



City of Los Banos

At the Crossroads of California

www.losbanos.org

AGENDA

CITY COUNCIL MEETING

CITY HALL COUNCIL CHAMBERS
520 J Street
Los Banos, California

MAY 18, 2016

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. PRESENTATIONS.
 - A. Proclamation Recognizing National Day of Prayer.

- B. Proclamation Recognizing Sutter Health for Being Named Among the Top U.S. Health Systems.

- 6. 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.)

- 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 Member.)
 - A. Check Register for #159164 – #159426 in the Amount of \$879,049.76.
Recommendation: Approve the check register as submitted.

 - B. Minutes for the City Council Meeting of May 4, 2016.
Recommendation: Approve the minutes as submitted.

 - C. City Council Resolution No. 5745 – Adopting a Revised Budget for the 2015-2016 Fiscal Year as it Pertains to Expenditures in the Building Department Technical Services in the Amount of \$250,000.
Recommendation: Adopt the resolution as submitted.

 - D. City Council Resolution No. 5746 – Authorizing the City Manger to Sign a Memorandum of Understanding with the Merced County Office of Education (MCOE) for School Resource Services for the 2016-2017 School Year.
Recommendation: Adopt the resolution as submitted.

- 8. PRESENTATION BY MERCED COUNTY ASSOCIATION OF GOVERNMENTS (MCAG) ON THE PROPOSED 2016 ½ CENT SALES TAX MEASURE – EXPENDITURE PLAN.
 - A. City Council Resolution No. 5747 – Approving the Transportation Expenditure Plan for Merced County for Placement as a Ballot Measure in November 2016.
Recommendation: Consider resolution as submitted.

- 9. ADVISEMENT OF PUBLIC NOTICES. (Four Reports)

- 10. CITY MANAGER REPORT.

11. CITY COUNCIL MEMBER REPORTS.

- A. Tom Faria
- B. Deborah Lewis
- C. Scott Silveira
- D. Elizabeth Stonegrove
- E. Mayor Mike Villalta

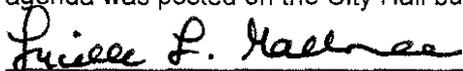
12. CLOSED SESSION.

- A. Public Employee Employment, City Manager, Pursuant to Government Code Section 54957.
- B. Conference with Labor Negotiators, Pursuant to Government Code Section 54957.6, Agency Designated Representatives: Interim City Manager Brizzee, City Attorney Vaughn, City Clerk/Human Resources Director Mallonee, Consultant Gary Peterson with Ralph Andersen & Associates; Unrepresented Employee: City Manager.
- C. Conference with Labor Negotiators, Pursuant to Government Code Section 54957.6, Agency Designated Representatives: Interim City Manager Brizzee, City Attorney Vaughn, City Clerk/Human Resources Director Mallonee, Finance Director Williams, Legal Counsel Tuffo; Employee Organizations: Los Banos Police Dispatchers/Community Services Officers Association (LBPDCSOA) and Unrepresented Miscellaneous Employees.
- D. Public Employee Performance Evaluation, Pursuant to Government Code Section 54957, Title: Interim City Manager.

13. ADJOURNMENT.

- A. Adjourn to Tuesday, May 31, 2016 at 5:00 PM Attend a 2016/2017 Fiscal Year Budget Workshop Being Held in the Council Chambers, 520 J Street, Los Banos, California.

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 12th day of May 2016

Bank Reconciliation

Checks by Date

User: sorozco
 Printed: 05/10/2016 - 11:07AM
 Cleared and Not Cleared Checks
 Print Void Checks



City of
Los Banos
At the Crossroads of California

Check	Check Date	Name	Module	Void	Amount
159164	4/27/2016	Woolgrowers Restaurant Inc.	AP		1,319.00
159165	4/28/2016	Alhambra	AP		130.98
159166	4/28/2016	A & A Portables Inc	AP		750.12
159167	4/28/2016	Accela, Inc.	AP		1,293.00
159168	4/28/2016	American Planning Association, CA Chapter	AP		265.00
159169	4/28/2016	Ameripride Valley Uniform Services Inc.	AP		201.88
159170	4/28/2016	Anthony Gomes	AP		560.00
159171	4/28/2016	Aramark Uniform Ser Inc	AP		343.10
159172	4/28/2016	Ascent Aviation Group, Inc.	AP		21,523.07
159173	4/28/2016	AT&T	AP		228.84
159174	4/28/2016	Barton Overhead Door Inc	AP		289.88
159175	4/28/2016	Bruce's Tire Inc	AP		688.73
159176	4/28/2016	BSK Associates	AP		1,280.00
159177	4/28/2016	CWEA	AP		164.00
159178	4/28/2016	Comcast	AP		106.05
159179	4/28/2016	Comcast	AP		420.00
159180	4/28/2016	Dept of Transportation	AP		7,532.52
159181	4/28/2016	Edges Electrical Group, LLC	AP		469.47
159182	4/28/2016	Cassandra Ann Helmrick	AP		334.80
159183	4/28/2016	Farmer Brothers Coffee	AP		90.64
159184	4/28/2016	Fastenal Company	AP		3,252.14
159185	4/28/2016	Federal Express	AP		26.61
159186	4/28/2016	Daniel J Garcia	AP		500.00
159187	4/28/2016	Mary Garcia	AP	Void	350.00
159188	4/28/2016	Hach Company	AP		362.46
159189	4/28/2016	Home Depot	AP		3,795.57
159190	4/28/2016	JM Burns, Inc.	AP		2,493.33
159191	4/28/2016	Joseph P Silva	AP		145.59
159192	4/28/2016	Kimball Midwest	AP		78.90
159193	4/28/2016	Kearns & West Inc.	AP		250.00
159194	4/28/2016	Marfab Inc	AP		18.30
159195	4/28/2016	Merced Chevrolet Inc.	AP		1,347.14
159196	4/28/2016	Napa Auto Parts	AP		7.54
159197	4/28/2016	North Central Laboratories	AP		62.21
159198	4/28/2016	The Office City	AP		315.72
159199	4/28/2016	O'Reilly Auto Parts	AP		145.23
159200	4/28/2016	PAPE Machinery Inc.	AP		543.76
159201	4/28/2016	Provost and Pritchard Engineering, Inc.	AP		6,717.90
159202	4/28/2016	Processing Tomato Adv.	AP		250.00
159203	4/28/2016	Santos Ford Lincoln Mercury, Inc.	AP		451.31
159204	4/28/2016	Sherwin Williams Co	AP		109.24

Check	Check Date	Name	Module	Void	Amount
159205	4/28/2016	Smith & Loveless Inc	AP		738.96
159206	4/28/2016	Sorensens True Value	AP		262.81
159207	4/28/2016	Toscano RV Center	AP		10.76
159208	4/28/2016	Tulare Firestone	AP		20.00
159209	4/28/2016	United Textile	AP		53.49
159210	4/28/2016	USA Blue Book	AP		363.19
159211	4/28/2016	Barbara McManus	AP		8.32
159212	4/28/2016	Aldina Real Estate Property Management	AP		40.43
159213	4/28/2016	Rosa Martinez	AP		82.70
159214	4/28/2016	Blossom Valley Realty	AP		21.84
159215	4/28/2016	David and Jennifer Lenard	AP		79.82
159216	4/28/2016	Cezar Soria-Villanueva	AP		22.14
159217	4/28/2016	Graystone Property Mgmt	AP		68.28
159218	4/28/2016	Alejandro C. Airada	AP		62.50
159219	4/28/2016	UC Construction	AP		73.08
159220	4/28/2016	Valley Vanguard Properties Inc.	AP		71.27
159221	4/28/2016	George and Cathy Toste	AP		50.97
159222	4/28/2016	Evangelina & David Sanchez	AP		51.00
159223	4/28/2016	Courtney and Erin Lavering	AP		74.04
159224	4/28/2016	Alex Gutierrez	AP		33.67
159225	4/28/2016	Valley Vanguard Properties Inc.	AP		69.01
159226	4/28/2016	UC Construction	AP		71.67
159227	4/28/2016	Sylvia Nicole	AP		93.24
159228	4/28/2016	David Edmonds	AP		74.04
159229	4/28/2016	Javier Nichols	AP		13.02
159230	4/28/2016	Jose Gonzalez	AP		15.46
159231	4/28/2016	Walmart	AP		598.70
159232	4/28/2016	WECO Industries, LLC	AP		39.99
159233	4/28/2016	Marily Zambrano	AP		50.00
159234	4/29/2016	Allied Waste Services #917	AP		250,980.36
159235	4/29/2016	Education Specialty Publishing, LLC	AP		717.93
159236	4/29/2016	Martin Gamboa	AP		350.00
159237	4/29/2016	Greater San Joaquin Umpire Association	AP		756.00
159238	4/29/2016	Law Offices of William A Vaughn	AP		9,000.00
159239	4/29/2016	Los Banos Volunteer	AP		2,000.00
159240	4/29/2016	Steve Macillas	AP		227.50
159241	4/29/2016	Ramon Mcdonald	AP		238.00
159242	4/29/2016	Gerald "Obie" O'Brien	AP		77.14
159243	4/29/2016	Sarah Orozco - Petty Cash	AP		166.00
159244	4/29/2016	Evelyn Pereira	AP		60.88
159245	4/29/2016	Scott Savage	AP		507.50
159246	4/29/2016	Jennifer Williams	AP		842.50
159266	5/4/2016	Aflac-Customer Service	AP		95.81
159267	5/4/2016	Aflac-Customer Service	AP		143.95
159268	5/4/2016	Aflac-Customer Service	AP		41.26
159269	5/4/2016	Aflac-Customer Service	AP		57.86
159270	5/4/2016	Bank of America	AP		92,561.85
159271	5/4/2016	Bank of America	AP		11,853.27
159272	5/4/2016	Bank of America	AP		2,420.25
159273	5/4/2016	Franchise Tax Board	AP		20.00
159274	5/4/2016	In Shape Health Clubs Inc	AP		574.00
159275	5/4/2016	Los Banos Police Assn	AP		2,090.00
159276	5/4/2016	MassMutual	AP		1,373.20

Check	Check Date	Name	Module	Void	Amount
159277	5/4/2016	MassMutual	AP		4,365.00
159278	5/4/2016	Nationwide Retirement Solutions	AP		1,400.00
159279	5/4/2016	Professional Fire Fighter	AP		630.00
159280	5/4/2016	State Disbursement Unit	AP		1,727.50
159281	5/4/2016	Vantagepont Transfer Agents - 306797	AP		605.43
159282	5/4/2016	Vantagepoint Transfer Agents - 705827	AP		25.00
159283	5/4/2016	Vantagepoint Transfer Agents - 801838	AP		1,675.00
159284	5/6/2016	Ameripride Valley Uniform Services Inc.	AP		100.94
159285	5/6/2016	Aramark Uniform Ser Inc	AP		482.42
159286	5/6/2016	AT&T	AP		468.89
159287	5/6/2016	Dorothy June Baker	AP		32.36
159288	5/6/2016	Battery Systems, Inc.	AP		1,039.30
159289	5/6/2016	Barton Overhead Door Inc	AP		3,614.00
159290	5/6/2016	BJ's Consumers Choice	AP		60.00
159291	5/6/2016	Bruce's Tire Inc	AP		35.00
159292	5/6/2016	BSK Associates	AP		4,492.00
159293	5/6/2016	Ca Dept of Justice	AP		676.50
159294	5/6/2016	Coffee Break Service	AP		40.00
159295	5/6/2016	Comcast	AP		3.22
159296	5/6/2016	LN Curtis & Sons	AP		189.23
159297	5/6/2016	California Virtual Academy at Fresno	AP		350.00
159298	5/6/2016	Emergency Vehicle Specialists, Inc.	AP		2,359.99
159299	5/6/2016	Employment Development Dept	AP		4,870.00
159300	5/6/2016	Fastenal Company	AP		34.35
159301	5/6/2016	Federal Express	AP		11.48
159302	5/6/2016	Galls Inc	AP		121.41
159303	5/6/2016	Garton Tractor Inc	AP		19.37
159304	5/6/2016	Gold Coast Armory, LLC	AP		4,999.93
159305	5/6/2016	Grainger Parts Operations	AP		27.31
159306	5/6/2016	Heppner Precision Machine	AP		7.08
159307	5/6/2016	Hi Tech Emergency Vehicle Services, Inc	AP		2,851.30
159308	5/6/2016	Home Depot	AP		28.78
159309	5/6/2016	Costco	AP		595.25
159310	5/6/2016	JB Anderson Land Use Planning	AP		2,483.00
159311	5/6/2016	Jasper Engines & Transmissions	AP		3,106.72
159312	5/6/2016	Kimball Midwest	AP		215.47
159313	5/6/2016	Lawson Products, Inc.	AP		6.36
159314	5/6/2016	Thomas E. Lewis	AP		225.00
159315	5/6/2016	Lincoln Equipment Inc	AP		34.24
159316	5/6/2016	Los Banos Express Oil & Lube	AP		90.50
159317	5/6/2016	Lucas Business Systems	AP		822.30
159318	5/6/2016	Linda Bond San Luis Water District	AP		350.00
159319	5/6/2016	Marfab Inc	AP		182.58
159320	5/6/2016	Merced Chevrolet Inc.	AP		252.51
159321	5/6/2016	Mobley Enterprises Inc.	AP		1,075.00
159322	5/6/2016	J. Idalia Martinez	AP		600.00
159323	5/6/2016	Margie Lagmay	AP		250.00
159324	5/6/2016	Napa Auto Parts	AP		88.92
159325	5/6/2016	The Office City	AP		488.60
159326	5/6/2016	OSE	AP		245.65
159327	5/6/2016	O'Reilly Auto Parts	AP		244.57
159328	5/6/2016	Owen Equipment Sales	AP		1,126.42
159329	5/6/2016	PG&E Company	AP		17.82

