWIS:** Spoke about how the Buffalo Soldiers were a fierce fighting group of men who had very little recognition in this Country for what they did, they served in the Philippines and after coming back had a little bit of rest and relaxation where they served for three years as Forest Rangers in Yosemite, they received the name "Buffalo" from the Indians because of their wooly hair like the buffalo, the Indians called them fierce fighters because they were relentless and didn't back down, how Charles Young was the first black American who went to WestPoint and graduated, it is important to recognize these men and the time that they served our Country, the route coming is the route tracing the Buffalo Soldiers as they left the Presidio, they had many stops along the way and stayed the night in Los Banos, James Hill in the 24<sup>th</sup> infantry is buried in the Los Banos Cemetery and was a Buffalo Soldier, there will be a small ceremony honoring James Hill, the idea is to have this as an annual event and hopes this will grow in the future.

**MAYOR MICHAEL VILLALTA:** Spoke about the Buffalo Soldiers coming to town and how it is a co-sponsored event with the Merced County Fairgrounds along with Mayor Pro Tem Lewis who is personally paying \$750 of her own money, how that ties into the previous agenda item in that if someone believes in something money is not an issue and how Mrs. Lewis proved that to be true because she is putting up \$750 of her own

money to help sponsor the Buffalo Soldiers; every year the Rotary Club gives to Sober Graduation and is happy to do it; thank you to the Veterans and Elks members who came tonight.

**PUBLIC EMPLOYEE PERFORMANCE EVALUATION, PURSUANT TO GOVERNMENT CODE SECTION 54957, TITLE: CITY MANAGER.** No action taken, direction given to staff only.

**ADJOURNMENT.** The meeting was adjourned at the hour of 9:45 p.m.

APPROVED:

/s/ Michael Villalta  
Michael Villalta, Mayor

ATTEST:

/s/ Jana R. Sousa  
Jana R. Sousa, Assistant City Clerk