



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

APRIL 1, 2015

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 ____, Lewis ____, Silveira ____, Stonegrove ____, Villalta ____
4. CONSIDERATION OF APPROVAL OF AGENDA.
5. 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.)

6. 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 #152343 – #152585 in the Amount of \$663,664.52.

Recommendation: Approve the check register as submitted.

B. Street Closure Request from the Los Banos Chamber of Commerce to Hold the Annual Downtown Spring Street Faire on Saturday, April 18, 2015 from 5:30 AM – 5:00 PM in the Downtown Area to Close 6th Street between K Street to H Street, J Street between 5th and 6th Street, with the Streets at 7th & K, 7th and J Street, 7th and I Street, 5th and J Street, and 5th Street and I Street Blocked off to Vehicle Traffic and to Allow Vendors to be Set Up in the Center of Each Street.

Recommendation: Approve the street closure request as submitted.

C. City Council Resolution No 5647 – Authorizing the City Manager to Execute a Hold Harmless Agreement Between the City of Los Banos and the Los Banos Oddfellows for the Purpose of Securing a Community Banner Across Sixth Street in Downtown Los Banos.

Recommendation: Adopt the resolution as submitted.

D. City Council Resolution No 5648 – Accepting the Grant Deed and Dedication from Stonecreek Properties for Oliveira Park Located West of Ortigalita Road and South of Cardoza Road, Assessor's Parcel Number 430-060-013.

Recommendation: Adopt the resolution as submitted.

E. City Council Resolution No 5649 – Accepting a Grant of Easement from California Dairies Generally Located Near Pacheco Boulevard and 13th Street, Assessor's Parcel Number 026-280-005 and 026-280-017.

Recommendation: Adopt the resolution as submitted.

7. 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 Amendment to the Development Agreement Relative to the Villages at Stonecreek IIA & III, Generally Located in the Southwest Quadrant of the City of Los Banos, West of Badger Flat Road, North of Pioneer Road, and South of the Wal-Mart Shopping Center.

- 1) Ordinance No. 1127 – Approving First Amendment to Development Agreement Relative to the Development known as “Villages at Stonecreek IIA and III”, Making Certain Findings Related Thereto, and Authorizing the Mayor to Execute Said Amendment on Behalf of the City.
(Second Reading & Adoption)

Recommendation: Receive staff report, open public hearing, receive public comment, close the public hearing, waive the second reading, and adopt the ordinance as submitted.

B. **Public Hearing** – To Receive Public Comment and to Discuss the Submittal of an Application in Response to the 2015 State Community Development Block Grant (CDBG) Notice of Funding Availability (NOFA).

- 1) City Council Resolution No. 5650 – Approving an Application for Funding and the Execution of a Grant Agreement and Any Amendments thereto from the 2015 Allocation of the State CDBG Program.

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

C. **Public Hearing** – To Receive Public Comment and to Consider General Plan Amendment #2015-01, Zone Change #2015-01, and Tentative Parcel Map #2015-01 for Habitat for Humanity Westside Merced County, Inc. for the Rezone of Three (3) Parcels Currently Zoned Low Density Residential (R-1) to Medium Density Residential (R-2) with a Remainder 3,300 Square Foot Parcel to Highway Commercial (H-C), for the Project Site Located at 537, 543 and 547 M Street, Assessor’s Parcel Numbers 026-044-012, 013 and 014.

- 1) City Council Resolution No. 5651 – Approving General Plan Amendment #2015-01 for Property Located at 537, 543 and 547 M Street, More Specifically Identified as Assessor’s Parcel Numbers 026-044-012, 013, and 014.
- 2) Ordinance No. 1128 – Amending the Official Zoning Map by Rezoning Property Located at 537, 543 and 547 M Street from Low Density Residential (R-1) to Medium Density Residential (R-2) and a Remainder 3,300 Square Foot Parcel to Highway Commercial (H-C).

(First Reading & Introduction)

Recommendation: Receive staff report, open public hearing, receive public comment, motion of intent to adopt the resolution as submitted, waive the second reading, and introduce the ordinance as submitted.

8. **CONSIDERATION OF THE ADOPTION OF CITY COUNCIL RESOLUTION NO. 5652 – APPROVAL OF NOISE VARIANCE PERMIT #2015-01 TO ALLOW CONSTRUCTION ASSOCIATED WITH THE LOS BANOS COURTHOUSE TO COMMENCE WORK AT 5:30 AM, MONDAY THRU SATURDAY, AT THE LOCATION OF 1159 G STREET, ASSESSOR’S PARCEL NUMBER 026-161-007.**

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

9. CONSIDERATION OF THE ADOPTION OF CITY COUNCIL RESOLUTION NO. 5653 – DESIGNATING THE CITY OF LOS BANOS FIRE STATIONS AS SAFE SURRENDER BABY SITES.

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

10. ADVISEMENT OF PUBLIC NOTICES. (Two Reports)

11. CITY MANAGER REPORT.

12. CITY COUNCIL MEMBER REPORTS.

A. Elizabeth Stonegrove

B. Tom Faria

C. Deborah Lewis

D. Scott Silveira

E. Mayor Mike Villalta

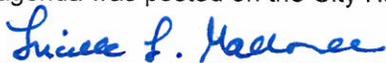
13. CLOSED SESSION.

A. Conference with Labor Negotiators, Pursuant to Government Code Section 54957.6, Agency Designated Representatives: City Manager Carrigan, City Attorney Vaughn, City Clerk/Human Resources Director Mallonee, Finance Director Williams, Legal Counsel Tuffo; Employee Organizations: Los Banos Police Officers Association (LBPOA), Los Banos Police Sergeants Association (LBPSA), Los Banos Police Dispatchers/Community Services Officers Association (LBPDCSOA), Los Banos Fire Fighters Association (LBFFA), and Unrepresented Miscellaneous Employees.

B. Public Employee Performance Evaluation, Pursuant to Government Code Section 54957, Title: City Manager.

14. 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 26th day of March 2015