Check	Check Date	Name	Module	Void	Amount
159330	5/6/2016	Maria Portillo	AP		350.00
159331	5/6/2016	Randik Paper Co	AP		152.98
159332	5/6/2016	Santos Ford Lincoln Mercury, Inc.	AP		148.26
159333	5/6/2016	Save Mart Supermarkets	AP		136.39
159334	5/6/2016	Sherwin Williams Co	AP		13.72
159335	5/6/2016	Snap On Tools	AP	Void	248.38
159336	5/6/2016	Sorensens True Value	AP		878.94
159337	5/6/2016	Sorensens True Value	AP	Void	44.38
159338	5/6/2016	Terryberry Company LLC	AP		143.64
159339	5/6/2016	Unique Glass	AP		160.02
159340	5/6/2016	Amber Davis	AP		45.21
159341	5/6/2016	Jalana Jacquita Alberti	AP		13.49
159342	5/6/2016	Francisco and Raquel Sandoval	AP		45.01
159343	5/6/2016	Autumn McElvany	AP		13.49
159344	5/6/2016	Laura and Dustin Rasey	AP		13.49
159345	5/6/2016	Adrian Ruelas	AP		13.49
159346	5/6/2016	Jalah and Ricardo Nalawagan	AP		13.49
159347	5/6/2016	Geronimo Cobian	AP		100.00
159348	5/6/2016	Yong-Hsin Tsai	AP		13.49
159349	5/6/2016	Christopher Ball	AP		13.49
159350	5/6/2016	Geraldine Rawhoof	AP		100.00
159351	5/6/2016	Fernando Vargas	AP		13.49
159352	5/6/2016	Filemon Villa	AP		13.49
159353	5/6/2016	Claudia and Ricardo Salcido	AP		40.76
159354	5/6/2016	Swalynn Lartigue	AP		15.16
159355	5/6/2016	Victor Villareal	AP		13.49
159356	5/6/2016	Eva Pena	AP		11.85
159357	5/6/2016	Terry McGrath	AP		100.00
159358	5/6/2016	Lizabeth Gomez	AP		13.49
159359	5/6/2016	Robbie Wallace	AP		13.49
159360	5/6/2016	Mariah and Arturo Ramirez	AP		13.49
159361	5/6/2016	Charles & Debbie Young	AP		100.00
159362	5/6/2016	Melanie Martinez	AP		13.49
159363	5/6/2016	Kevin Sartor	AP		13.49
159364	5/6/2016	Charles Spear	AP		13.49
159365	5/6/2016	Juan Estrada	AP		8.64
159366	5/6/2016	Eugenio Corp	AP		13.49
159367	5/6/2016	Wannetta Anderson	AP		100.00
159368	5/6/2016	Jaime Iglesias Plascencia	AP		13.49
159369	5/6/2016	Suzanne and Natalie White	AP		13.49
159370	5/6/2016	Stan and Ana Terrell	AP		12.67
159371	5/6/2016	Gerald Karpel	AP		13.49
159372	5/6/2016	Ferdinand De La Cruz	AP		13.49
159373	5/6/2016	Javier Santiago	AP		100.00
159374	5/6/2016	Ranjeet Kaur	AP		13.49
159375	5/6/2016	Destiny Sandoval	AP		13.49
159376	5/6/2016	Victor Gonzalez	AP		13.49
159377	5/6/2016	Francisco and Anna Hernandez Martinez	AP		13.49
159378	5/6/2016	Esther Ciprian	AP		13.49
159379	5/6/2016	Gary Kiss	AP		13.98
159380	5/6/2016	Daniel Chavez	AP		100.00
159381	5/6/2016	Carla Navarro	AP		13.49
159382	5/6/2016	Susana Garcia	AP		13.49

Check	Check Date	Name	Module	Void	Amount
159383	5/6/2016	Jennifer Henderson Hall	AP		100.00
159384	5/6/2016	Peter and Claudia Contreras	AP		13.49
159385	5/6/2016	Jose and Maria Sanchez	AP		100.00
159386	5/6/2016	Mark White	AP		13.49
159387	5/6/2016	David Munguia	AP		2.83
159388	5/6/2016	David & Debbie Barreras Jr	AP		13.49
159389	5/6/2016	Amazing Massage	AP		100.00
159390	5/6/2016	Jennifer Dunkin	AP		13.49
159391	5/6/2016	Iria and Anthony Brum	AP		13.49
159392	5/6/2016	Shengnien Lewis	AP		100.00
159393	5/6/2016	Navneet Judge	AP		100.00
159394	5/6/2016	Monique Andrews	AP		13.49
159395	5/6/2016	Larry & Karen Custer Jr	AP		13.49
159396	5/6/2016	Mario Cornejo	AP		100.00
159397	5/6/2016	Joy and Chris Simons	AP		13.49
159398	5/6/2016	Carol Robles	AP		100.00
159399	5/6/2016	Doris Turley	AP		13.49
159400	5/6/2016	Danielle Souza	AP		13.49
159401	5/6/2016	Cirilo Uganiza Sr.	AP		13.49
159402	5/6/2016	Annie Lewis	AP		13.49
159403	5/6/2016	Victoria and Jaime Carrasco	AP		10.60
159404	5/6/2016	Graystone Property Mgmt	AP		53.87
159405	5/6/2016	Gabriel Jimenez-Villalobos	AP		10.60
159406	5/6/2016	Jose Cervantes	AP		33.67
159407	5/6/2016	James Maddox	AP		64.84
159408	5/6/2016	Doyle and Jenalyn Marler	AP		42.32
159409	5/6/2016	Marcus Chavez	AP		39.44
159410	5/6/2016	Verizon Wireless	AP		4.58
159411	5/6/2016	WECO Industries, LLC	AP		271.15
159412	5/6/2016	Windecker Inc	AP		576.93
159413	5/6/2016	Steven T. Arellano	AP		60.00
159414	5/6/2016	Richard A Blak Phd	AP		350.00
159415	5/6/2016	Chevron Usa Inc	AP		148.95
159416	5/6/2016	City of Los Banos Escrow Account	AP		1,485.00
159417	5/6/2016	Tommy Flynn	AP		15.00
159418	5/6/2016	Fresno City College	AP		67.00
159419	5/6/2016	Timothy D Marrison	AP		40.09
159420	5/6/2016	PERS - Public Employees	AP		102,565.00
159421	5/6/2016	Pinnacle Medical Group	AP		103.00
159422	5/6/2016	Ralph Anderson & Associates	AP		6,125.00
159423	5/6/2016	Jana Sousa	AP		2,463.67
159424	5/6/2016	Stacy Souza Elms	AP		78.00
159425	5/6/2016	U.S. Bank Equipment Finance	AP		1,890.82
159426	5/6/2016	Westamerica Bank - Cafeteria Plan	AP		269,353.18

Break in check sequence due to the following:
Check #159247 - 159265 (Payroll)

Total Void Check Count:	3
Total Void Check Amount:	642.76
Total Valid Check Count:	241
Total Valid Check Amount:	879,049.76
Total Check Count:	244
Total Check Amount:	879,692.52

**CITY OF LOS BANOS
CITY COUNCIL MEETING MINUTES
MAY 4, 2016**

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: Acting Police Chief Hedden led the pledge of allegiance.

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

STAFF MEMBERS PRESENT: City Attorney Vaughn, City Clerk/Human Resources Director Mallonee, Interim City Manager Brizzee, Finance Director Williams, City Treasurer/Accountant I Brazil, Fire Chief Marrison, Senior Planner Elms, Public Works Director/City Engineer Fachin and Information Technology Director Spalding.

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

PRESENTATIONS

PROCLAMATION RECOGNIZING GIRL SCOUT TROOP 1106 & SERVICE UNIT 617. Mayor Villalta presented the proclamation to Girl Scout Troop Leader Erin Henley and the Girl Scout members in attendance. Ms. Henley thanked the Mayor for the proclamation and stated that they appreciate the support in Los Banos.

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. STEVE HAMMOND, Los Banos, invited all to the Annual National Day of Prayer being held on May 5, 2016 at noon in the City Hall Council Chambers with a reception luncheon at the Police Annex; BERTH A FARIA, Los Banos Chamber of Commerce, spoke regarding the Spring Street Faire, Los Banos Spring Fair, new businesses in town, new Chamber Members, National Day of Prayer, Los Banos High School Jazz Band fundraiser, Los Banos Relay for Life Team Fundraiser/Event, wished all the beautiful mothers a very happy Mother's Day; DANA HAUMEA, Los Banos, spoke regarding the changes to

come with the animal owner release fee when implement in the future, the number of animals they have serviced at the animal shelter and how exhausting it is, makes you question human kindness to animals, she noted that she will be coming monthly to report the numbers at the animal shelter serviced; ADAM [last name inaudible], Los Banos, spoke to how things have changed since he moved here, how tenants have taken over, his concerns and issues with fireworks, how Cinco de Mayo began being celebrated on May 1st not the May 5th actually date and how 4th of July begins the middle of June, need to make the public and the parents aware of the fact that they will be cited and will have to pay if they use fireworks outside what's allowed, asking that the residents be informed especially the tenants of the rules and penalties of using illegal fireworks. 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 follows: Check Register for #158938 – #159163 in the Amount of \$654,485.50; Minutes for the City Council Meeting of March 2, 2016; Minutes for the City Council Meeting of April 6, 2016; Minutes for the City Council Meeting of April 20, 2016; Minutes for the Adjourned City Council Meeting of April 23, 2016; Minutes for the Adjourned City Council Meeting of April 24, 2016; City Council Resolution No. 5741 – Amending Prior Salary Schedules, July 1, 2011 - July 1, 2015 to Comply with CalPERS Regulations. The motion carried by the affirmative action of all City Council Members present.

COMMUNITY AND ECONOMIC DEVELOPMENT PRESENTATION. Senior Planner Elms spoke regarding what the Community and Economic Development Department is working on and what is to come in the future, which included a PowerPoint presentation.

There as Council Member and staff discussion at to the great job the Ms. Elms, the Community & Economic Development Department and Planning Commission are doing, hearing nothing but positive comments from the public and those doing business with the City, what will happen to both sites when SaveMart moves to their new location, excited to hear what Mr. Snyder has planned with his manufacturing type business in Los Banos, the goal is to get people to live and work here in Los Banos, wanting to be more than a bedroom community, the great job that the Fire/Building Department do, how Los Banos is beginning to get to a point where we need a specific unit to do Economic Development and go out and find new businesses/industries, Los Banos is re a great opportunity for start up businesses, pleased to see all the new industry coming in to town, happy about grocery stores expanding, concerns with shopping carts being left in neighborhood and parks and having at least new businesses mitigate the shopping cart concerns, how it will be a City standard going forward with new businesses and have been reaching out to existing businesses with hope that they will cooperate, City staff hopes to draft an ordinance address shopping cart issues in the future, the need for more livable wage jobs, how we are heavily impacted by the Bay Area's need for affordable housing, being the gateway to many things – Yosemite, Monterey, how Los Banos is a wonderful place to have children and raise them, we offer a great balance – family, job, community and service, with homes and businesses.

