



City of Los Banos

At the Crossroads of California

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Updated 10/14/2016 @ 9:30 am

AGENDA

CITY COUNCIL MEETING

CITY HALL COUNCIL CHAMBERS
520 J Street
Los Banos, California

OCTOBER 19, 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.
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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.
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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 the Week of October 16-22, 2016 as Alzheimer's Awareness Month.
 - B. Proclamation Recognizing Elena Gutierrez, Los Banos High School Student, for Attendance at the Stanford Youth Medical Science Program.
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 #200921 – #201379 in the Amount of \$2,488,595.50.
Recommendation: Approve the check register as submitted.
 - B. First Quarter Investment Report for Fiscal Year 2016/2017.
Recommendation: Accept the report as submitted.
 - C. Minutes for the August 3, 2016 City Council Meeting.
Recommendation: Approve the minutes as submitted.
 - D. Minutes for the September 7, 2016 City Council Meeting.
Recommendation: Approve the minutes as submitted.
 - E. City Council Resolution No. 5799 – Accepting the F Street Storm Line as Complete and Authorizing the Filing of a Notice of Completion with the Merced County Recorder.
Recommendation: Adopt the resolution as submitted.
 - F. City Council Resolution No. 5800 – Amending the Fiscal Year 2016/2017 Budget by Increasing Appropriations in Funds of the Park Maintenance Technical Services for Additional Parts and Material Costs to Streetscapes, Planters and Parks in the Amount of \$20,000.
Recommendation: Adopt the resolution as submitted.

- G. City Council Resolution No. 5801 – Approving an Amendment to Sec. 5010 of Division 5 – Personnel Benefits of the City’s Policy & Procedures Manual as it Pertains to Municipal Clerk Certification Pay.

Recommendation: Adopt the resolution as submitted.

- H. City Council Resolution No. 5802 – Approving the Incorporation of Division 26 – Nepotism and Fraternization Policy to the City’s Policy & Procedures Manual.

Recommendation: Adopt the resolution as submitted.

8. PUBLIC HEARING. (If you challenge the proposed action as described herein in court, you may be limited to raising only those issues you or someone else raised at the public hearing described herein or in written correspondence delivered to the City at, or prior to, the public hearing.)

- A. Public Hearing – To Receive Public Comment and Consideration of Presidential Estates East Area Plan to Guide Future Development; a General Plan Amendment to Re-designate the Project Site from Professional Office, Medium Density Residential, and Commercial to Low Density Residential, Annexation and Prezone of Approximately 106 Acres; and Associated Mitigated Negative Declaration (SCH #2015061056), Project Site Located North of Pioneer Road, West of Mercey Springs Road (SR 165) and East of Eleventh Street, APNs 026-290-001, 002, 003, 004, 005, 083-120-012, 013, 014, 015, 016, 017, 018, 019, 020, 021, 022, 023, 024, 027 and 028.

(Continued from September 7, 2016)

- 1) City Council Resolution No. 5786 – Approving Mitigated Negative Declaration (SCH #2015061056) and Associated Mitigation Monitoring and Reporting Program for the Presidential Estates East Area Plan and Annexation #2014-01, General Plan Amendment #2015-03, Pre-Zone #2014-02, and Associated Pre-Annexation Development Agreements.
- 2) City Council Resolution No. 5787 – Approving General Plan Amendment #2015-03 for Property Located within the Presidential Estates East Area Plan Project, More Specifically Identified as Assessor’s Parcel Numbers: 026-290-001, 002, 003, 004, and 005.
- 3) Ordinance No. 1145 – Amending the Zoning Map to Pre-Zone Approximately 106 Acres Located North of Pioneer Road and West of Mercey Springs Road (SR 165), Merced County, California, from County R-1 (Residential-Single Family) to City R-1 (Low Density Residential), to be Annexed into the City of Los Banos. **(Second Reading & Adoption)**

- 4) City Council Resolution No. 5788 – Requesting the Annexation and Pre-Zone of Approximately 106 Acres for the Presidential Estates East Area Plan and Annexation.
- 5) Ordinance No. 1146 – Approving a Pre-Annexation Development Agreement Between the City of Los Banos and Stonefield Communities, Inc., for the Project Commonly known as the Presidential Estates East Area Plan and Annexation. **(First Reading & Introduction)**
- 6) Ordinance No. 1147 – Approving a Pre-Annexation Development Agreement Between the City of Los Banos and The Manuel M. Cardoza Property, for the Project Commonly Known as the Presidential Estates East Area Plan and Annexation. **(First Reading & Introduction)**

Recommendation: Receive staff report, open public hearing, receive public comment, adopt the resolutions as submitted, continue Ordinance No. 1145, waive the first readings of Ordinance Nos. 1146 and 1147, and introduce Ordinance Nos. 1146 and 1147 as submitted.

9. CONSIDERATION OF APPOINTING TWO (2) COUNCIL MEMBERS TO ATTEND SPECIAL EVENTS STAKEHOLDER MEETINGS.

Recommendation: Appoint two (2) Council Members.

10. DISCUSSION AND CONSIDERATION OF CHANGING FROM MONTHLY MEETINGS TO QUARTERLY MEETINGS FOR THE LOS BANOS PARKS & RECREATION COMMISSION, ECONOMIC DEVELOPMENT ADVISORY COMMISSION AND LOS BANOS AIRPORT COMMISSION.

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

11. NOTICE AND ANNOUNCEMENT OF VACANCIES ON THE FOLLOWING COMMISSIONS/COMMITTEES:

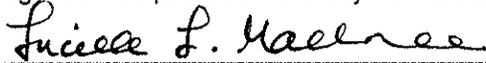
- A. Parks & Recreation Commission – Four (4) Vacancies
- B. Planning Commission – Four (4) Vacancies
- C. Tree Commission – Two (2) Vacancies
- D. Economic Development Advisory Commission – Three (3) Vacancies
- E. Airport Advisory Commission – Three (3) Vacancies
- F. Measure P Committee – Three (3) Vacancies

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

12. ADVISEMENT OF PUBLIC NOTICES. (Two Reports)

13. CITY MANAGER REPORT.
14. CITY COUNCIL MEMBER REPORTS.
 - A. Tom Faria
 - B. Deborah Lewis
 - C. Scott Silveira
 - D. Elizabeth Stonegrove
 - E. Mayor Mike Villalta
15. ADJOURNMENT.

I hereby certify under penalty of perjury under the laws of the State of California, that the foregoing agenda was posted on the City Hall bulletin board not less than 72 hours prior to the meeting.



Lucille L. Mallonee, City Clerk

Dated this 14th day of October 2016