

**CITY OF LOS BANOS
CITY COUNCIL MEETING MINUTES
OCTOBER 1, 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 PM.

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

ROLL CALL – MEMBERS OF THE CITY COUNCIL PRESENT: Council Members Tom Faria, Deborah Lewis, Scott Silveira, Elizabeth Stonegrove, Mayor Michael Villalta; Absent: None.

STAFF MEMBERS PRESENT: City Attorney Vaughn, City Manager Carrigan, City Clerk/Human Resources Director Mallonee, City Treasurer/Accountant II Brazil, Police Chief Brizzee, Acting Fire Chief Marrison, Finance Director Williams, Public Works Director/City Engineer Fachin, Information Technology Director Spalding, Assistant Planner II Elms.

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

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.) Mayor Villalta opened the public forum. CASSANDRA HELMRICK, Los Banos VFW, spoke regarding the Veterans Parade being held on November 8, 2014 and the breakfast being held that morning also; JOE COX, Los Banos, spoke regarding the re-dedication of the Veterans memorials at Merced College – Los Banos Campus on October 13, 2014 at 10:00 AM; ANN McCAULEY, Los Banos, thanked the Public Works Department and the State department that was involved in improving the intersection near Savemart, it is very nice as are all the streets resurfaced in town; MARIE MACHADO, Los Banos, complimented Mayor Villalta on working so hard to bring the much needed EDD office back to Los Banos which is now located in the WorkNet location; BERTHA FARIA, representing Los Banos Chamber of Commerce, spoke regarding the Tomato Festival being held this weekend at the Los Banos Fairgrounds and the events going on, the ADA Compliance Presentation on October 14, 2014 at 10:00 AM, and new page on the Chamber website

encouraging business growth in Los Banos; AUNDRE GARCIA, Los Banos Police Department, spoke regarding her position of Police Services Manager and what her job entails a, the upcoming Los Banos Police Department Open House being held on October 15, 2014 from 5:00-7:00 PM and the events going on that day; REFUGIO LLAMAS, Los Banos, candidate for the Los Banos City Council, spoke regarding moving to Los Banos Los Banos, his views of the communities, and running for City Council, he noted that people do not feel that the City Council is open, and if how, if elected, he looks forward to working with the Council Members; RICK TOSCANO, Los Banos, spoke regarding the events that will take place at the end of the Veterans Parade on November 8, 2014; Mayor Villalta came forward to speak about the event that happened out at the San Joaquin National Cemetery and how he is trying to gather photos of the 15 service men from Los Banos buried out there for a special presentation, how a stone will be presented with the 15 names on it and will be placed out front of City Hall and encouraged donations to this important project. No one else came forward to speak and the public forum was closed.

CONSIDERATION OF APPROVAL OF CONSENT AGENDA. Motion by Silveira, seconded by Faria to approve the consent agenda as submitted: Check Register for #149501 – #149697 in the Amount of \$1,280,966.99; City Council Meeting Minutes: June 4, 2014 Regular City Council Meeting, June 18, 2014 Regular City Council Meeting, July 2, 2014 Regular City Council Meeting, July 16, 2014 Regular City Council Meeting; Street Closure Request from the Los Banos Police Department to Hold an Open House Event for Recruitment of Police Volunteers on Wednesday, October 15, 2014 at 945 5th Street (Los Banos Police Department) and to Close 5th Street from I Street to J Street and the Westside Alley at 6th Street Between I Street and J Street to Vehicle Traffic from 4:00 p.m. – 7:00 p.m. The motion carried by the affirmative action of all City Council Members present.

TO RECEIVE PUBLIC COMMENT AND CONSIDERATION OF GENERAL PLAN AMENDMENT #2014-01 AND ZONE CHANGE #2014-01 FROM NEIGHBORHOOD COMMERCIAL (C-N) TO LOW DENSITY RESIDENTIAL (R-1) FOR THE PROPERTY LOCATED AT 310 WEST I STREET, APN 027-044-006, APPLICANT DEBBIE PERRY; ORDINANCE NO. 1122 – AMENDING THE OFFICIAL ZONING MAP BY REZONING PROPERTY LOCATED AT 310 WEST I STREET FROM NEIGHBORHOOD COMMERCIAL (C-N) TO LOW DENSITY RESIDENTIAL (R-1). (SECOND READING & ADOPTION); CITY COUNCIL RESOLUTION NO. 5612 – APPROVING AN AMENDMENT TO THE GENERAL PLAN LAND USE MAP FROM NEIGHBORHOOD COMMERCIAL TO LOW DENSITY RESIDENTIAL FOR PROPERTY LOCATED AT 310 WEST I STREET, MORE SPECIFICALLY IDENTIFIED AS ASSESSOR’S PARCEL NUMBER 027-044-006. (TO BE CONTINUED) Assistant Planner II Elms presented the staff report.

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

Motion by Faria, seconded by Lewis to waive the second reading of Ordinance No. 1122 – Amending the Official Zoning Map by Rezoning Property Located at 310 West I Street from Neighborhood Commercial (C-N) to Low Density Residential (R-1). The motion carried by the affirmative action of all City Council Members present.

Motion by Faria, seconded by Lewis to introduce Ordinance No. 1122 – Amending the Official Zoning Map by Rezoning Property Located at 310 West I Street from Neighborhood Commercial (C-N) to Low Density Residential (R-1). The motion carried by the following roll call vote: AYES: Faria, Lewis, Silveira, Stonegrove, Villalta; NOES: None; ABSENT: None.