Council Member Faria stated that he would like to put a Council Member Request on the next agenda to see if there is sufficient interest to have staff move forward with a shopping cart ordinance.

Informational item only, no action taken.

ADVISEMENT OF PUBLIC NOTICES (Four Reports). Senior Planner Elms stated that on May 11, 2106 there will be four Public Hearings held by the Los Banos Planning Commission: to consider Site Plan Review for the remodel of the former Kmart Building located at 1400 S. Mercey Springs Road, APN 083-130-040; to consider a Vesting Tentative Tract Map, Final Development Plan and East Center Area Plan Amendment for The Hill Property located east of Center Avenue, south of the proposed Villas Subdivision, west of Cresthills #2 Subdivision, and north of the City limit line, APN 431-270-005; to consider a Use Permit to allow the operation of a spray booth for Ideal Environmental metal storage containers located at 1725 W. Pacheco Boulevard, APN 430-010-004; to consider a Vesting Tentative Tract Map, Final Development Plan, and East Center Area Plan Amendment for the Villas located east of Center Avenue, south of Cresthills #1 Subdivision, west of Cresthills #2 Subdivision, and north of Pioneer Road, APNs 431-270-010, 431-270-004.

CITY MANAGER REPORT. Interim City Manager Brizzee spoke regarding the numbers Ms. Haumea spoke about at the animal shelter during the public forum, which shows you how hard the volunteers at the Animal Shelter work and commended them for the great job they do.

CITY COUNCIL MEMBER REPORTS.

ELIZABETH STONEGROVE: Echoed the comments of the Interim City Manager on the Animal Shelter Volunteers and thanked Ms. Haumea for being here tonight and talking about the work they do and thanked them for the great job they do.

TOM FARIA: Stated how the Animal Shelter Volunteers do a very good job, spoke regarding the Saturday Night Jazz Band Event at the Methodist Church, and wished a Happy Mother's Day to all the mothers in the world.

DEBORAH LEWIS: Reminded the public and the audience that tomorrow is the National Day of Prayer with services being held at City Hall encouraging all to come out and join us, the upcoming Transportation Expenditure Plan workshop tomorrow at the Community Center at 6:00 PM to talk about what is going be on the November ballot, thanked the Animal Shelter Volunteers for the work they do and how stressful the job they do is, how the City is looking at updating Animal Control standards and how we need to get on board and get this done, would like to see the City move forward very quickly, thanked our City staff for being diligent, volunteers work tirelessly to save as many animals as they can, thank to our Police Department for the hard work they do, including the Animal Control Officer and Volunteers.

SCOTT SILVEIRA: Echoed the comments of all my colleagues stated in regards to the Animal Shelter Volunteers, how great the recently held May Day Fair was with typical

May Day weather – cool, hot, windy, mild, thanked all that came out and participated in the May Day animal auctions for the kids, reminded all about the meeting being held on May 16, 2016 from 5:00-8:00 PM at the Los Banos Community Center to talk about the High Speed Rail plans and how he feels it is no use to Los Banos.

MAYOR MICHAEL VILLALTA: Stated that he feels that the High Speed Rail is a waste of the taxpayers money, many thanks to the Volunteers and Police Department personnel during the May Day Fair who made it a safe and fun time, it is a testament of good planning, the National Day of Prayer Proclamation will be presented at the next meeting, the upcoming Jazz Band event, how the Volunteers for Animals do a great job noting the thankless hours they put in for caring for animals because they love them so much and how Ms. Lewis is right on point as to how we should care for animals.

CLOSED SESSION – CONFERENCE WITH LABOR NEGOTIATORS, PURSUANT TO GOVERNMENT CODE SECTION 54957.6, AGENCY DESIGNATED REPRESENTATIVES: INTERIM CITY MANAGER BRIZZEE, CITY ATTORNEY VAUGHN, CITY CLERK/HUMAN RESOURCES DIRECTOR MALLONEE, FINANCE DIRECTOR WILLIAMS, LEGAL COUNSEL TUFFO; EMPLOYEE ORGANIZATIONS: LOS BANOS POLICE DISPATCHERS/COMMUNITY SERVICES OFFICERS ASSOCIATION (LBPDCSOA) AND UNREPRESENTED MISCELLANEOUS EMPLOYEES. This closed session item was not held.

CLOSED SESSION – PUBLIC EMPLOYEE EMPLOYMENT, CITY MANAGER, PURSUANT TO GOVERNMENT CODE SECTION 54957. No reportable action.

CLOSED SESSION – PUBLIC EMPLOYEE RELEASE, PURSUANT TO GOVERNMENT CODE SECTION 54957. Motion by Faria, seconded by Faria to adopt City Council Resolution No. 5744 – Concerning the Industrial Disability Retirement of Police Officer William Westbrook.

ADJOURNMENT. The meeting was adjourned at 9:11 PM.

APPROVED:

Michael Villalta, Mayor

ATTEST:

Lucille L. Mallonee, City Clerk



City of
Los Banos
At the Crossroads of California

Agenda Staff Report

TO: Mayor Villalta & City Council Members

FROM: Sonya Williams, Finance Director

DATE: May 18, 2016

SUBJECT: Budget Amendment

TYPE OF REPORT: Consent Agenda

Recommendation:

Staff recommends that the City Council adopt a resolution to revise the budget for the 2015-2016 Fiscal Year as it pertains to changes in expenditures.

Background:

The City Council may amend the budget by resolution, adjusting the overall appropriation levels in each fund at any time during the fiscal year if funds are available. Increased appropriations are likely to be recommended to either solve a current year problem, or address a critical service need. It is important to note that Staff continuously researches, calculates, and refines the fiscal impacts associated with the current year's budget.

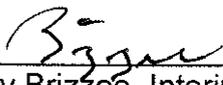
Discussion:

The requested increases to the budget includes an increase to the Building Department expenditures for \$250,000 for Technical Services. The funds will be used to pay CSG Consultants for their contracted services, which is sixty-five percent of permits issued, encroachment permits and business plan check fees. We will see an increase to revenues which will offset the requested expenditures.

Fiscal Impact:

The fiscal impact to the General Fund is an increase in an increase to expenditures for \$250,000.

Reviewed by:



Gary Brizzee, Interim City Manager

Attachments:

Resolution

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY OF LOS BANOS ADOPTING A
REVISED BUDGET FOR THE 2015-2016 FISCAL YEAR AS IT
PERTAINS TO EXPENDITURES**

WHEREAS, the City Council of the City of Los Banos has been presented an amendment to the 2015-2016 Fiscal Year budget; and

WHEREAS, the City Council of the City of Los Banos may adjust the overall appropriation levels in each fund at any time during the Fiscal Year by action to amend the budget; and

WHEREAS, the proposed budget increase is \$250,000 to expenditures in the General Fund – Building Department for Technical Services account (100-424-100-238); and

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Los Banos hereby amends the 2015-2016 Fiscal Year Budget to include an increase of \$250,000 in expenditures (100-424-100-238).

The foregoing resolution was introduced at a regular meeting of the Los Banos City Council held on the 18th day of May 2016, by Council Member _____ who moved for its adoption, which motion was duly seconded by Council Member _____, and the Resolution was adopted by the following vote:

AYES:
NOES:
ABSENT:

APPROVED:

Michael Villalta, Mayor

ATTEST:

Lucille L. Mallonee, City Clerk



City of
Los Banos
At the Crossroads of California

Agenda Staff Report

TO: Mayor and City Council Members

FROM: Ray Reyna, Commander 

DATE: May 18, 2016

SUBJECT: School Resource Officer (SRO) Memorandum of Understanding (MOU)
With Merced County Office of Education (MCOE)

TYPE OF REPORT: Consent Agenda

Recommendation:

That the City Council approve and authorize the signing of a Memorandum of Understanding between the City of Los Banos and the Merced County Office of Education for School Resource Officer services.

Discussion:

Since the opening of Valley High School several years ago the Los Banos Police Department has provided an SRO at that site through an MOU.

This year's proposal includes MCOE paying for 75% of one (1) police officers salary and benefits. The City would be responsible for the remaining 25%. MCOE has already tentatively approved this MOU and they have requested no changes be made for the upcoming fiscal year. Additionally, this MOU has been reviewed and approved by the City Attorney.

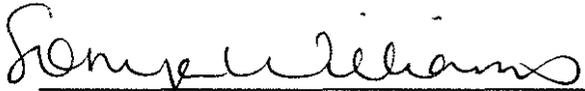
Fiscal Impact:

For the 2016-2017 MCOE SRO MOU:

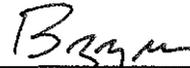
MCOE's share of salary and benefits will be approximately: \$90,300.00.

The City's share of salary and benefits will be approximately: \$30,100.00

Reviewed by:



Sonya Williams, Finance Director



Gary Brizze, Interim City Manager

Attachments:

MCOE MOU

RESOLUTION NO.

**A RESOLUTION OF THE CITY OF LOS BANOS
AUTHORIZING THE CITY MANAGER TO SIGN A
MEMORANDUM OF UNDERSTANDING WITH
THE MERCED COUNTY OFFICE OF EDUCATION
FOR SCHOOL RESOURCE SERVICES FOR THE
2016-2017 SCHOOL YEAR**

WHEREAS, the Merced County Office of Education operates a school for youth of Merced County within the geographic boundaries of the City of Los Banos; and

WHEREAS, the Los Banos Police Department has, for a number of years, provided a School Resource Officer (SRO) through a Memorandum of Understanding whereby the Office of Education reimburses the City for 75% of the Officers salary and benefits; and

WHEREAS, this agreement allows for the placement of a police officer on the school campus during school hours.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Los Banos authorizes the City Manager to enter into an agreement with Merced County Office of Education regarding a School Resource Officer agreement for the 2016-2017 school year.

The foregoing Resolution was introduced at a regular meeting of the City Council of the City of Los Banos held on the 18th day of May 2016, by;

AYES:
NOES:
ABSENT:

APPROVED:

Michael Villalta, Mayor

ATTEST:

Lucille L. Mallonee, City Clerk

**AGREEMENT BETWEEN CITY OF LOS BANOS
AND MERCED COUNTY OFFICE OF EDUCATION
SCHOOL RESOURCE OFFICER PROGRAM
July 1, 2016 – June 30, 2017**

THIS AGREEMENT entered into this ___ day of ____, 201__, by and between the CITY OF LOS BANOS (“CITY”) and the MERCED COUNTY OFFICE OF EDUCATION (“MCOE”).

Whereas, the CITY and the MCOE wish to engage in a program to acquaint school children with Law Enforcement Officers and promote relations and respect between youth and Law Enforcement.

NOW THEREFORE, the CITY and the MCOE mutually agree as follows:

1. The CITY shall provide a Los Banos Police Officer to serve as School Resources Officer (“SRO”) for the period beginning July 1, 2016 and ending June 30, 2017, for the traditional school year (not to include summer school).
2. The Police Officer assigned shall receive training in the SRO Program. Additionally, this officer shall continue to participate in all other types of training, meetings, etc., when deemed appropriate by the Chief of Police.
3. The SRO shall serve under the direct supervisory control of the Chief of Police or his/her designated subordinate. The SRO supervisor will coordinate the services of the SRO with the school principal.
4. In the event the SRO is absent from work, the SRO shall notify both his/her supervisor and the principal of the school to which the SRO is assigned.
5. The SRO is not required to be on campus on non-school days with the exception of staff in-service days related to paragraph 7 below.
6. MCOE shall provide the SRO with a place to work, furniture, internet, necessary supplies and phone service.

7. When requested by the principal, the SRO will attend professional development provided by the MCOE when the training of the SRO is necessary to effectively implement a school program. Specifically, for the 2016-2017 school year, the principal may request that the SRO attend professional development, along with school staff, related to the implementation of the STRIVE program.

8. The SRO shall present workshops to students, staff, and/or parents. Frequency of workshops shall be at least once per quarter. Such subjects may include, but are not limited to: a basic understanding of the law, the role of the police officer, careers in public safety, the impact of felony convictions on future employment, etc. The SRO will collaborate with the school principal to determine the most beneficial subjects and the target audience for each workshop.

9. The Chief of Police or his/her designated subordinate shall encourage the SRO to attend extra-curricular activities such as but not limited to Back to School Night, Open House, and Graduation.

10. When requested by the principal, the SRO shall attend parent/staff/administrative meetings.

11. While on site additional administrative duties will be assigned by the Chief of Police or his/her designated subordinate and completed by the SRO in support of the Los Banos Police Department.

