



# 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

**APRIL 6, 2011**

*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 del Ayuntamiento / Agencia de Reurbanización con 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](http://www.losbanos.org).*

1. CALL TO ORDER. **7:00 PM**
2. PLEDGE OF ALLEGIANCE.
3. ROLL CALL:  
Faria \_\_\_\_, Silveira \_\_\_\_, Sousa \_\_\_\_, Stone \_\_\_\_, Villalta \_\_\_\_
4. CONSIDERATION OF APPROVAL OF AGENDA.

5. PRESENTATIONS

A. Proclamation Recognizing the Week of the Young Child

B. Proclamation Recognizing Sergio de Alba

C. Proclamations Recognizing Past City Commissioners

- 1) Stephen Hammond, Planning Commission
- 2) Ann McCauley, Planning Commission
- 3) Shirley Napolitano, Planning Commission
- 4) Jack Aguilar, Jr., Airport Commission
- 5) Arturo Herrera, Park & Recreation Commission
- 6) Ramona Giuliani, Culture & the Arts Commission
- 7) Rebecca Palmer, Culture & the Arts Commission

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 #127683 – #128082 in the Amount of \$1,769,551.54.

*Recommendation: Approve the check register as submitted.*

B. Minutes for the February 16, 2011 City Council / Redevelopment Agency Meeting.

*Recommendation: Approve the minutes as submitted.*

C. Minutes for the March 17, 2011 City Council / Redevelopment Agency Meeting.

*Recommendation: Approve the minutes as submitted.*

D. Minutes for the March 30, 2011 City Council / Redevelopment Agency Meeting.

*Recommendation: Approve the minutes as submitted.*

- E. Street Closure Request from the Los Banos Chamber of Commerce to Hold the Annual Downtown Spring Street Faire on Saturday, April 16, 2011 from 5:30 a.m. – 5:30 p.m. in the Downtown Area to Close 7<sup>th</sup> and K Streets, 7<sup>th</sup> and J Streets, 5<sup>th</sup> and K Streets, 5<sup>th</sup> and J Streets, and if Vendor Count Warrants it to Additionally Close off 7<sup>th</sup> and I Streets, and 5<sup>th</sup> and I Streets, and to Allow Vendors to be Set Up in the Center of Each Street.

*Recommendation: Approve the street closure request as submitted.*

- F. Street Closure/Parade Request from the Merced County Spring Fair for the Following Streets to be Closed from Monday, April 25, 2011 to Sunday, May 1, 2011: 3<sup>rd</sup> Street from E Street to D Street, D Street from 3<sup>rd</sup> Street to North Street, North Street from C Street to D Street, F Street from 3<sup>rd</sup> Street to 5<sup>th</sup> Street, 4<sup>th</sup> Street from G Street to F Street and to Allow the May Day Parade on City Streets.

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

- G. Request to Withdraw Federal Economic Development Administration Business Incubator Application to Develop the Innovation Place Network in the Miller & Lux Building.

*Recommendation: Approve the request as submitted.*

- H. City Council Resolution No. 5307 – Increasing the Appropriation Amount for the Edward Byrne, Justice Assistance Grant (JAG) for Revenues in the Amount of \$20,000 and Expenditures in the Amount of \$20,000 for Necessary Radio Equipment.

*Recommendation: Adopt the resolution as submitted.*

- I. City Council Resolution No. 5308 – Approving the Designation of a Ponderosa Pine Tree at Conte Plaza as a Heritage Tree.

*Recommendation: Adopt the resolution as submitted.*

- J. City Council Resolution No. 5309 – Authorizing the Public Works Director/City Engineer to Sign the Request for Authorization (RFA) Forms for Federal Funding Including Congestion Mitigation and Air Quality (CMAQ) Funds.

*Recommendation: Adopt the resolution as submitted.*

- K. City Council Resolution No. 5310 – Approving the 2011/2012 Transportation Planning Work Program and Comprehensive Planning Work Program and Budget for Merced County Association of Governments (MCAG) and Allocating \$104,530 to the 2011/2012 Fiscal Year for the Annual MCAG Contract.

*Recommendation: Adopt 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 or Redevelopment Agency at, or prior to, the public hearing.)

A. Public Hearing – To Receive Public Comment and Consider Adoption of the 2010/2011 Disadvantaged Business Enterprise Program Update.

1) City Council Resolution No. 5311 – Adopting the 2010/2011 Disadvantaged Business Enterprise (DBE) Program Update for the City of Los Banos in Accordance With the Requirements of the Code of Federal Regulations.

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

B. Public Hearing – To Receive Public Comment and Consideration of Minor Revisions to the Recently Adopted Zoning Ordinance Update for the City of Los Banos.

1) Ordinance No. 1097 – Adopting Minor Revisions to the Recently Adopted Comprehensive Zoning Ordinance Update Amending Title 9, Chapter 3 of the Los Banos Municipal Code.

**(First Reading & Introduction)**

*Recommendation: Receive staff report, open public hearing, waive the first reading, and introduce the ordinance as submitted.*

9. PRESENTATION BY MERCED COUNTY ASSOCIATION OF GOVERNMENTS (MCAG) REGARDING SHARED SERVICES.

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

10. CONSIDERATION OF ADOPTION OF CITY COUNCIL RESOLUTION NO. 5312 – AUTHORIZING THE CITY MANAGER TO EXECUTE A MASTER AGREEMENT, FUTURE AGREEMENTS, AND/OR AMENDMENTS THERETO, RELATING TO THE TELE-WORKS AUTOMATED PHONE SYSTEM.

*Recommendation: Adopt the resolution as submitted.*

11. PRESENTATION OF ECONOMIC DEVELOPMENT PLAN.

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

12. SUMMARY OF GOVERNOR'S BUDGET PROPOSAL REGARDING REDEVELOPMENT AGENCIES.

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

13. PLANNING COMMISSION APPOINTMENTS.

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

14. 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. Request from Council Member Faria to Consider Initiating an Independent and Highly Itemized Cash Flow Analysis of the Los Banos Redevelopment Agency.

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

- B. Request from Council Member Faria to Reconsider the Regional Transportation Impact Fee (RTIF) Rates and Structure.

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

15. REDEVELOPMENT AGENCY UPDATE.

16. ADVISEMENT OF PUBLIC NOTICES. (One Report)

17. CITY MANAGER / EXECUTIVE DIRECTOR REPORT.

18. CITY COUNCIL / REDEVELOPMENT AGENCY MEMBER REPORTS.

- A. Scott Silveira  
B. Joe Sousa  
C. Elizabeth Stone  
D. Tom Faria  
E. Mayor Mike Villalta

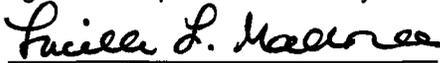
19. CLOSED SESSIONS.

- A. Conference with Real Property Negotiators, Pursuant to Government Code Section 54956.8; Property 1740 D Street, Merced, California, APN: 034-211-023; Negotiators: City Manager, City Attorney, Redevelopment Agency Director, Negotiating Parties: City of Los Banos and Jose C. & Maria E. Moraga; Under Negotiation: Purchase Price and Terms of Sale.

B. Conference with Real Property Negotiators, Pursuant to Government Code Section 54956.8; Property: 1704 East Pacheco Boulevard, a Portion of APN 428-122-004, Agency Negotiator: City Attorney & Public Works Director / City Engineer; Negotiating Parties: City of Los Banos and Vincent Rotondaro et al; Under Negotiation: Purchase Price and Terms of Sale.

20. 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 1<sup>st</sup> day of April 2011