Motion by Faria, seconded by Lewis to adopt City Council Resolution No. 5612 – Approving an Amendment to the General Plan Land Use Map from Neighborhood Commercial to Low Density Residential for Property Located at 310 West I Street, More Specifically Identified as Assessor’s Parcel Number 027-044-006. The motion carried by the affirmative action of all City Council Members present.

CONSIDERATION OF ADOPTION OF RESOLUTION NO. 5614 – AUTHORIZING AWARD OF LANDSCAPE MAINTENANCE CONTRACT TO RONNY’S INC. Public Works Director/City Engineer Fachin presented the staff report.

Motion by Silveira, seconded by Faria to adopt City Council Resolution No. 5614 – Authorizing Award of Landscape Maintenance Contract to Ronny’s Inc. The motion carried by the affirmative action of all City Council Members present.

CONSIDERATION OF ADOPTION OF RESOLUTION NO. 5615 – AWARDING THE BID APPROVING THE PURCHASE OF ONE (1) 2015 TYPE 1 CLASS A FIRE APPARATUS FROM ROSENBAUER DIRECT – CALIFORNIA IN THE AMOUNT OF \$513,566.00 AND AUTHORIZING THE CITY MANAGER TO ENTER INTO A PURCHASE CONTRACT OR ISSUE A PURCHASE ORDER. Public Works Director/City Engineer Fachin presented the staff report

Council Member Silveira inquired as to if the new fire apparatus will be a 2013 or 2015, model for which Acting Fire Chief Marrison stated it is a 2015.

Motion by Silveira, seconded by Faria to adopt City Council Resolution No. 5614 – Awarding the Bid Approving the Purchase of One (1) 2015 Type 1 Class A Fire Apparatus from Rosenbauer Direct – California in the Amount of \$513,566 and Authorizing the City Manager to Enter into a Purchase Contract or Issue a Purchase Order. The motion carried by the affirmative action of all City Council Members present

PRESENTATION REGARDING YOSEMITE REGIONAL TRANSPORTATION (YARTS). Dick Wittington, YARTS Manager, spoke regarding what YARTS represents, the area it services, and the services it provides.

No action taken, informational item only.

PRESENTATION REGARDING THE DOWNTOWN BEAUTIFICATION IMPROVEMENTS. Planning Technician I Benetti presented the staff report, which included a PowerPoint presentation.

Council Member Faria stated that he would like to see if CalTrans could decorate the highway through town.

No action taken, informational item only.

ADVISEMENT OF PUBLIC NOTICES. (ONE REPORT) Assistant Planner II Elms stated that public hearing notice included in the packet has been withdrawn.

CITY MANAGER REPORT. Reminded all about the Los Banos Police Department Open House on October 15, 2014 from 5-7:00 PM, spoke regarding the recent Ribbon Cutting Opening of the Merced Urgent Center, how he attended the School Board Candidates Forum, and spoke regarding the upcoming Council Member Candidate Forum and Mayoral Candidate forum, how last week he attended the graduation ceremony of the two newest police officers: Richard Mancera and Luis Castellaneous.

Mayor Villalta spoke regarding the recruitment process the Police Chief goes through when recruiting for new police officers.

CITY COUNCIL MEMBER REPORTS.

DEBORAH LEWIS: Reminded all that on October 7, 2014 at 5:00 PM there will be a Charles Sawyer Memorial Lecture at the Milliken Museum, mentioned that we had an excellent turnout at the Salute to Seniors event last week, and give a special shout out to senior Rosie who was very nice and kind for all that she said.

SCOTT SILVEIRA: Spoke regarding the ADA Compliance Presentation the Los Banos Chamber of Commerce will be putting on October 14, 2014 at 10:00 AM and how important it is for business owners to be in compliance, especially with the litigants going around trying to find business owners in violation, how he enjoyed the Salute to Seniors event which was very well this year, and he was invited to be involved an upcoming Fire Side Chat program.

ELIZABETH STONEGROVE: Reminded all about the upcoming Tomato Festival at the Los Banos Fairgrounds and the CASA fundraising dinner at the Los Banos Community Center.

TOM FARIA: Stated that there is a lot going on this fall, the Valley Crisis Center will be celebrating their kick off on Saturday, the Tomato Festival also on Saturday, October 13, 2014 Merced College Los Banos Campus will be rededicating the Veterans Memorial, the Veterans Parade on November 8, 2014 – a first in Los Banos, Merced County Office of Education recently recognized Outstanding Employee and Teacher of the Year Susie Sagouspe and Ila Nelson, and spoke regarding the Farmers Market and his discovery of the cream top milk in town.

MAYOR MICHAEL VILLALTA: Stated that he attended the Salute to Seniors event which was very nice, spoke regarding the Excellence in Education Awards congratulating Susie Sagouspe and Ila Nelson noting how educators don't get that much praise but last night was wonderful and Los Banos was well represented, how the flu season is upon us and tomorrow there will be a free flu shot clinic at the Community Center from 10:00 AM – 3:00 PM which has been extended to 4:00 PM to accommodate students, the CASA event being held on October 11, 2014, thanked Rick Toscano for coming tonight to talk about the veterans presentation being created for the fifteen war heroes that died in conflict from the City of Los Banos which will happen at the steps of City Hall at the conclusion of the Veterans Day parade on November 8, 2014.

ADJOURNMENT. The meeting was adjourned at the hour of 8:42 PM.

APPROVED:

/s/ Michael Villalta
Michael Villalta, Mayor

ATTEST:

/s/ Lucille L. Mallonee
Lucille L. Mallonee, City Clerk