12. The SRO shall remain a CITY employee with all the rights and benefits of all other employees of his/her classification. Further, such officer shall be covered by the CITY's workers' compensation insurance while serving as SRO.

13. In the event of a disaster or unusual occurrence, the SRO may be temporarily removed from the program to supplement police requirements. In the event of such occurrence,

the MCOE's share of the cost shall be suspended for the number of hours lost to the program unless another officer is provided.

14. The officer will not be replaced nor will the MCOE share of cost be reduced during times when the SRO is off work due to vacation, CTO or sick leave. During times when the SRO is off work due to a non-SRO related job injury, the City of Los Banos Police Department shall arrange for a replacement SRO or the MCOE share of cost shall be suspended until the SRO resumes full duty on the VCS LB (Valley Community School Los Banos) campus. Non-SRO related job injury is defined as an injury occurring when the SRO is not engaged in an activity outside the scope of his/her duties as an SRO.

15. Planned time off, such as vacations and CTO shall be coordinated with the School Principal or his/her designee and the Chief of Police or his/her designee.

16. The MCOE agrees to share the cost of the SRO Program with the CITY for the services provided in this agreement.

The MCOE agrees to reimburse the CITY for 75% of the SRO's annual salary and benefits, which shall not exceed and is calculated at \$90,300.00 ($\$120,400.00 \times .75$) for the 2016-2017 school year. Such reimbursement shall be paid to the CITY from the MCOE, in two equal payments of not to exceed \$45,150.00 payable on or before December 1, 2016 and on or before May 1, 2017.

17. This Agreement, notwithstanding anything to the contrary herein, may be terminated by either party at any time without cause or legal excuse by providing the other party with thirty (30) calendar days written notice of such termination.

18. MCOE shall hold CITY, its officers and employees, harmless and indemnify and defend the CITY, its officers and employees, against the payment of any and all costs and expenses, claims, suits and liability for bodily injury to or death of any person, and for death or

injury or loss of any property resulting from or arising out of, or in any way connected with any negligent or wrongful acts or omissions of MCOE, its officers and employees, in performing or failing to perform any work, services or functions provided for or referred to or in any way connected with any work, services or functions to be performed under this agreement.

19. The CITY shall hold MCOE, its officers and employees harmless and indemnify and defend the MCOE, its offers and employees against the payment of any and all costs and expenses, claims, suits and liability for bodily and personal injury to or death of any person and for death or injury or loss of any property resulting form or arising out of or in any way connected with any negligent or wrongful acts or omissions of the CITY its officers and employees in performing or failing to perform any work, services or functions provided for or referred to or in any way connected with any work, services or functions to be performed under this agreement.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the date first herein written above.

CITY:

MCOE:

City of Los Banos,
a municipal corporation

Merced County Office of Education

By: _____
Gary Brizzee, Interim City Manager

By: _____
Lori Gattuso, Principal
Valley Community School Los Banos

ATTEST:

By: _____
Lucille L. Mallonee, City Clerk

APPROVED AS TO FORM:

By: _____
William A. Vaughn, City Attorney



City of Los Banos

At the Crossroads of California

Agenda Staff Report

TO: Mayor & City Council Members

FROM:  Gary Brizzee, Interim City Manager

DATE: May 18, 2016

SUBJECT: Merced County Association of Governments, Transportation Expenditure Plan

TYPE OF REPORT: Agenda Item

Recommendation:

Consider approval of transportation expenditure plan for placement on the November 2016 Ballot. Resolution No. 5747

Discussion:

The Merced County Association of Governments (MCAG) Executive Director Marjie Kim has requested that all municipalities and the County of Merced consider approval of a Transportation Expenditure Plan (TEP) which will establish the structure for a ½ cent sales tax measure to fund transportation projects in Merced County and the incorporated jurisdictions within the County.

The attached TEP document was formulated by MCAG staff through the direction of a TEP Steering Committee created by the MCAG Governing Board. The TEP Steering Committee was made up of representatives from each City jurisdiction, Merced County, unincorporated areas, UC Merced, Merced College, as well as a mix of different community organizations (chamber of commerce, boosters etc). The committee met between approximately October 2015, and March 2016. The process formed the document that is currently being presented County wide. The discussions and direction from the committee included topics such as revenue splits, base allocations, rules for use of funds, structure of amendments to the TEP, funding categories, anticipated

revenues, future oversight, and implementation guidelines. The City of Los Banos was represented on the committee by two members, the Mayor and the City Manager.

Once the plan was finalized by the TEP Steering Committee, the plan was presented to the MCAG Governing Board who also approved the document. The next step in this process is for each jurisdiction in Merced County to consider for approval, the TEP document. If approved, the TEP will proceed to the ballot in November for voter consideration. In order for the ½ cent sales tax to pass, the voters within the County must approve the measure by a 2/3s majority.

TRANSPORTATION EXPENDITURE PLAN ANALYSIS:

If approved by the voters, it is projected that the (TEP) tax would generate approximately \$15 Million in revenues yearly. Revenues would go toward a variety of categories all designed to improve the transportation system in Merced County. Improvement includes not only maintenance of existing infrastructure but also funding of new projects to meet growing needs. Revenue forecasts do not have a built in escalator so it is conceivable with countywide residential/commercial growth the sales tax revenues collected could grow substantially over the 30 year period.

TEP revenue will be split into four main categories:

1. Regional Projects - 44%:

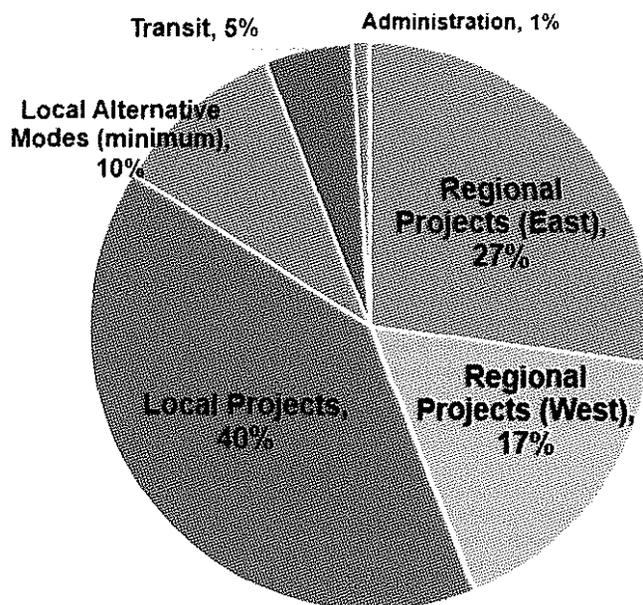
Regional Project revenues are expected to generate approximately \$6.6 million per year. Regional Projects are defined as projects that benefit more than one jurisdiction or area. Regional Project funding is split into two categories in the following way:

17% for Westside regional projects;

27% for Eastside regional projects.

The San Joaquin River divides the east and west regions.

Projects funded by regional dollars include but may not be limited to; improvements to highways and freeways, large scale corridor projects, passenger rail, and ridesharing type programs.



2. Local Projects - 50%:

50% of the sales tax revenues will go directly back to the County and the six cities for discretionary use on roadway maintenance, rehabilitation and infrastructure upgrades. The Los Banos share of 'local' funding is set with a base amount to each jurisdiction of \$150,000; plus a proportionate share of revenues based on population and maintained road miles.

Following the identified formula, Los Banos is expected to collect roughly \$767,000 on a yearly basis for local projects. These local funds could be programmed for roadway projects at the discretion of the City Council during the yearly budget process. Some portions of the revenue could be used for maintenance while others could be saved for large capital projects. The TEP dictates that at least 20% of the yearly local funds (approximately \$153,000) must be allocated toward local 'alternative mode' projects.

Alternative mode projects are defined as projects that provide an alternative method of transportation to automobile travel. For example, funds could be used to repair and construct sidewalks, crosswalks, bike lanes, ADA ramp upgrades, air quality project, park trail, and other pedestrian or alternative mode projects.

3. Transit - 5%:

Transit revenues will be dedicated primarily to "The Bus" which is Merced County's public transit system. Transit funds can be used to expand routes, upgrade infrastructure, create new pickup locations, improve services for needy populations and reduce existing rates.

4. Administration - 1%:

TEP generated revenues will pay for administration of the TEP program which will include audits, finance activities, and administration of the citizen's oversight committee.

Fiscal Impact:

If approved by the voters the sales tax would generate additional funds for local and regional projects and will also designate the County of Merced as a "self help" County which is valuable in pursuing State and Federal grant funding.

Attachments:

Resolution
MCAG Transportation Expenditure Plan document
MCAG power point presentation

RESOLUTION NO.

**A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF LOS BANOS, CALIFORNIA,
APPROVING THE TRANSPORTATION
EXPENDITURE PLAN FOR MERCED COUNTY
FOR PLACEMENT AS A BALLOT MEASURE IN
NOVEMBER 2016**

WHEREAS, the Merced County Association of Governments has prepared a Transportation Expenditure Plan that proposes transportation programs and projects that will increase safety, alleviate congestion, and improve street and road pavement conditions; and,

WHEREAS, the City of Los Banos finds that the Transportation Expenditure Plan will benefit its citizens, businesses, and agricultural industry;

NOW, THEREFORE, the City Council of the City of Los Banos approves the Transportation Expenditure Plan for Merced County for placement as a ballot measure in November 2016.

PASSED AND ADOPTED by the City Council of the City of Los Banos at a regular meeting held on the 18th day of May, 2016, by the following called vote:

AYES:
NOES:
ABSENT:

APPROVED:

Michael Villalta, Mayor

ATTEST:

Lucille L. Mallonee, City Clerk

**PROPOSED
2016 ½ CENT TRANSPORTATION
SALES TAX MEASURE
EXPENDITURE PLAN**

Prepared by:



369 W. 18th Street
Merced, CA 95340

APRIL 2016

Introduction

A Merced County ½ Cent Transportation Sales Tax Expenditure Plan was prepared to:

Guide more than \$450 million in transportation fund expenditures generated through the approval of a Merced County half-cent transportation sales tax over the next 30 years if approved by the voters in the November 2016 election.

The Expenditure Plan was developed by a 24-member Transportation Expenditure Plan (TEP) Committee created and appointed by the Merced County Association of Governments (MCAG) Governing Board. The committee was comprised of representatives from each of the seven member agencies (Atwater, Dos Palos, Gustine, Livingston, Los Banos, Merced and the County of Merced), as well as, a wide variety of community stakeholders representing diverse interests from across the county (Appendix C).

The Expenditure Plan will address major regional transportation needs in Merced County through the Year 2047 with the initiation of a ½ cent sales tax.

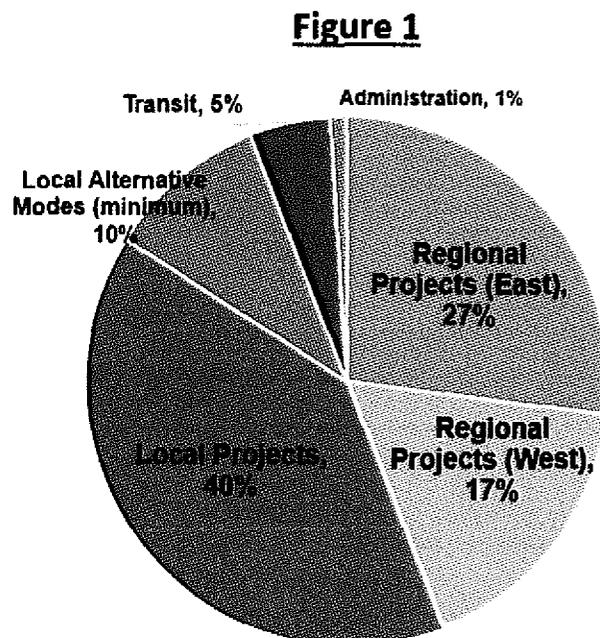
Where will the money go?

Figure 1 provides an overview of the proposed Expenditure Plan that outlines where the funds will be spent and what categories of projects will be funded.

The funding categories include:

1. Regional Projects
2. Local Projects
- 2A. Alternative Modes Projects
3. Transit, and
4. Administration.

The proposed 30-year Transportation Measure is expected to generate a total of \$450 million.



