



City of Los Banos

At the Crossroads of California

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AGENDA

CITY COUNCIL MEETING

CITY HALL COUNCIL CHAMBERS
520 J Street
Los Banos, California

MAY 15, 2019

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 ____, Johnson-Santos ____, Jones ____, Lewis ____, Villalta ____
4. CONSIDERATION OF APPROVAL OF AGENDA.
5. PUBLIC FORUM. (Members of the public may address the City Council Members on any item of public interest that is within the jurisdiction of the City Council; includes agenda and non-agenda items. No action will be taken on non-agenda items. Speakers are limited to a five (5) minute presentation. Detailed guidelines are posted on the Council Chamber informational table.)

6. CONSIDERATION OF APPROVAL OF CONSENT AGENDA. (Items on the Consent Agenda are considered to be routine and will be voted on in one motion unless removed from the Consent Agenda by a City Council Member.)

- A. Check Register for #215765 – #216021 in the Amount of \$1,242,900.17.

Recommendation: Approve the check register as submitted.

- B. Third Quarter Investment Report for the 2018/2019 Fiscal Year.

Recommendation: Accept the report as submitted.

- C. Minutes for the April 17, 2019 City Council Meeting.

Recommendation: Approve the minutes as submitted.

- D. City Council Resolution No. 6075 – Approving the Road Maintenance and Rehabilitation Account (RMRA) Proposed Project List for Fiscal Year 2019/2020.

Recommendation: Approve the resolution as submitted.

- E. City Council Resolution No. 6076 – Approving and Adopting Final Tract Map No. 2017-01 Stonecreek at Los Banos The Villages VII Phase 1 Unit 2 and Accompanying Subdivision Improvement Agreement (Anderson Homes).

Recommendation: Approve the resolution as submitted.

- F. City Council Resolution No. 6077 – Approving the Ground Leases between the City of Los Banos and the County of Merced for the Merced County Library and Milliken Museum and Authorize the City Manager to Execute Said Leases.

Recommendation: Approve the resolution as submitted.

- G. City Council Resolution No. 6078 – Approving the Partial Land Acquisition of APN 428-021-043 by the California Department of Transportation from the City of Los Banos and Authorize the City Manager to Execute the Required Documents for this Acquisition.

Recommendation: Approve the resolution as submitted.

- H. City Council Resolution No. 6079 – Approving the Increase of Expenditures in the Amount of \$26,558 and Amending the 2018/2019 Fiscal Year Budget by Increasing the Appropriation Amount for Expenditures in the Amount of \$26,558 Related to the Police Department Abandoned Vehicle Abatement (AVA) Program.

Recommendation: Approve the resolution as submitted.

7. CENTRAL CALIFORNIA IRRIGATION DISTRICT (CCID) PRESENTATION.

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

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 a New Article to Title 9 of Chapter 3 of the Los Banos Municipal Code Regarding Sidewalk Vending in Response to Senate Bill 946 (“Safe Sidewalk Vending Act”).

- 1) Ordinance No. 1171 – Amending Title 9 Chapter 3 of the Los Banos Municipal Code Adding a New Article 45 to Create a Sidewalk Vending Program, Amending Related Provisions of the Los Banos Municipal Code, and Making a Determination of Exemption Under California Environmental Quality Act (CEQA). **(Second Reading & Adoption)**

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

9. CONSIDERATION OF ADOPTION OF CITY COUNCIL RESOLUTION NO. 6080 – APPROVING AND AUTHORIZING THE CITY MANAGER TO EXECUTE A MEMORANDUM OF UNDERSTANDING FOR THE DEDICATION OF A FUTURE FIRE STATION SITE WITHIN DOVE HOLLOW VILLAGES AT STONECREEK VII.

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

10. ADVISEMENT OF PUBLIC NOTICES. (None)

11. CITY MANAGER REPORT.

12. CITY COUNCIL MEMBER REPORTS.

- A. Brett Jones
- B. Deborah Lewis
- C. Tom Faria
- D. Daronica Johnson-Santos
- E. Mayor Mike Villalta

13. CLOSED SESSION.

- A. Conference with Labor Negotiators, Pursuant to Government Code Section 54957.6, Agency Designated Representatives: City Manager Terrazas, City Attorney Vaughn, City Clerk/Human Resources Director Mallonee, Finance Director Williams, Legal Counsel Tuffo; Employee Organizations: Los Banos Public Employees Union (Public Works), Local 1/AFSCME Unrepresented Miscellaneous Employees.
- B. CLOSED SESSION – Conference with Real Property Negotiators, Pursuant to Government Code Section 54956.8; Property Located at 1624 San Luis Street, Los Banos, California, (APN 428-070-001 (Portion)), Approximately 12,785 Square Feet; City Negotiators: City Manager Terrazas, City Attorney Vaughn, Finance Director Williams; Negotiating Parties: Merced Community Action Agency CEO Callahan-Johnson; Under Negotiation: Purchase Price and Terms of Sale.

14. ADJOURNMENT.

- A. Adjourn to 6:00 PM, Wednesday, May 22, 2019 at the Los Banos Community Center Located at 645 Seventh Street, Los Banos, California to Conduct a Joint Study Session with the City Council Regarding Legislative Updates to the General Plan Update 2040.
- B. Adjourn to 5:00 PM, Thursday, May 30, 2019 in the Council Chambers, 520 J Street, Los Banos, California to Attend a 2019/2020 Fiscal Year Budget Workshop.

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 9th day of May 2019