



# 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

**JULY 15, 2009**

*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 CALL TO ORDER **7:00 PM**
- 2 PLEDGE OF ALLEGIANCE
- 3 ROLL CALL. (City Council and Redevelopment Agency Board Members)  
Faria \_\_\_\_, Sousa \_\_\_\_, Stone \_\_\_\_, Villalta \_\_\_\_, Jones \_\_\_\_
- 4 CONSIDERATION OF APPROVAL OF AGENDA.

5 PRESENTATIONS

A. Proclamation Recognizing Keith Groninga.

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 / 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.)

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 / Redevelopment Agency Member )

A. Check Register for #116551 - #116853 in the Amount of \$1,401,487 12

*Recommendation Approve the check register as submitted.*

B Minutes for the June 30, 2009 Adjourned City Council / Redevelopment Agency Meeting.

*Recommendation. Approve the minutes as submitted.*

C Second Quarter Investment Report for the Period Ending June 30, 2009

*Recommendation Accept the report as submitted.*

D City Council Resolution No 5155 – Amending the Fiscal year 2009-2010 Budget by Increasing the Appropriation Amount for the School Project Trust fund for Expenditures in the Amount of \$1,795,000 for Land Purchase and \$5,060,263 for Special Departmental Expenses.

*Recommendation: Adopt the resolution as submitted.*

8. CONSIDERATION OF AN AMENDMENT TO MEASURE P – LOS BANOS POLICE, FIRE, PUBLIC SAFETY/9-1-1 SPECIAL TRANSACTIONS (SALES) AND USE TAX TO TEMPORARILY ALLOW BUILDING FUNDS FOR PERSONNEL, NO TAX INCREASE

A. City Council Resolution No. 5156 – Calling and Giving Notice of a Special Municipal Election to be held on Tuesday, November 3, 2009 for the Submission of a Measure Seeking Voter Approval to Temporarily Amend the Measure P Half Cent Sales Tax Expenditure Plan for the Provision of Public Safety, Police and Fire Protection Services, Without Raising Taxes to the Qualified Voters of the City

- B City Council Resolution No 5157 – Requesting the Board of Supervisors of the County of Merced, California to Provide for the Consolidation of a Special Ballot Measure Election to be Held on November 3, 2009 with the Merced County Uniform District Election (UDEL) to be Held on that Date Pursuant to Section 10403 of the Elections Code.
- C City Council Resolution No 5158 – Establishing Dates for the Submission of Arguments Regarding the Special Election Set for November 3, 2009

*Recommendation. Receive staff report and adopt the resolutions as submitted.*

- 9 PUBLIC HEARINGS (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 Approval of the Draft 2030 General Plan Update, Draft Environmental Impact Report (EIR) and Final EIR for the City of Los Banos.

- 1) City Council Resolution No 5159 – Approving and Certifying the Final Environmental Impact Report (EIR) and Approving the Los Banos 2030 General Plan

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

- 10 CONSIDERATION OF DEVELOPMENT OF A CITY POLICY FOR OUTDOOR DINING AND ALCOHOL SERVICE, INCLUDING ENCROACHMENT INTO THE PUBLIC RIGHT OF WAY

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

- 11 COUNCIL MEMBER AGENDA REQUESTS (To see if there is a majority consensus to have staff expend time on the issue and to hear it at a future meeting )

- A. Consider Request from Council Member Villalta to Bring to the City Council an Amendment to the Regional Transportation Impact Fee (RTIF)

*Recommendation: Direction from the City Council on how to proceed.*

- 12 REDEVELOPMENT AGENCY UPDATE
- 13 ADVISEMENT OF PUBLIC NOTICES (Five Reports)
- 14 CITY MANAGER / EXECUTIVE DIRECTOR REPORT

- 15 CITY COUNCIL / REDEVELOPMENT AGENCY MEMBER REPORTS
  - A. Tom Faria
  - B. Joe Sousa
  - C. Elizabeth Stone
  - D. Mike Villalta
  - E. Mayor Tommy Jones
- 16 MISCELLANEOUS INFORMATION IN CITY COUNCIL PACKET, NO ACTION NECESSARY
- 17 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 10<sup>th</sup> day of July 2009