1. REGIONAL PROJECTS

44% of the Transportation Measure funds are allocated to Regional Projects which are established in the adopted Regional Transportation Plan (RTP) approved by the MCAG Governing Board. 27% must be spent on projects east of the San Joaquin River, and 17% must be spent on projects west of the San Joaquin River. The projects within the RTP were selected through a process that evaluated safety, performance measures and cost effectiveness. The RTP is updated every four years with 25 years of transportation projects. Regional Projects provide for the movement of goods, services, and people throughout Merced County and benefit multiple jurisdictions.

2. LOCAL PROJECTS

50% of the Transportation Measure funds are allocated to Local Projects to address the diverse needs of the cities and the County. The Local Projects funding category provides each of the member agencies with the flexibility to develop a priority list of local projects. This category will allow funding for projects ranging from pot-hole repair and road rehabilitation to sidewalks and safe routes to schools to freeway interchange improvements.

2.A. ALTERNATIVE MODES PROJECTS

At least 20 percent (20%) of the Local Projects funds each jurisdiction receives must be used for Alternative Modes projects. This sub-category is intended to fund projects that provide transportation alternatives including bicycle, pedestrian, passenger rail, or other modes of transportation that reduce single-occupant vehicle use.

3. TRANSIT

5% of the Transportation Measure funds are directed to support increased transit service.

4. ADMINISTRATION

The remaining 1% of the total Transportation Measure funding is directed to program implementation activities. Details regarding the administration of the funds are provided in Appendix A.

Responding to Public Needs

Two-thirds (66.7%) voter approval is necessary to pass the Transportation Measure in November 2016. In order to ensure that Merced County Association of Governments is on target with this Expenditure Plan, voters and community residents were initially surveyed to determine support for a new Transportation Measure.

The voters of Merced County responded with strong support to impose a sales tax which would lead to transportation improvements in Merced County. Meeting the needs of Merced County residents requires leveraging state and federal expenditures with local resources. Even with the passage of the Transportation Measure there will not be enough funding available to address the more than \$1 billion in transportation needs. The Transportation Measure will generate \$450 million over the next 30 years to address a portion of this need. Therefore, leveraging additional federal and state dollars, beyond what the region expects, is critical.

Most state and federal grants require a match. Counties that pass transportation sales tax measures are referred to as “Self-Help” counties and can generate the revenues to be used as matching dollars. Similar measures throughout the San Joaquin Valley and California have been very successful in this regard. Such measures have been viewed as the most important transportation programs ever approved by voters in those counties. According to the Regional Transportation Plan, Merced County needs to become a Self-Help county to achieve its goals and address its transportation needs.

The TEP Committee, which included representatives from each of the cities, the County of Merced, MCAG and a number of community stakeholders, worked together to develop the Expenditure Plan funding categories and other key components.

Annual Audit of Transportation Measure

The Transportation Measure expenditures and accounts of the local agencies and MCAG will be audited on an annual basis by an independent audit firm retained by Merced County Association of Governments. Appendix A provides additional detail regarding the Transportation Measure audit process.

Citizen Oversight

To inform the public and to ensure that the Transportation Measure revenues and expenditures are spent as promised to the public, a Citizens’ Oversight Committee would be formed by MCAG as part of the new Transportation Measure. Details regarding the committee are provided in Appendix B.

Anticipated Measure Revenues

If voters approve the Transportation Measure on November 8, 2016, they will allow MCAG to impose a ½ cent retail transaction and use tax for 30 years (between April 1, 2017 and March 31, 2047). The Transportation Measure Sales Tax will:

Provide \$450 million in new revenues for transportation improvements according to financial projections through the year 2047.

This estimate considers current sales tax receipts (with no growth rate in sales tax proceeds) through March 2047. Since the project funding is shown in current dollars, the projected revenues are shown in current dollars. Actual revenues will depend on actual sales tax proceeds. The allocation of projected revenues to specific transportation funding categories is described in the following sections of this Expenditure Plan. A Transportation Measure Implementation Plan detailing current transportation projects will be updated every two (2) years to adjust the projection of sales tax receipts, ensuring that the projections are consistent with future expenditures and promises made in this initial Expenditure Plan. MCAG will have the option of issuing bonds to deliver Transportation Measure projects to reduce project costs by delivering them earlier.

Funding Categories

Through many weeks of intense discussion and hard work, the following Transportation Measure funding categories and commitments were developed by the TEP Committee. MCAG realized that providing funds for all modes of transportation would meet the quality of life intent of the new Transportation Measure. This would in turn enable agencies within Merced County to address the needs of residents, businesses, and major industries over the 30-year life of the Transportation Measure.

The Expenditure Plan will:

Provide funds for regional road improvements, public transit, rehabilitate existing roads and other transportation programs that improve mobility and air quality within the County and each of the cities.

1. Regional Projects – 44% of total

If \$450 million is collected over 30 years, then \$198 million will be available for Regional Projects - \$121.5 million on the Eastside and \$76.5 million on the Westside.

Forty-four percent (44%) of the funds will be allocated to this category.

- 27% of the total is for an Eastside share, to be spent on projects east of the San Joaquin River.
- 17% of the total is for a Westside share, to be spent on projects west of the San Joaquin River.

The dividing line between Eastside and Westside shares is the San Joaquin River. Two committees will be created to recommend projects:

- The Eastside Regional Projects Committee will consist of one council person from each City that includes area east of the San Joaquin River and each County Supervisor whose district includes area east of the River.
- The Westside Regional Projects Committee will consist of one council person from each City that includes area west of the San Joaquin River and each County Supervisor whose district includes area west of the River.

As the Local Transportation Authority overseeing the funds, the Governing Board of Merced County Association of Governments has the authority to approve recommendations made by the Regional Projects Committees. Notwithstanding the foregoing, the MCAG Governing Board shall not approve a project that has not been recommended by a Regional Projects Committee.

Regional Projects must be listed in the applicable Regional Transportation Plan, which is updated every four years and can be amended as needed. These projects provide for the movement of goods, services, and people throughout Merced County. Projects on the State Highway system or the Regional Road System or the Regional Transportation System defined by MCAG are Regional Projects. Projects located in or directly benefitting more than one jurisdiction are Regional Projects.

Examples of Regional Projects include but are not limited to:

- Improving highway and freeways
- Adding lanes to projects on the Regional Road System
- Improvements on the Regional Transportation System
- Passenger Rail
- Bus Rapid Transit
- Regional bikeways and trails
- Improvements to Regional Airports
- Transportation Demand Management benefitting more than one jurisdiction, such as vanpools and ridesharing.

Funds can be used for all phases of project development and implementation. In some cases, other sources of funding will also be used for these projects, for example State Transportation Improvement Program (STIP) funds.

2. Local Projects – 50% of total

If \$450 million is collected over 30 years, then \$225 million will be available for Local Projects.

Fifty percent (50%) of the funds will be allocated to this program. The local elected city councils and the Board of Supervisors will be the decision-making bodies for the use of these funds within their respective jurisdictions. Every year each City and the County will receive funding based on a formula using a base amount, population, and road miles. The goal is to improve the local transportation systems within each individual city and the County overall.

Local agencies in Merced County know what their needs are and how best to address them. The funding will help cities and the County to meet maintenance needs and to rehabilitate their aging transportation systems. Funds can be used for all phases of project development and implementation. Funds can be used for new projects or programs, for safety improvements, or for maintenance or operation of existing projects or programs

Potential uses include but are not limited to:

- Pothole repair
- Repaving streets
- Bridge repair or replacement
- Traffic signals
- Add additional lanes to existing streets and roads
- Improve sidewalks
- Bicycle or pedestrian facilities
- Separate street traffic from rail traffic

The funds for the Local Projects program will be allocated annually to local jurisdictions (the Cities and the County) using a formula as follows:

1. A base amount of \$150,000 will be allocated to each jurisdiction;
2. The remaining funds will be allocated based on the average of the jurisdiction's share of the total countywide population and their share of the total countywide public maintained road miles. For example, if a jurisdiction has 35% of the population and 75% of the road miles they will be allocated 55% of the funds remaining after the base amounts are allocated.

2.A Alternative Modes Projects – at least 20% of Local Projects (10% of total)

If \$450 million is collected over 30 years, then \$45 million will be available for Alternative Modes Projects.

At least twenty percent (20%) of the “Local Projects” funds each jurisdiction receives must be used for Alternative Modes projects. Each jurisdiction may use more than this minimum but not less. The goal of this sub-category of projects is to provide safe alternatives to automobile travel, increase use of alternative modes, and improve air quality and the environment. This sub-category may be used for projects and programs that provide alternatives to single-occupant vehicle use, including but not limited to:

- Sidewalks, crosswalks, safe routes to schools, ADA curb ramps, and other pedestrian projects
- Bicycle projects
- Passenger Rail
- Railroad crossing safety improvements
- Vanpools, carpools or other ridesharing programs or incentives
- Roundabouts or other air quality improvements
- or other alternative modes

This sub-category may be used for new projects or programs, for safety improvements, or for maintenance or operation of existing projects or programs. Funds can be used for all phases of project development and implementation.

This sub-category may also be used as an incentive or as matching funds for transportation-related components of sustainable communities and developments that help increase alternatives to automobiles.

Below is an example of what the annual allocation to each local jurisdiction could look like in any given year, assuming \$15,000,000 in revenue.

Jurisdiction	Example Annual Amount	20% for local alternative modes projects	80% for other local transportation needs
City of Atwater	\$615,763	\$123,152	\$492,610
City of Dos Palos	\$244,816	\$48,963	\$195,853
City of Gustine	\$246,594	\$49,319	\$197,276
City of Livingston	\$368,040	\$73,608	\$294,432
City of Los Banos	\$767,143	\$153,429	\$613,714
City of Merced	\$1,554,461	\$310,892	\$1,243,569
Merced County	\$3,703,183	\$740,637	\$2,962,546
Total	\$7,500,000	\$1,500,000	\$6,000,000

3. Transit – 5% of total

If \$450 million is collected over 30 years, then \$22.5 million will be available for Transit Projects

Five percent (5%) of the funds will be allocated to this program. The Governing Board of the Merced County Association of Governments is the decision-maker for allocating these funds. The goal of this funding category is to expand or enhance public transit services and programs.

To accomplish this important goal, funding is provided to the transit agency within the County to expand transit services. Potential uses include but are not limited to:

- New routes to enhance existing transit service
- Low emission buses
- Night and weekend service
- Bus shelters and other capital improvements
- Safer access to public transit services
- Fare reduction or subsidies

4. Administration – 1% of total

If \$450 million is collected over 30 years, then \$4.5 million will be available for Administration.

One percent (1%) of the funds will be allocated to MCAG to:

- Prepare Implementation Plan updates
- Develop funding allocation requirements
- Administer and conduct specified activities identified in the categories described above
- Prepare Annual Transportation Measure Report
- Contract for annual independent audits
- Staff the regional committees and provide technical assistance

For more information

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Merced, CA 95340
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Appendices

Appendix A – Expenditure Plan Administration

Governing Board and Organizational Structure

A description of the Merced County Association of Governments and its organizational structure related to the sales tax follows. The structure is consistent with the enabling legislation.

Merced County Transportation Authority Structure under the Transportation Measure

The Merced County Association of Governments (MCAG) is the Merced County Local Transportation Authority and will administer the Transportation Measure in compliance with Public Utilities Code PUC 180000 et seq. If the Transportation Measure is approved by Merced County voters in November 2016, the Authority will be responsible for administering the Transportation Measure in accordance with plans and programs outlined in this and subsequent updates of this Expenditure Plan. In addition, this Expenditure Plan includes provision for a Citizens' Oversight Committee. Details regarding the Committee are contained in Appendix B. The TEP Implementation Plan will continue to be prepared by MCAG and approved by its Policy Board and by the Authority.

PUC 180000 includes provisions regarding the number of members on the Authority Board. Specifically, the Authority will be represented by eleven (11) members including:

- Five (5) members of the Board of Supervisors
- One (1) member representing each of the six cities in Merced County: Atwater, Dos Palos, Gustine, Livingston, Los Banos, and Merced consisting of members of the city council appointed by the city council

Alternates to the regular members of the authority may participate in accordance with the MCAG By-Laws.

Plan Update, Approval Process, and Expenditure Plan Amendments

Plan Review and approval process

There are three primary reports/plans that are referenced as follows:

1. The Expenditure Plan – The Expenditure Plan is approved by the voters and may be amended once a year as outlined below.
2. The Annual Report – The Annual report is prepared each year by the Citizen's Oversight Committee to provide review how sales tax receipts are being spent and publicize the results
3. Biennial Implementation Plan – Prepared every two years to outline project expenditures. The Implementation Plan will be timed to coincide with the development of the Bi-annual State Transportation Improvement Program development.

In compliance with schedules mandated in federal and state law, MCAG regularly prepares a new long-range transportation plan (RTP) that updates and renews a list of candidate projects for all transportation modes (streets, highways, public transportation, bikeways, aviation, etc.). If funds are available for any projects beyond those now listed in this Expenditure Plan, they will be drawn from that list. MCAG will have the option of issuing bonds to deliver Measure projects and programs contained in this Expenditure Plan to reduce project costs by delivering them earlier.

All updates of the Expenditure Plan will be subject to public review and public hearings. While these candidate projects may change and priorities for funding may occur, there are more than enough project

needs within the County to be addressed using all types of funding, including Transportation Measure funds. It will be vital during development of each Expenditure Plan Update to consider financing all transportation modes in order to insure a balanced and efficient transportation system. All of the projects and programs included in this Expenditure Plan are considered essential to meet the transportation needs of Merced County.

The Funding Categories and overall Funding Allocations formulas described in this Expenditure Plan may not be amended without approval of the voters.

Amendments to the Expenditure Plan

As specified in Public Utilities Code Section 180207:

- (a) The authority may annually review and propose amendments to the county transportation expenditure plan adopted pursuant to Section 180206 to provide for the use of additional federal, state, and local funds, to account for unexpected revenues, or to take into consideration unforeseen circumstances.
- (b) The authority shall notify the board of supervisors and the city council of each city in the county and provide them with a copy of the proposed amendments.
- (c) The proposed amendments shall become effective 45 days after notice is given.

The Funding Categories and overall Funding Allocations formulas described in this Expenditure Plan may not be amended without approval of the voters.

Bi-Annual Implementation Plan

At a minimum of once every two years, MCAG will prepare and adopt a Transportation Measure Implementation Plan. This will include a financial plan consistent with the Regional Transportation Improvement Program (RTIP) and the State Transportation Improvement Program (STIP).

- MCAG staff working with member agencies and affected stakeholders will develop the Draft Implementation Plan, and will update it every two years.
- The MCAG Governing Board receives the Draft Implementation Plan and its updates and schedules public hearings to review the Plan
- The MCAG Governing Board adopts the Implementation Plan

Independent Financial Audits

If the Transportation Measure is approved by the voters, MCAG would conduct independent financial audits consistent with PUC 180000 et seq.

Implementation Guidelines

Administration Program: - 1% of the Measure

There are a number of processes that MCAG must also perform to support the Transportation Measure including maintenance of the Expenditure Plan and development of requirements associated with:

- Each of the proposed allocation programs
- The identification and prioritization of projects

It is recommended that MCAG be allocated 1% of sales tax revenue to address important activities.

Activities of MCAG are described below:

- Prepare Annual Work Program and Budget
- Develop the allocation program requirements including focused studies needed to implement the Transportation Measure
- Prepare the Implementation Plan every two years
- Develop the priority list of regional capacity increasing and rehabilitation projects
- Conduct an independent audit of Transportation Measure funds on an annual basis
- Conduct on on-going public outreach program

- Issue bonds to deliver Transportation Measure projects contained in Implementation Plan to save project costs by delivering them earlier
- Allocate Transportation Measure proceeds to the local jurisdictions consistent with the Expenditure Plan requirements
- Staff the regional committees and provide technical assistance

Bonding and Financing

MCAG will have the authority to bond and use other financing mechanisms, including, when more advantageous economically, loans from banks and other financial lending institutions, for the purposes of expediting the delivery of transportation projects and programs and to provide economies of scale. Bonds or loans, if issued, will be paid with the proceeds of the transportation sales tax. The costs and risks associated with the bonding and loans will be presented in the Implementation Plan, and will be subject to public comment before any bond sale or loan application is approved.

MCAG will also be able to use other means to accelerate the delivery of Regional Projects including partnering with other COGS, the State of California, the federal government, and other government agencies, federal authorization funds, federal earmarks, partnering with private entities, seeking outside grants and matching or leveraging tax receipts to the maximum extent possible.

Local agencies may choose to advance funds for a project, either a project specified in the plan, or a project for which they plan to use their local agency Local Project funds, and to receive reimbursement for that advancement in accordance with the plan. The fund advancement and reimbursement projections must be approved by MCAG in accordance with the voting requirements, prior to proceeding with the project. Local agencies may also accumulate funds from their Local Projects allocations over several years to fund larger or higher cost projects.

Regional Projects Contingency Fund

MCAG will also have the ability to set aside a contingency fund for Regional Projects shares of up to 5% of the annual receipts from the tax. Revenues to fund the contingency may be accumulated if revenues exceed projections.

In the event that actual revenues in any given year are less than the budgeted revenues, the MCAG Board may use the contingency fund to make up the difference between the budgeted revenues and the actual revenues. The contingency fund may also be used to fund projects where the actual cost exceeds projections.

Accountability

All business of MCAG will be conducted in an open and public meeting process in accordance with the California Brown Act. MCAG will approve all spending plans described in this document and will ensure that adequate public involvement has been included in the preparation of all spending plans. MCAG will be required to hire an independent auditor who will annually audit all sales tax expenditures, ensuring that expenditures are made in accordance with the plan, and with prudent, established accounting regulations and practices.

Maintenance of effort

The enabling legislation in Public Utilities Code PUC 180001(e) states:

It is the intent of the Legislature that funds generated pursuant to this division be used to supplement and not replace existing local revenues used for transportation purposes.

Each Agency receiving revenues for "Local Projects" shall annually maintain, as a minimum, the same level of local fully discretionary general fund revenues that were expended on average for fiscal years 2013/14, 2014/15 and 2015/16, for transportation purposes. Dedicated funds for transportation such as gas tax revenues are not counted as general fund revenues. Transfers in to the general fund will not be counted as general fund revenues. Grant awards and general fund revenues used as matching funds for grant awards will not be counted as general fund revenues.

Other Guidelines

This plan is guided by principles that ensure that the revenue generated by the transportation sales tax is spent in the most efficient and effective manner possible, consistent with the desires of the voters of Merced County. The principles outlined in this section provide flexibility needed to address issues that may arise during the life of the plan.

1. MCAG will fund both regional and local projects, and will also provide funds to local agencies to address special and localized needs.
2. MCAG is charged with a fiduciary duty in administering the transportation sales tax proceeds in accordance with the applicable laws and this Expenditure Plan. Receipt of these tax proceeds may be subject to appropriate terms and conditions as determined by MCAG in its reasonable discretion, including, but not limited to, the right to require recipients to execute funding agreements and the right to audit recipients' use of the tax proceeds.
3. The monies collected through MCAG shall be accounted for and invested separately, unless and until the funds are turned over to a local agency in accordance with the plan. At such time, the local agency shall keep a separate accounting of the monies and any and all expenditures to ensure that the monies are spent in accordance with the approved expenditure plan.
4. All meetings of MCAG will be conducted in public accordance to state law, through publicly noticed meetings. The annual budget of MCAG, annual work plan, biennial Implementation Plan, and annual report will all be prepared for public scrutiny. The interests of the public will further be protected by the Citizens' Oversight Committee described in this Plan.
5. Under no circumstances may the proceeds of this transportation sales tax be applied to any purpose other than for transportation improvements benefiting Merced County and its member agencies.
6. Actual revenues may be higher or lower than expected in this Plan, due to changes in receipts and/or matching or leveraging capability. Estimates of actual revenue will be programmed annually by the MCAG during its annual budget process.
7. All projects funded with these transportation sales tax funds will be required to complete appropriate California Environmental Quality Act (CEQA) and other environmental review as required.
8. Funds may be accumulated by MCAG or by recipient agencies over a period of time to pay for larger and long-term projects. If accumulated for a general purpose, the proceeds will be used for the transportation purposes described in the Expenditure Plan.
9. MCAG will have the authority to loan transportation sales tax receipts allocated to Regional Projects at prevailing interest rates to member agencies for the implementation of needed transportation projects, provided that a guaranteed revenue stream is devoted to repay such a loan over a maximum amount of time, and provided that the loan will not interfere with the implementation of programs or projects defined in the Expenditure Plan. Loaning of funds allocated to Regional Projects requires 2/3rds MCAG Board approval and approval by the affected Regional Committee.
10. Each Local jurisdiction shall have the authority to loan transportation sales tax receipts allocated to them for Local Projects to member agencies for the implementation of needed transportation projects.
11. New incorporated cities or new transit agencies or services that come into existence in Merced County during the life of the Expenditure Plan could be considered as eligible recipients of funds through a Plan Amendment, and an additional position created on the governing board.

Appendix B – Citizens Oversight Committee

Committee Purpose

- To provide input on implementation of the Plan, and to advise the MCAG Board if and when the Plan needs to be augmented and to ensure that the funds are being spent in accordance with the Plan.
- To inform the public and to ensure that the Transportation Measure (Measure) funding program revenues and expenditures are spent as promised to the public.

Administrative Issues

Committee Formation

- The Committee will be formed within six (6) months upon approval of the Transportation Measure by the voters of Merced County in November 2016.
- The Committee shall not be amended out of the Expenditure Plan.
- Meetings will commence when Transportation Measure revenues are recommended for expenditure; including Implementation Plan updates.

Selection and Duties of Committee Chair and Vice Chair

- The Committee shall select a Chair and Vice Chair from the members, each of whom shall serve a one (1) year term.
- The duties of the Chair will be to call meetings, set agendas, and preside over meetings.
- The duties of the Vice Chair will be to perform the same duties described above in the absence of the Chair.

Committee Meetings

- The Committee will hold one formal meeting annually, with additional meetings scheduled as needed by the Committee.
- All Committee meetings must be held in compliance with the Brown Act.
- All meetings will be conducted per "Robert's Rules of Order".

Subcommittee Requirements

- The Committee may elect to form subcommittees to perform specific parts of its purpose.
- All subcommittees shall have an odd number of members.

Committee Membership, Selection, and Quorum

Membership & Selection

The Committee will be designed to reflect the diversity of the County. The Committee will consist of 14 members. Each organization represented on the Citizens' Oversight Committee will nominate its representative; with final appointments approved by the governing board of MCAG. The membership shall be as follows:

- One member will be appointed by each City and the County (Total of 7)
- One representative from the building industry
- One representative from the agriculture industry
- One representative from an ethnic community group
- One representative from a major private sector Merced County employer
- One representative from an advocacy group representing bicyclists and pedestrians, and/or transit
- One member who is a professional in the field of audit, finance and/or budgeting with a minimum of five years in a relevant and senior decision-making position in the public or private sector
- One representative from an environmental advocacy group

In the case of the final four representatives, applications from residents within Merced County who are over the age of 18 will be solicited and accepted. The representatives will be selected by the MCAG Governing Board.

Quorum

- A quorum will be no less than eight (8) members of the Committee
- An action item of the Committee may be approved by a simple majority of those present, as long as the quorum requirement is met.

Term of Membership

- Terms of membership will be for two (2) years. No member may serve more than 8 years.
- Members may be reimbursed for authorized expenses, but not be compensated for their service on the Committee.
- In an effort to maintain Committee member consistency, during the first two (2) years of the Committee, terms will be staggered with 7 of the members to serve a one-year term, 7 of the members to serve a two-year term. The length of the first terms will be determined via random selection.
- Proxy voting will not be permitted.

Eligibility

- U.S. citizen 18 years of age or older who resides in Merced County
- Not an elected official at any level of government
- Not a public employee at any State, County or local city agencies
- Must submit an annual statement of financial disclosure consistent with Fair Political Practices Commission (FPPC) rules and regulations and filed with the Authority

Staffing

- MCAG will staff the Committee and provide technical and administrative assistance to support and publicize the Committee's activities.
- MCAG services and any necessary outside services will be paid using the MCAG's Transportation Measure Administration revenues.
- Expert staff will be requested to provide information and make presentations to the Committee, as needed.

Responsibilities

The Committee may receive, review and recommend any action or revision to plans, programs, audits or projects that is within the scope of its purpose stated above. Specific responsibilities include:

- Receive, review, inspect, and recommend action on independent financial and performance audits related to the Transportation Measure
- Receive, review, and recommend action on other periodic reports, studies and plans from responsible agencies. Such reports, studies and plans must be directly related to Transportation Measure revenues or expenditures
- Review and comment upon Measure expenditures to ensure that they are consistent with the Expenditure Plan
- Annually review how sales tax receipts are being spent and publicize the results
- Present Committee recommendations, findings, and requests to the public and MCAG in a formal annual report to inform Merced County residents how funds are being spent.
- The Committee will have full access to the MCAG independent auditor and will have the authority to request and review specific information, with the understanding that the Committee will rely upon data, processes and studies available from MCAG, and other relevant data generated by reputable sources. It is understood; that MCAG will be continuously striving to improve the reliability of data and to update analytical and modeling
- processes and that the Committee will be kept abreast of any such efforts, and is invited to participate in development of such updates in a review capacity.

The Committee will assist MCAG in taking advantage of changing situations with technical and transportation developments in the future. Therefore, the provisions regarding the Committee make up, processes and protocols are viewed through 2047 based upon a 2016 perspective, and are not meant to be unduly restrictive on the MCAG and the Committee's roles and responsibilities.

Appendix C – TEP Steering Committee Roster

MCAG/Merced County	Deidre Kelsey Hub Walsh
Leadership Council for Justice and Accountability	Kaylon Hammond
Hilmar	Mike Seward
Assembly Member Adam Gray	Ryan Heller
Caltrans	Tom Dumas
Transit	Rich Green
Merced Boosters	Michael Carpenter Vinton Thengvall
Greater Merced Chamber of Commerce	Adam Cox
Golden Valley Health Centers	Mary-Michal Rawling
UC Merced	Phillip Woods
Merced College	Paul Baxter
City of Gustine	Ellen Hasness Pat Nagy
City of Dos Palos	Jerry Antonetti Michael McGlynn
City of Los Banos	Mike Villalta Steve Carrigan/Gary Brizzee
City of Atwater	Jim Price Scott McBride
City of Merced	Josh Pedrozo Tony Dossetti - Alternate
City of Livingston	Alex McCabe
Agriculture	Diana Westmoreland Pedrozo

Proposed Transportation Measure

Here's the problem...

Our region is facing a serious funding shortfall.

- \$380 million = amount needed to **maintain** local streets and roads in Merced County through 2040
- \$1.1 billion = amount needed to **expand** our regional roads and highways through 2040



Transportation Expenditure Plan (TEP) Development Process

- Board Workshop - August 2015
- Steering Committee formed - September 2015
- Eight (8) Steering Committee meetings - October 2015 through March 2016
- Committee comprised of 24 members including reps from each city, the County and a variety of community stakeholders
- Purpose of the Committee: to assist with the development of a TEP

TEP Steering Committee

- Key decisions/actions:
 - Adopted governing policies for the TEP development process
 - Conducted internal poll to assess priorities
 - Reviewed poll results
 - Identified funding categories and allocations
 - Recommended a draft TEP to the Board

COMMITTEE ROSTER

MCAG/Merced County	Deidre Kelsey & Hub Walsh
Leadership Counsel for Justice and Accountability	Kaylon Hammond
Community of Hilmar	Mike Seward
Assm. Adam Gray's Office	Ryan Heller
Caltrans	Tom Dumas
Merced Boosters	Michael Carpenter & Vinton Thengvall
Greater Merced Chamber	Adam Cox
Golden Valley Health Centers	Mary-Michal Rawling
UC Merced	Phillip Woods
Merced College	Paul Baxter
City of Gustine	Ellen Hasness & Pat Nagy
City of Dos Palos	Jerry Antonetti & Mike McGlynn
City of Los Banos	Mike Villalta & Gary Brizzee
City of Atwater	Jim Price & Scott McBride
City of Merced	Josh Pedrozo Tony Dossetti (Alternate)
City of Livingston	Alex McCabe
Agriculture	Diana Westmoreland Pedrozo
Transit	Rich Green

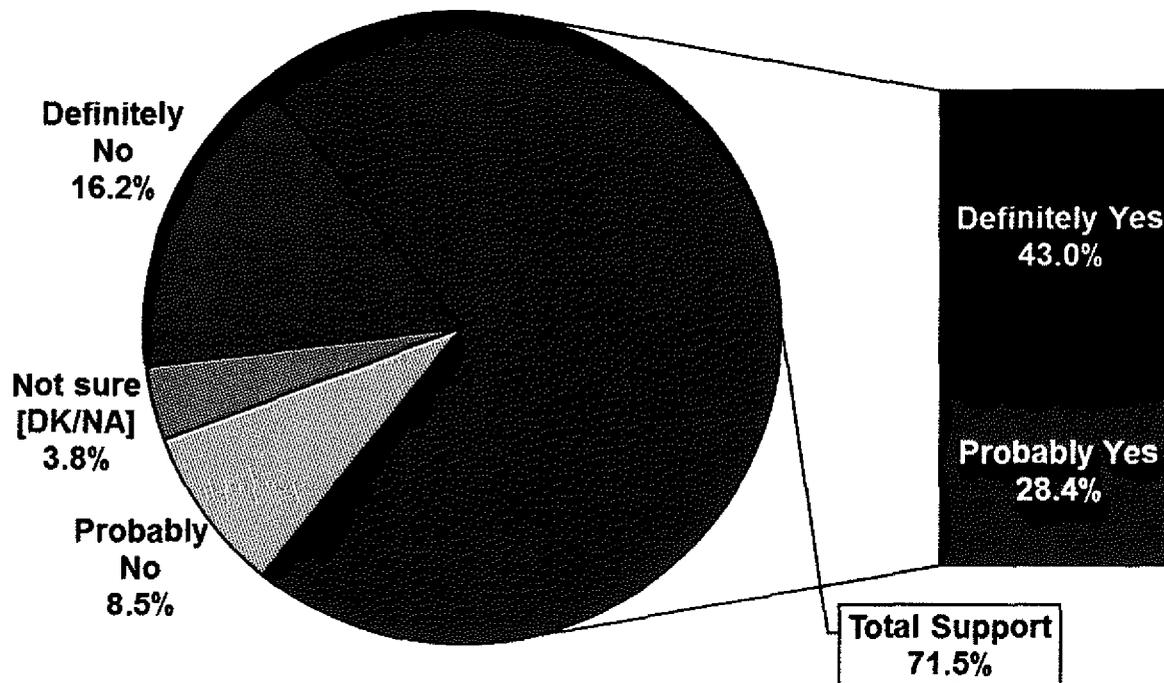
Here are the facts...

A half-cent sales tax dedicated to transportation

- \$450 million in new revenue over 30 years
- \$15 million annually
- Self-Help County status
- Promotes economic development and job creation
- Provides local control and flexibility
- Reduces reliance on state and federal government

The choice is yours!

Poll Results



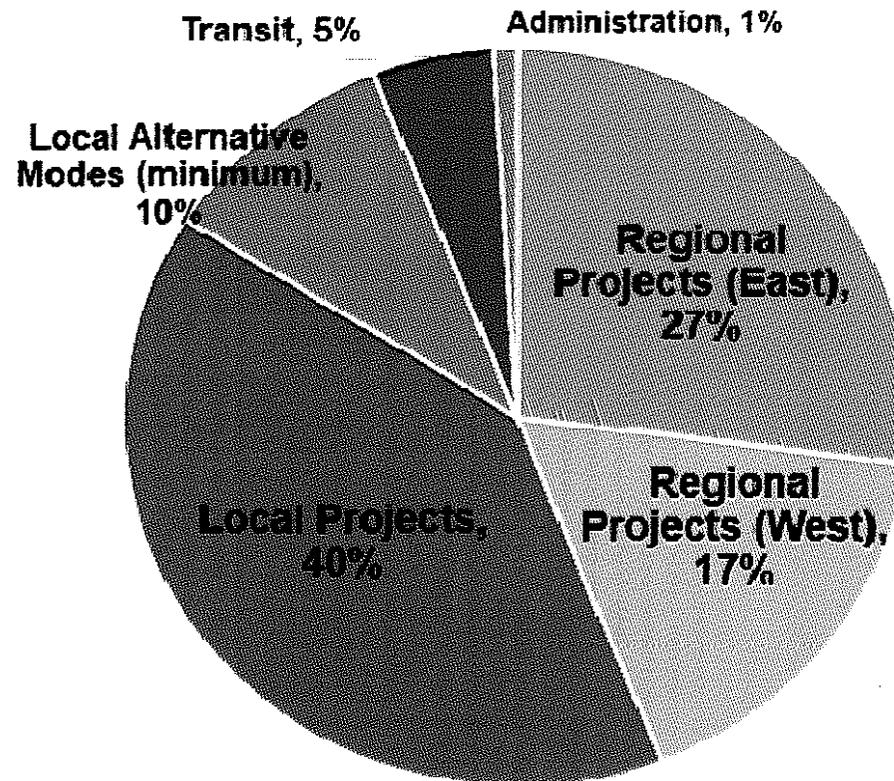
To provide funding for local transportation improvements including:

- fixing potholes and maintaining local roads;
- reducing traffic congestion on highways and local roads;
- extending commuter rail into Merced County;
- providing seniors and disabled with mobility options; and
- improving pedestrian and bike travel;

shall the Merced County Transportation Authority enact a ½ cent sales tax, providing \$15 million dollars annually for transportation projects for 30 years, that cannot be taken by the State, with citizens' oversight, and requiring all money to be spent entirely in Merced County?

Funding Categories & Percentages

Figure 1



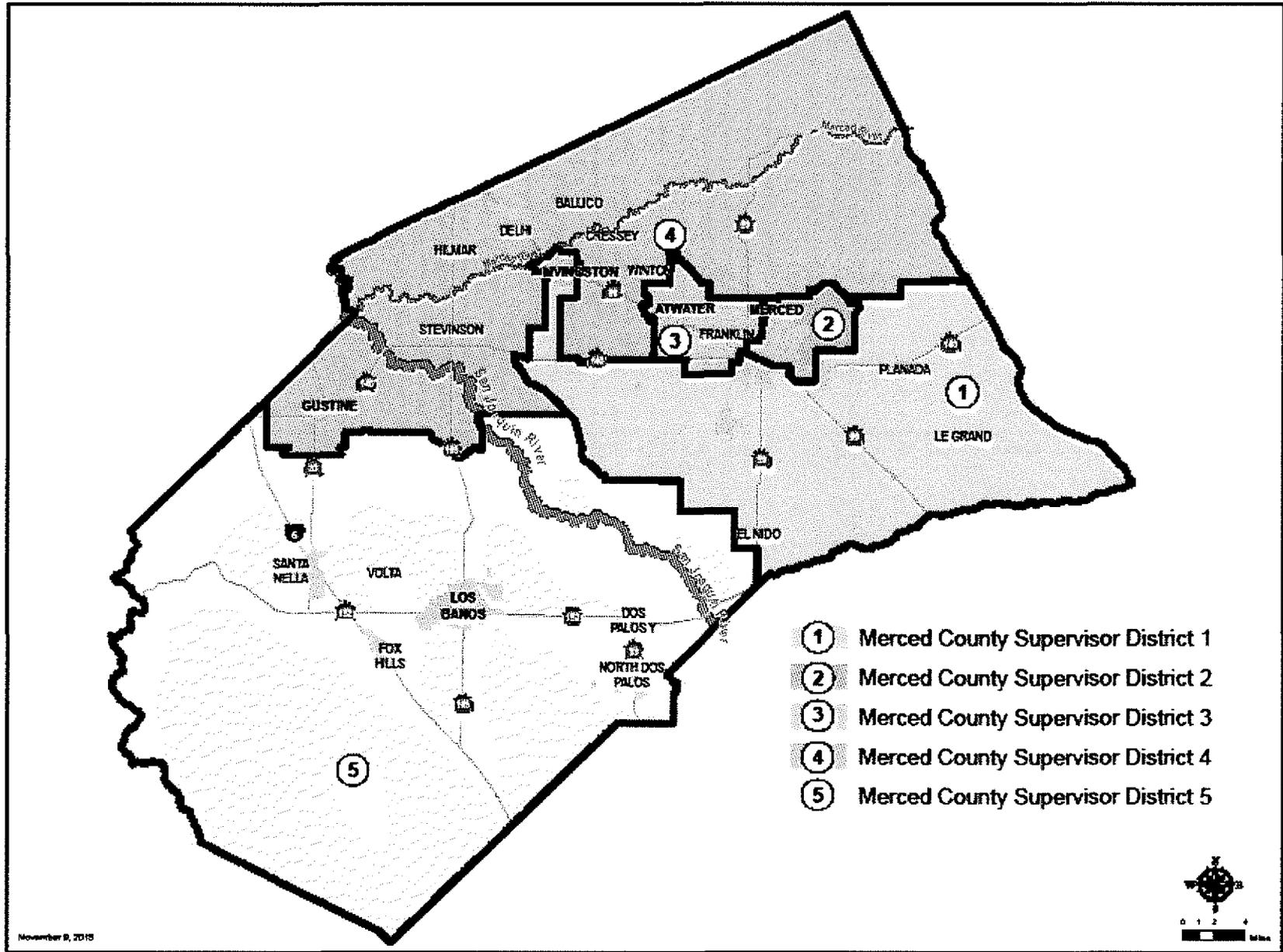
Funding Categories

			Major Categories %	Sub-categories %	Annual	30 Year Total
1.	Regional Projects	<i>subtotal</i>	44%		\$6,600,000	\$198,000,000
	Regional Projects - Eastside			27%	\$4,050,000	\$121,500,000
	Regional Projects - Westside			17%	\$2,550,000	\$76,500,000
2.	Local Projects	<i>subtotal</i>	50%		\$7,500,000	\$225,000,000
	Unrestricted maximum			40%	\$6,000,000	\$180,000,000
2.A.	Alternative Modes minimum			10%	\$1,500,000	\$45,000,000
3.	Transit		5%	5%	\$750,000	\$22,500,000
4.	Administration		1%	1%	\$150,000	\$4,500,000
	TOTAL COUNTYWIDE		100%	100%	\$15,000,000	\$450,000,000

Regional Shares – 44%

- **Eastside Regional Share Project Committee:**
 - One elected official from each eastside city:
Atwater, Livingston and Merced
 - Five County Supervisors representing the eastside
- 27% of the funds
- **Westside Regional Share Project Committee:**
 - One elected official from each westside city:
Dos Palos, Gustine, and Los Banos
 - Two County Supervisors representing the westside
- 17% of the funds

To be eligible for this funding, regional projects must be in the Regional Transportation Plan (RTP)



Local Shares - 50%

- Funds distributed on annually based on the following formula:
 - Base amount of \$150,000 to each jurisdiction
 - Remainder of funds divided:
 - 50% on road miles
 - 50% on population
- 80% of the jurisdiction's allocation is unrestricted for locally identified projects (road maintenance, etc.)
- 20% of the jurisdiction's allocation must be spent on alternative modes (sidewalks, safe routes to schools, bicycle projects, ridesharing, roundabouts, etc.)

Local Shares - 50%

- Assuming countywide annual revenue is \$15,000,000
- 50% to Local Projects = \$7,500,000

Jurisdiction	Example Annual Amount	Sidewalks, Bikeways, Etc.	All Modes- Streets/Roads
Atwater	\$615,763	\$123,152	\$492,610
Dos Palos	\$244,816	\$48,963	\$195,853
Gustine	\$246,594	\$49,319	\$197,276
Livingston	\$368,040	\$73,608	\$294,432
Los Banos	\$767,143	\$153,429	\$613,714
Merced	\$1,554,461	\$310,892	\$1,243,569
County	\$3,703,183	\$740,637	\$2,962,546
Total	\$7,500,000	\$1,500,000	\$6,000,000

What does this mean for Los Banos?

- **\$767,000** per year for local transportation priorities
 - Decided by the City Council
 - **\$153,000** minimum to be spent on bikeways, sidewalks, and other alternative modes
- **\$23 million** over the life of the measure for local projects in Los Banos
- Benefiting from Westside Share of regional funding (**\$77 million** over the life of the measure)
- Improvements to transit service throughout the county

Guarantee?

“The Funding Categories and overall Funding Allocations formulas described in this Expenditure Plan may not be amended without approval of the voters.”

(TEP, page 12)

Transit - 5%

- Fare reductions
- Improved transit for seniors, disabled and veterans
- Expanded service area and frequency

Administration - 1%

- Annual audit/oversight/reporting/etc.

We're in this together!

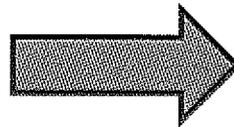
Local Shares	Annual Amount	30 Year Total
Atwater	\$615,763	\$18 million
Dos Palos	\$244,816	\$7 million
Gustine	\$246,594	\$7 million
Livingston	\$368,040	\$11 million
Los Banos	\$767,143	\$23 million
Merced	\$1,554,461	\$47 million
County	\$3,703,183	\$111 million
Regional Shares	Annual Amount	30 Year Total
Regional Projects – Eastside	\$4,050,000	\$122 million
Regional Projects – Westside	\$2,550,000	\$77 million
Transit	\$750,000	\$23 million

Next Steps

April 21	Send 2 nd TEP to jurisdictions
April-May	Cities and County consider TEP
June	MCAG approves Plan and requests placement on ballot
July	County places measure on ballot
Nov 8	Election Day

If measure had passed in 2006

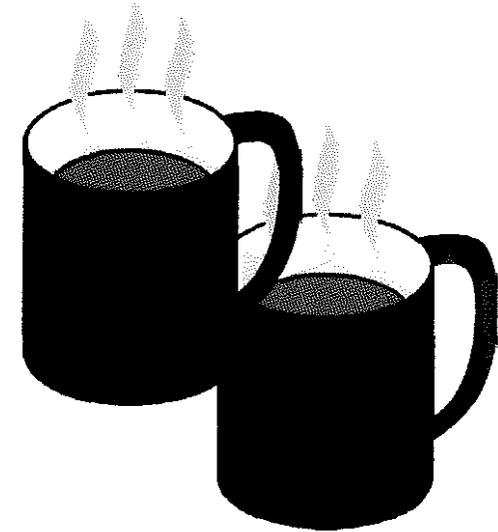
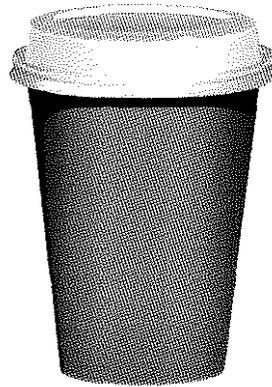
- Over \$110 million would have been raised so far
 - \$50 million for local projects
 - \$56 million for regional projects
 - \$5 million for transit



Jurisdiction	Amount (estimate)
Atwater	\$4,000,000
Dos Palos	\$1,600,000
Gustine	\$1,600,000
Livingston	\$2,700,000
Los Banos	\$4,500,000
Merced	\$10,600,000
County	\$25,000,000
Total	\$50,000,000

Average cost per person

- A ½ cent sales tax, on average, would cost \$5 per person per month



- \$15,000,000 revenue per year
- 260,000 people
- \$57 per person per year = \$5 per month



City of
Los Banos
At the Crossroads of California

**COMMUNITY AND ECONOMIC DEVELOPMENT
DEPARTMENT**

Date: May 13, 2016

Regarding: Notice of Public Hearing

Proposal: City of Los Banos Housing Element 2014-2023

NOTICE IS HEREBY GIVEN THAT a Public Hearing will be held by the Los Banos Planning Commission to consider a recommendation to the Los Banos City Council for a proposed General Plan Amendment that would update the Housing Element of the Los Banos General Plan pursuant to State law. The purpose of the Housing Element is to establish specific goals, policies and objectives relative to the provision of housing and to adopt an action plan toward this end. In addition, the Housing Element identifies and analyzes housing needs and resources and constraints to meeting those needs. A copy of the City of Los Banos Housing Element 2014-2023 is available for public review at: www.losbanos.org.

A PUBLIC HEARING on this matter will be held at the next scheduled meeting of the Los Banos Planning Commission on Wednesday, May 25, 2016 at 7:00 p.m. in the Council Chambers of Los Banos City Hall located at 520 "J" Street. Questions regarding the above-referenced item may be directed to Stacy Souza Elms, Senior Planner, at City Hall or at (209) 827-7000, Ext.133.

All persons are invited to be present at the public hearing. Written and oral testimony is invited. Notice is hereby further given that if you challenge the above described item in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this Notice, or in written correspondence delivered to the Planning Commission at, or prior to, the public hearing per Government Code Section 65009.

Additional information may be obtained from Community & Economic Development Department at 520 J Street, Los Banos, California. In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Office of the City Clerk at (209) 827-7000. Notification at least 72 hours prior to the public hearing will enable the City to make reasonable arrangements to allow participation at this hearing

THE CITY OF LOS BANOS


Stacy Souza Elms
Senior Planner



City of
Los Banos
At the Crossroads of California

COMMUNITY AND ECONOMIC DEVELOPMENT DEPARTMENT

Date: May 13, 2016

Regarding: Notice of Public Hearing

Proposal: Conditional Use Permit #2016-08 – St. John's Lutheran Church

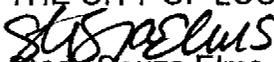
NOTICE IS HEREBY GIVEN THAT a Public Hearing will be held by the Los Banos Planning Commission to consider a Conditional Use Permit to allow St. John's Lutheran Church to operate a parochial school for children ages 3-5 years old. The subject property is located at 250 West Adams Street, more specifically described as Assessor's Parcel Number: 027-161-047.

A PUBLIC HEARING on this matter will be held at the next scheduled meeting of the Los Banos Planning Commission on Wednesday, May 25, 2016 at 7:00 p.m. in the Council Chambers of Los Banos City Hall located at 520 "J" Street. Questions regarding the above-referenced item may be directed to Stacy Souza Elms, Senior Planner at City Hall or at (209) 827-7000, Ext. 133.

All persons are invited to be present at the public hearing. Written and oral testimony is invited. Notice is hereby further given that if you challenge the above described Project in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this Notice, or in written correspondence delivered to the Planning Commission at, or prior to, the public hearing.

Additional information may be obtained from Community & Economic Development Department at 520 J Street, Los Banos, California. In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Office of the City Clerk at (209) 827-7000. Notification at least 72 hours prior to the public hearing will enable the City to make reasonable arrangements to allow participation at this hearing

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COMMUNITY AND ECONOMIC DEVELOPMENT DEPARTMENT

Date: May 13, 2016

Regarding: Notice of Public Hearing

Proposal: Conditional Use Permit #2016-07 – AJ's Customs

NOTICE IS HEREBY GIVEN THAT a Public Hearing will be held by the Los Banos Planning Commission to consider a Conditional Use Permit to allow the operation of a paint spray booth for automotive repair and restoration to be operated by Arnold and Tanya Jorge (d.b.a AJ's Customs). The subject property is located at 557 F Street, more specifically described as Assessor's Parcel Number: 025-072-004.

A PUBLIC HEARING on this matter will be held at the next scheduled meeting of the Los Banos Planning Commission on Wednesday, May 25, 2016 at 7:00 p.m. in the Council Chambers of Los Banos City Hall located at 520 "J" Street. Questions regarding the above-referenced item may be directed to Stacy Souza Elms, Senior Planner at City Hall or at (209) 827-7000, Ext. 133.

All persons are invited to be present at the public hearing. Written and oral testimony is invited. Notice is hereby further given that if you challenge the above described Project in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this Notice, or in written correspondence delivered to the Planning Commission at, or prior to, the public hearing.

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COMMUNITY & ECONOMIC DEVELOPMENT DEPARTMENT

Date: May 13, 2016

Regarding: Notice of Public Hearing

Proposal: Site Plan Review #2016-03 – Doctor Carter Dental Office

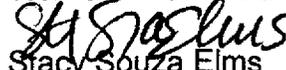
NOTICE IS HEREBY GIVEN THAT a Public Hearing will be held by the Los Banos Planning Commission to consider Site Plan Review #2016-03 for a new dental office for Doctors Ronald and Jeffrey Carter. The project proposal is for the demolition of an existing 1,960 square foot building and the construction of a new 2,790 square foot building. The project site is located within the Highway Commercial zoning district on the northwest corner of South Sixth Street and Washington Avenue at 1317 South Sixth Street; more specifically described as Assessor's Parcel Number: 026-063-014.

A PUBLIC HEARING on this matter will be held at the next scheduled meeting of the Planning Commission on Wednesday, May 25, 2016 at 7:00 p.m. in the Council Chambers of Los Banos City Hall located at 520 "J" Street. Questions regarding the above-referenced item may be directed to Stacy Souza Elms, Senior Planner at City Hall or at (209) 827-7000, Ext. 133.

All persons are invited to be present at the public hearing. Written and oral testimony is invited. Notice is hereby further given that if you challenge the above described Project in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this Notice, or in written correspondence delivered to the Planning Commission at, or prior to, the public hearing.

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